

**SENATE SUBSTITUTE AMENDMENT 1,
TO 1999 SENATE BILL 45**

June 29, 1999 – Offered by COMMITTEE ON FINANCE.

1 **AN ACT relating to:** state finances and appropriations, constituting the
2 executive budget act of the 1999 legislature.

Analysis by the Legislative Reference Bureau

GUIDE TO NONSTATUTORY MATERIAL

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

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

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

91XX Nonstatutory provisions.

92XX Appropriation changes.

93XX Initial applicability.

94XX Effective dates.

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

- XX01 Administration.**
- XX02 Adolescent pregnancy prevention and pregnancy services board.**
- XX03 Aging and long-term care board.**
- XX04 Agriculture, trade and consumer protection.**
- XX05 Arts board.**
- XX06 Boundary area commission, Minnesota–Wisconsin.**
- XX07 Building commission.**
- XX08 Child abuse and neglect prevention board.**
- XX09 Circuit courts.**
- XX10 Commerce.**
- XX11 Corrections.**
- XX12 Court of appeals.**
- XX13 Educational communications board.**
- XX14 Elections board.**
- XX15 Employee trust funds.**
- XX16 Employment relations commission.**
- XX17 Employment relations department.**
- XX18 Ethics board.**
- XX19 Financial institutions.**
- XX21 Governor.**
- XX22 Health and Educational Facilities Authority.**
- XX23 Health and family services.**
- XX24 Historical society.**
- XX25 Housing and Economic Development Authority.**
- XX26 Insurance.**
- XX27 Investment board.**
- XX28 Joint committee on finance.**
- XX29 Judicial commission.**
- XX30 Justice.**
- XX31 Legislature.**
- XX32 Lieutenant governor.**
- XX33 Lower Wisconsin state riverway board.**
- XX34 Medical College of Wisconsin.**
- XX35 Military affairs.**
- XX36 Natural resources.**
- XX37 Personnel commission.**
- XX38 Public defender board.**
- XX39 Public instruction.**
- XX40 Public lands, board of commissioners of.**
- XX41 Public service commission.**
- XX42 Regulation and licensing.**
- XX43 Revenue.**
- XX44 Secretary of state.**
- XX45 State fair park board.**

- XX46 Supreme Court.**
- XX47 Technical college system.**
- XX48 Technology for educational achievement in Wisconsin board.**
- XX49 Tourism.**
- XX50 Transportation.**
- XX51 Treasurer.**
- XX52 University of Wisconsin Hospitals and Clinics Authority.**
- XX53 University of Wisconsin Hospitals and Clinics Board.**
- XX54 University of Wisconsin System.**
- XX55 Veterans affairs.**
- XX56 World Dairy Center Authority.**
- XX57 Workforce development.**
- XX58 Other.**

For example, for general nonstatutory provisions relating to the historical society, see SECTION 9124. For any agency that is not assigned a two-digit identification number and that is attached to another agency, see the number of the latter agency. For any other agency not assigned a two-digit identification number or any provision that does not relate to the functions of a particular agency, see number “58” (**other**) within each type of provision.

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

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

- 1 **SECTION 1b.** 1.13 of the statutes is created to read:
- 2 **1.13 Land use planning activities. (1)** In this section:
- 3 (a) “Local governmental unit” has the meaning given in s. 1.12 (1) (a).
- 4 (b) “State agency” has the meaning given in s. 1.12 (1) (b).
- 5 **(2)** Each state agency shall ensure that, consistently with other laws, the
- 6 actions of the agency are designed to further the following goals:

1 (a) Promotion of the redevelopment of lands with existing infrastructure and
2 public services and the maintenance and rehabilitation of existing residential,
3 commercial and industrial structures.

4 (b) Encouragement of neighborhood designs that support a range of
5 transportation choices.

6 (c) Protection of natural areas, including wetlands, wildlife habitats, lakes,
7 woodlands, open spaces and groundwater resources.

8 (d) Protection of economically productive areas, including farmland and
9 forests.

10 (e) Encouragement of land uses, densities and regulations that promote
11 efficient development patterns and relatively low municipal, state governmental
12 and utility costs.

13 (f) Preservation of cultural, historic and archaeological sites.

14 (g) Encouragement of coordination and cooperation among nearby units of
15 government.

16 (h) Building of community identity by maintaining physical separation
17 between urban areas, revitalizing main streets and enforcing design standards.

18 (i) Providing an adequate supply of affordable housing for individuals of all
19 income levels throughout each community.

20 (j) Providing adequate infrastructure and public services and an adequate
21 supply of developable land to meet existing and future market demand for
22 residential, commercial and industrial uses.

23 (k) Promoting the expansion or stabilization of the current economic base and
24 the creation of a range of employment opportunities.

25 (L) Balancing individual property rights with community interests and goals.

1 (m) Planning and development of land uses that create or preserve varied and
2 unique urban and rural communities.

3 **(3)** Each state agency shall ensure that, consistently with other laws, whenever
4 it administers a law under which a local governmental unit prepares a plan, the
5 actions of the local governmental unit under the plan are designed to further the
6 goals specified in sub. (2), to the extent applicable.

7 **SECTION 1c.** 6.92 (intro.) of the statutes is renumbered 6.92 and amended to
8 read:

9 **6.92 Inspector making challenge.** Each inspector shall challenge for
10 cause any person offering to vote whom the inspector knows or suspects is not a
11 qualified elector. If a person is challenged as unqualified by an inspector, one of the
12 inspectors shall administer the following oath or affirmation to the person: “You do
13 solemnly swear (or affirm) that you will fully and truly answer all questions put to
14 you regarding your place of residence and qualifications as an elector of this
15 election”; and shall then ask ~~those of the following~~ questions which are appropriate
16 as determined by the board, by rule, to test the person’s qualifications:.

17 **SECTION 1g.** 6.92 (1) to (6) of the statutes are repealed.

18 **SECTION 1h.** 6.925 (intro.) of the statutes is renumbered 6.925 and amended
19 to read:

20 **6.925 Elector making challenge in person.** Any elector may challenge for
21 cause any person offering to vote whom the elector knows or suspects is not a
22 qualified elector. If a person is challenged as unqualified by an elector, one of the
23 inspectors may administer the oath or affirmation to the challenged elector under s.
24 6.92 and ask the challenged elector the questions under that section which are
25 appropriate to test the elector’s qualifications. In addition, one of the inspectors shall

1 administer the following oath or affirmation to the challenging elector: “You do
2 solemnly swear (or affirm) that you will fully and truly answer all questions put to
3 you regarding the challenged person’s place of residence and qualifications as an
4 elector of this election”; and shall then ask ~~those of the following~~ questions which are
5 appropriate as determined by the board, by rule, to test the qualifications of the
6 challenged elector.

7 **SECTION 1j.** 6.925 (1) to (6) of the statutes are repealed.

8 **SECTION 1k.** 13.101 (4a) of the statutes is repealed.

9 **SECTION 1m.** 13.101 (4b) of the statutes is repealed.

10 **SECTION 1p.** 13.101 (4g) of the statutes is repealed.

11 **SECTION 1r.** 13.101 (4i) of the statutes is created to read:

12 13.101 **(4i)** (a) The department of natural resources and the department of
13 agriculture, trade and consumer protection shall present to the committee a schedule
14 for transferring funds from the appropriation account under s. 20.370 (6) (aa) to the
15 appropriation account under s. 20.115 (7) (c) or from the appropriation account under
16 s. 20.370 (6) (aq) to the appropriation account under s. 20.115 (7) (qd), or both, for the
17 purpose of providing funding under s. 92.14 (3) (a).

18 (b) The committee may transfer funds as provided in the schedule under par.
19 (a). If the committee transfers funds from the appropriation account under s. 20.370
20 (6) (aa) to the appropriation account under s. 20.115 (7) (c) in a fiscal year, the
21 amounts in the schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aa)
22 for that fiscal year are decreased by the amount of the transfer. If the committee
23 transfers funds from the appropriation account under s. 20.370 (6) (aq) to the
24 appropriation account under s. 20.115 (7) (qd) in a fiscal year, the amounts in the
25 schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aq) for that fiscal

1 year are decreased by the amount of the transfer and the amounts in the schedule
2 under s. 20.005 for the appropriation under s. 20.115 (7) (qd) for that fiscal year are
3 increased by the amount of the transfer.

4 **SECTION 1t.** 13.101 (11) of the statutes is amended to read:

5 13.101 (11) The committee may approve a clean water fund program interest
6 rate change as specified under s. 281.58 (12) (f), an urban storm water loan program
7 interest rate change as specified in s. 281.595 (11) (b) or a safe drinking water loan
8 program interest rate change as specified under s. 281.61 (11) (b).

9 **SECTION 1v.** 13.101 (15) of the statutes is created to read:

10 13.101 (15) Notwithstanding sub. (3) (a), if the department of administration
11 requests the joint committee on finance to supplement the appropriation under s.
12 20.505 (1) (ku) from the appropriation under s. 20.865 (4) (g), the committee may
13 supplement the appropriation by not more than \$500,000 in any fiscal year to provide
14 a grant to one or more eligible counties if the committee finds that the proposed
15 grantee or grantees are eligible to receive a grant under s. 16.18. Notwithstanding
16 sub. (3) (a), no finding of emergency is required for the committee to act in accordance
17 with this subsection.

18 **SECTION 2r.** 13.48 (7) of the statutes is amended to read:

19 13.48 (7) BIENNIAL RECOMMENDATIONS. The building commission shall prepare
20 and formally adopt recommendations for the long-range state building program on
21 a biennial basis. Unless a later date is requested by the building commission and
22 approved by the joint committee on finance, the building commission shall, no later
23 than the first Tuesday in April of each odd-numbered year, transmit its the report
24 prepared by the department of administration under s. 16.40 (20) and the
25 commission's recommendations for the succeeding fiscal biennium that require

1 legislative approval to the joint committee on finance in the form of proposed
2 legislation prepared in proper form.

3 **SECTION 2s.** 13.48 (14) (e) of the statutes is amended to read:

4 13.48 (14) (e) If the state office building located at 3319 West Beltline highway
5 in Dane county is sold by the state, the building commission shall ensure that the
6 transferee pays \$476,228 from the proceeds of the sale to the Wisconsin Public
7 Broadcasting Foundation, if the foundation exists at the time of the transfer and if
8 the secretary of administration does not transfer title to the building under s. 39.87
9 (2) (a) 2.

10 **SECTION 2t.** 13.48 (15) of the statutes is amended to read:

11 13.48 (15) ACQUISITION OF LEASEHOLD INTERESTS. The Subject to the
12 requirements of s. 20.924 (1) (im) and (j), the building commission shall have the
13 authority to acquire leasehold interests in land and buildings where such authority
14 is not otherwise provided to an agency by law.

15 **SECTION 3e.** 13.48 (19) of the statutes is renumbered 13.48 (19) (a) and
16 amended to read:

17 13.48 (19) (a) Whenever the building commission determines that the use of
18 innovative types of design and construction processes will make better use of the
19 resources and technology available in the building industry, the building commission
20 may waive any or all of s. 16.855 if such action is in the best interest of the state and
21 if the waiver is accomplished through formal action of the building commission. The
22 Subject to the requirements of par. (b) and s. 20.924 (1) (i) and (j), the building
23 commission may authorize the lease, lease purchase or acquisition of such facilities
24 constructed in the manner authorized by the building commission. The Subject to
25 the requirements of par. (b) and s. 20.924 (1) (i), the building commission may also

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

3 **SECTION 3f.** 13.48 (19) (b) of the statutes is created to read:

4 13.48 (19) (b) The building commission may not lease or acquire a building,
5 structure or facility for the purpose of confining persons serving a sentence of
6 imprisonment to the Wisconsin state prisons under ch. 973 unless the person who
7 undertakes construction or conversion of the building, facility or structure has met
8 the requirements of s. 301.19 (2) and has complied with the agreement under s.
9 20.924 (1) (i).

10 **SECTION 3g.** 13.48 (25t) of the statutes is created to read:

11 13.48 (25t) WISBUILD INITIATIVE. There is created a program, to be known as the
12 “Wisbuild initiative”, for the purpose of providing financial support for the
13 maintenance, repair and renovation of state-owned buildings. Funding may be
14 provided under the initiative for high priority, comprehensive building renovation
15 projects, as well as for the maintenance and repair of the exterior components of
16 buildings and, without limitation because of enumeration, systems such as
17 mechanical, electrical, plumbing and other building systems. Funding may also be
18 provided under the initiative for projects to remove barriers that reduce access to and
19 use of state facilities by persons with disabilities. The building commission shall
20 allocate available funding for the initiative. Projects funded as a part of the initiative
21 shall be financed from the appropriation under s. 20.866 (2) (z) or as otherwise
22 provided in the authorized state building program.

23 **SECTION 3gm.** 13.48 (26) of the statutes is amended to read:

24 13.48 (26) ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
25 building commission shall review the versions of the biennial finance plan and any

1 amendments to the biennial finance plan submitted to it by the department of
2 natural resources and the department of administration under s. 281.59 (3) (bm) and
3 the recommendations of the joint committee on finance and the standing committees
4 to which the versions of the biennial finance plan and any amendments were
5 submitted under s. 281.59 (3) (bm). The building commission shall consider the
6 extent to which that version of the biennial finance plan that is updated to reflect the
7 adopted biennial budget act will maintain the funding for the clean water fund
8 program and the safe drinking water loan program, in the environmental
9 improvement fund, in perpetuity. The building commission shall consider the extent
10 to which the implementation of the clean water fund program, the safe drinking
11 water loan program, the urban storm water loan program and the land recycling loan
12 program, as set forth in the biennial finance plan updated to reflect the adopted
13 biennial budget act, implements legislative intent on the clean water fund program,
14 the safe drinking water loan program, the urban storm water loan program and the
15 +land recycling loan program. The building commission shall, no later than 60 days
16 after the date of enactment of the biennial budget act, either approve or disapprove
17 the biennial finance plan that is updated to reflect the adopted biennial budget act,
18 except that the building commission may not disapprove those amounts that the
19 legislature approves under s. 281.59 (3e) (a), (3m) (a) ~~and~~, (3s) (a) and (3v) (a). If the
20 building commission disapproves the version of the biennial finance plan that is
21 updated to reflect the adopted biennial budget act, it must notify the department of
22 natural resources and the department of administration of its reasons for
23 disapproving the plan, and those departments must revise that version of the
24 biennial finance plan and submit the revision to the building commission.

25 **SECTION 3h.** 13.48 (27) of the statutes is amended to read:

1 13.48 (27) LEASE OF CORRECTIONAL FACILITIES. The Subject to the requirements
2 of sub. (19) (b) and s. 20.924 (1) (i), (im) and (j), the building commission may lease
3 any facility meeting the requirements of s. 301.19 (2) for use of the department of
4 corrections as a part of the authorized state building program, with an option to
5 purchase the facility by the state. Any lease shall provide for the facility to be
6 constructed in accordance with requirements and specifications approved by the
7 department of administration and shall permit inspection of the site and facility by
8 agents of the department.

9 **SECTION 3hg.** 13.48 (30) of the statutes is created to read:

10 13.48 (30) AGENCY WORK PLANS FOR CAPITAL BUILDING MAINTENANCE. The building
11 commission shall review work plans of agencies for expenditure of capital building
12 maintenance moneys submitted under s. 16.857 (2) and may approve or disapprove
13 any plan or approve a plan with modifications.

14 **SECTION 3hr.** 13.48 (31) of the statutes is created to read:

15 13.48 (31) DIGITAL TELEVISION CONVERSION. (a) In this subsection, “broadcasting
16 corporation” has the meaning given in s. 39.81 (2).

17 (b) 1. Subject to par. (e), the building commission may authorize up to
18 \$9,713,700 in general fund supported borrowing to aid in the acquisition,
19 construction, development, enlargement or improvement of facilities and equipment
20 related to the conversion to digital television for the educational communications
21 board or, if the federal communications commission has approved the transfer of all
22 broadcasting licenses held by the educational communications board to the
23 broadcasting corporation, for the broadcasting corporation. If the federal
24 communications commission has approved the transfer of all broadcasting licenses
25 held by the educational communications board to the broadcasting corporation, the

1 state funding commitment under this paragraph shall be in the form of a grant to the
2 broadcasting corporation. Before approving any such state funding commitment,
3 the building commission shall determine that the educational communications
4 board or, if the federal communications commission has approved the transfer of all
5 broadcasting licenses held by the educational communications board to the
6 broadcasting corporation, the broadcasting corporation has secured additional
7 funding at least equal to \$1,106,400 from nonstate donations for the purpose of
8 digital television conversion.

9 2. If the building commission authorizes a grant to the broadcasting
10 corporation under subd. 1. and if, for any reason, the facility or equipment that is
11 acquired, constructed, developed, enlarged or improved with funds from the grant
12 is not used for the purpose of public broadcasting, the state shall retain an ownership
13 interest in the facility or equipment equal to the amount of the state's grant.

14 (c) Subject to par. (e), the building commission may authorize up to \$2,800,000
15 in general fund supported borrowing to aid in the acquisition, construction,
16 development, enlargement or improvement of facilities and equipment related to the
17 conversion to digital television for the University of Wisconsin System. Before
18 approving any such state funding commitment, the building commission shall
19 determine that the board of regents of the University of Wisconsin System has
20 entered into an agreement under s. 36.25 (5) (c) 2. and that the board has secured
21 additional funding at least equal to \$280,000 from nonstate donations for the
22 purpose of digital television conversion.

23 (d) 1. Subject to par. (e), the building commission may authorize up to
24 \$3,500,000 in general fund supported borrowing to aid in the acquisition,
25 construction, development, enlargement or improvement of facilities and equipment

1 related to the conversion to digital television for the Milwaukee Area Technical
2 College. The state funding commitment under this paragraph shall be in the form
3 of a grant to the Milwaukee Area Technical College. Before approving any such state
4 funding commitment, the building commission shall determine that the district
5 board of the Milwaukee Area Technical College has entered into an agreement under
6 s. 38.125 (2) (a) and that the board has secured additional funding at least equal to
7 \$350,000 from nonstate donations for the purpose of digital television conversion.

8 2. If the building commission authorizes a grant to the Milwaukee Area
9 Technical College under subd. 1. and if, for any reason, the facility or equipment that
10 is acquired, constructed, developed, enlarged or improved with funds from the grant
11 is not used for the purpose of public broadcasting, the state shall retain an ownership
12 interest in the facility or equipment equal to the amount of the state's grant.

13 (e) During the 1999–2001 fiscal biennium, the building commission may not
14 authorize any general fund supported borrowing to aid in the acquisition,
15 construction, development, enlargement or improvement of a broadcasting network
16 facility or a production facility.

17 **SECTION 3i.** 13.48 (32) of the statutes is created to read:

18 13.48 (32) DEBT INCREASE FOR CONSTRUCTION OF A DENTAL CLINIC AND EDUCATION
19 FACILITY AT MARQUETTE UNIVERSITY. (a) The legislature finds and determines that it
20 is in the public interest to promote the health and well-being of residents of this state
21 by ensuring the availability of a sufficient number of dentists to meet the needs of
22 residents of this state; it is in the public interest, advantage and welfare to ensure
23 the continued availability of dental education in this state; and Marquette
24 University operates the only dental school in this state. It is, therefore, the public
25 policy of this state to assist private institutions in this state, including Marquette

1 University, in the construction of facilities that will be used to provide dental
2 education.

3 (b) The building commission may authorize up to \$15,000,000 of general fund
4 supported borrowing to aid in the construction of a dental clinic and education
5 facility at Marquette University. The state funding commitment for the construction
6 of the facility shall be in the form of a construction grant to Marquette University.
7 Before approving any state funding commitment for such a facility and before
8 awarding the construction grant to Marquette University, the building commission
9 shall determine that all of the following conditions have been met:

10 1. Marquette University has secured additional funding commitments of at
11 least \$15,000,000 from nonstate revenue sources, the nonstate revenue sources are
12 reasonable and available and the total funding commitments of the state and the
13 nonstate sources will permit Marquette University to enter into contracts for the
14 construction of the dental clinic and education facility.

15 2. The dental clinic and education facility will not be used for the purpose of
16 devotional activities, religious worship or sectarian instruction.

17 3. No religious instruction shall be required as a condition for admission to, or
18 graduation from, the Marquette University School of Dentistry.

19 (c) If the building commission authorizes a construction grant to Marquette
20 University under par. (b), Marquette University shall provide the state with an
21 option to purchase the dental clinic and education facility under the following
22 conditions:

23 1. The option price shall be the appraised fair market value at the time that the
24 option is exercised, less a credit recognizing the amount of the state's construction

1 grant. The option shall be subject to any mortgage or other security interest of any
2 private lenders.

3 2. The option may be exercised only upon the occurrence of any of the following:

4 a. Suspension of operation of a program of dental education at Marquette
5 University or any successor organization.

6 b. Foreclosure of the mortgage by a private lender.

7 (d) If the state does not exercise the option to purchase the dental clinic and
8 education facility, and if the facility is sold to any 3rd party, any agreement to sell the
9 facility shall provide that the state has the right to receive an amount equal to the
10 construction grant under par. (b) from the net proceeds of any such sale after the
11 mortgage has been satisfied and all other secured debts have been paid. This right
12 shall be paramount to the right of Marquette University to the proceeds upon such
13 sale.

14 **SECTION 3j.** 13.485 (2) of the statutes is amended to read:

15 13.485 (2) The building commission may, under ~~s. 18.56 (5) and (9) (j)~~ ss. 18.561
16 and 18.562, deposit in a separate and distinct fund, outside the state treasury, in an
17 account maintained by a trustee, fees and charges derived from the facilities or from
18 agreements entered into under sub. (4). The fees and charges deposited are the
19 trustee's moneys in accordance with the agreement between this state and the
20 trustee or in accordance with the resolution pledging the fees and charges to the
21 repayment of revenue obligations issued under this section.

22 **SECTION 3jm.** 13.489 (1m) of the statutes is created to read:

23 13.489 (1m) APPROVAL OF COMMISSION REQUIRED FOR STUDY OF POTENTIAL MAJOR
24 HIGHWAY PROJECTS. (a) In this subsection:

1 1. “Environmental assessment” means an analysis of a proposed action to
2 determine whether the proposed action constitutes a major action significantly
3 affecting the human environment under s. 1.11 (2) (c).

4 2. “Environmental impact statement” means a detailed statement required
5 under s. 1.11 (2) (c).

6 3. “Major highway project” has the meaning given in s. 84.013 (1) (a).

7 (b) Not later than October 15 of each odd-numbered year, the department of
8 transportation shall provide to the commission a list of potential major highway
9 projects that the department has initially determined may be recommended under
10 par. (c) for approval to prepare an environmental impact statement or an
11 environmental assessment and a list of potential major highway projects that could
12 be studied for possible recommendation under sub. (4). The commission may conduct
13 public hearings on potential major highway projects identified by the department of
14 transportation or by the commission.

15 (c) Not later than March 15 of each even-numbered year, the department of
16 transportation shall report to the commission those potential major highway
17 projects that the department recommends be approved by the commission for
18 preparation of an environmental impact statement or an environmental assessment.

19 (d) Not later than April 15 of each even-numbered year, the commission shall
20 notify the department of those potential major highway projects that the commission
21 approves for preparation of an environmental impact statement or an environmental
22 assessment or shall notify the department that it does not approve any potential
23 major highway projects for preparation of an environmental impact statement or
24 environmental assessment.

1 (e) The department of transportation may not prepare an environmental
2 impact statement or an environmental assessment for a potential major highway
3 project unless the commission notifies the department under par. (d) that the project
4 is approved.

5 **SECTION 3k.** 13.62 (4m) of the statutes is created to read:

6 13.62 (4m) “Budget bill subject” means a subject specified by the board which
7 is included in the executive budget bill or bills introduced under s. 16.47.

8 **SECTION 3m.** 13.62 (8) of the statutes is amended to read:

9 13.62 (8) “Legislative action” means the development, drafting, introduction,
10 consideration, modification, adoption, rejection, review, enactment or defeat of any
11 bill, resolution, amendment, report, nomination, proposed administrative rule or
12 other matter by the legislature or by either house or any committee, subcommittee,
13 joint or select committee thereof, or by a legislator or employe of the legislature
14 acting in an official capacity. “Legislative action” also means the action of the
15 governor in approving or vetoing any bill or portion thereof, and the action of the
16 governor or any agency in the development of a proposal for introduction in the
17 legislature.

18 **SECTION 3mi.** 13.62 (8s) of the statutes is created to read:

19 13.62 (8s) “Legislative proposal” means a bill, resolution or joint resolution.

20 **SECTION 3n.** 13.67 of the statutes is amended to read:

21 **13.67 Identification of legislative and administrative proposals and**
22 **topics. (1)** Except as authorized under s. 13.621, no person may engage in lobbying
23 as a lobbyist on behalf of a principal and no principal may authorize a lobbyist to
24 engage in lobbying on its behalf unless the principal reports to the board, in such
25 manner as the board may prescribe, each ~~bill or~~ legislative proposal, budget bill

1 subject and proposed administrative rule number in connection with which the
2 principal has made or intends to make a lobbying communication or, if the lobbying
3 does not relate to a legislative proposal or proposed administrative rule that has been
4 numbered or a budget bill subject, each topic of a lobbying communication made or
5 intended to be made by the principal. A principal shall describe any topic of a
6 lobbying communication with reasonable specificity, sufficient to identify the subject
7 matter of the lobbying communication and whether the communication is an attempt
8 to influence legislative or administrative action, or both. The principal shall file the
9 report no later than the end of the 15th day after the date on which the principal
10 makes a lobbying communication with respect to a legislative proposal or, proposed
11 administrative rule, budget bill subject or other topic not previously reported by the
12 principal under this section during the biennial period for which the principal is
13 registered. ~~With respect to a lobbying communication relating to the executive~~
14 ~~budget bill or bills introduced under s. 16.47, the principal shall further identify from~~
15 ~~among topics provided by the board the topic or topics of its lobbying~~
16 ~~communications, if any.~~ The report shall be made by a person who is identified by
17 the principal under s. 13.64 (1) (e).

18 (2) Any person who is not a principal may, upon payment of the fee prescribed
19 under s. 13.75 (5), register with the board an interest in any ~~bill or~~ legislative
20 proposal, proposed administrative rule, budget bill subject or other topic.

21 **SECTION 3o.** 13.68 (1) (bn) of the statutes is amended to read:

22 13.68 (1) (bn) For each ~~bill or~~ legislative proposal, proposed administrative
23 rule, budget bill subject or other topic that accounts for 10% or more of the principal's
24 time spent in lobbying during the reporting period, the principal's reasonable
25 estimate of the proportion of its time spent in lobbying associated with that ~~bill or~~

1 ~~legislative proposal, proposed administrative rule. With respect to the executive~~
2 ~~budget bill or bills introduced under s. 16.47, the principal shall further identify from~~
3 ~~topics provided by the board each topic that accounts for 10% or more of the~~
4 ~~principal's time spent in lobbying during the reporting period and the principal's~~
5 ~~reasonable estimate of the proportion of its time spent in lobbying associated with~~
6 ~~that topic, budget bill subject or other topic.~~

7 **SECTION 3p.** 13.685 (4) of the statutes is created to read:

8 13.685 (4) The board shall, by rule, define what constitutes a “topic” for
9 purposes of ss. 13.67 and 13.68 (1) (bn).

10 **SECTION 3q.** 13.75 (5) of the statutes is amended to read:

11 13.75 (5) Registering an interest in a ~~bill or~~ legislative proposal, proposed
12 administrative rule, budget bill subject or other topic under 13.67 (2), \$10.

13 **SECTION 5.** 13.94 (4) (a) 1. of the statutes is amended to read:

14 13.94 (4) (a) 1. Every state department, board, examining board, affiliated
15 credentialing board, commission, independent agency, council or office in the
16 executive branch of state government; all bodies created by the legislature in the
17 legislative or judicial branch of state government; any public body corporate and
18 politic created by the legislature including specifically a professional baseball park
19 district and a family care district under s. 46.2895; every Wisconsin works agency
20 under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch.
21 49; technical college district boards; development zones designated under s. 560.71;
22 every county department under s. 51.42 or 51.437; every nonprofit corporation or
23 cooperative to which moneys are specifically appropriated by state law; and every
24 corporation, institution, association or other organization which receives more than

1 50% of its annual budget from appropriations made by state law, including
2 subgrantee or subcontractor recipients of such funds.

3 **SECTION 6.** 13.94 (4) (b) of the statutes is amended to read:

4 13.94 (4) (b) In performing audits of family care districts under s. 46.2895,
5 Wisconsin works agencies under subch. III of ch. 49, providers of medical assistance
6 under subch. IV of ch. 49, corporations, institutions, associations, or other
7 organizations, and their subgrantees or subcontractors, the legislative audit bureau
8 shall audit only the records and operations of such providers and organizations
9 which pertain to the receipt, disbursement or other handling of appropriations made
10 by state law.

11 **SECTION 8.** 14.06 of the statutes is created to read:

12 **14.06 Gifts, grants and bequests.** The governor may accept gifts, grants and
13 bequests, and may expend the proceeds to carry out the purposes for which received.

14 **SECTION 11.** 14.18 of the statutes is created to read:

15 **14.18 Assistance from executive branch agencies. (1)** In this section
16 “executive branch agency” has the meaning given under s. 16.70 (4).

17 **(2)** The governor may enter into a cooperative arrangement with any executive
18 branch agency under which the agency provides assistance to the governor in
19 carrying out his or her responsibilities.

20 **SECTION 11ac.** 14.18 of the statutes, as created by 1999 Wisconsin Act (this
21 act), is repealed.

22 **SECTION 11d.** 14.20 (title) of the statutes is amended to read:

23 **14.20 (title) Literacy improvement aids.**

24 **SECTION 11g.** 14.20 (2) of the statutes is amended to read:

1 14.20 (2) From the ~~appropriation~~ appropriations under s. 20.525 (1) (f) and (kf),
2 the governor may provide a grant to any local governmental unit or nonprofit
3 organization for support of a literacy improvement program.

4 **SECTION 11n.** 14.20 (3) and (4) of the statutes are repealed.

5 **SECTION 12e.** 14.82 (1) (c) of the statutes is repealed.

6 **SECTION 12g.** 14.82 (1) (d) of the statutes is created to read:

7 14.82 (1) (d) Beginning on July 1, 1999, the total amount that may be expended
8 in a fiscal year from the appropriation account under s. 20.315 (1) (q) for the joint
9 Minnesota–Wisconsin boundary area commission may not exceed the total amount
10 expended by the state of Minnesota in the same fiscal year for the joint
11 Minnesota–Wisconsin boundary area commission.

12 **SECTION 12m.** 15.01 (4) of the statutes is amended to read:

13 15.01 (4) “Council” means a part–time body appointed to function on a
14 continuing basis for the study, and recommendation of solutions and policy
15 alternatives, of the problems arising in a specified functional area of state
16 government, except the Wisconsin land council has the powers specified in s. 16.965
17 (3) and (5) and the powers granted to agencies under ch. 227, the Milwaukee river
18 revitalization council has the powers and duties specified in s. 23.18, the council on
19 physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), the
20 state council on alcohol and other drug abuse has the powers and duties specified in
21 s. 14.24 and, before January 1, 2001, the council on health care fraud and abuse has
22 the powers and duties specified in s. 146.36.

23 **SECTION 12n.** 15.01 (4) of the statutes, as affected by 1999 Wisconsin Act
24 (this act), is amended to read:

1 15.01 **(4)** “Council” means a part-time body appointed to function on a
2 continuing basis for the study, and recommendation of solutions and policy
3 alternatives, of the problems arising in a specified functional area of state
4 government, except the Wisconsin land council has the powers specified in s. 16.965
5 ~~(3) and (5) and the powers granted to agencies under ch. 227,~~ the Milwaukee river
6 revitalization council has the powers and duties specified in s. 23.18, the council on
7 physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), the
8 state council on alcohol and other drug abuse has the powers and duties specified in
9 s. 14.24 and, before January 1, 2001, the council on health care fraud and abuse has
10 the powers and duties specified in s. 146.36.

11 **SECTION 14.** 15.07 (1) (a) 5. of the statutes is amended to read:

12 15.07 **(1)** (a) 5. The members of the educational communications board
13 appointed under s. 15.57 ~~(5) and (7)~~ (1) (e) and (h) shall be appointed as provided in
14 that section.

15 **SECTION 14m.** 15.07 (1) (b) 21. of the statutes is created to read:

16 15.07 **(1)** (b) 21. The public broadcasting transitional board. This subdivision
17 does not apply after the first day of the 36th month beginning after the effective date
18 of this subdivision [revisor inserts date].

19 **SECTION 15.** 15.07 (2) (k) of the statutes is created to read:

20 15.07 **(2)** (k) The governor shall serve as chairperson of the governor’s
21 work-based learning board.

22 **SECTION 20.** 15.105 (24) (title) of the statutes is renumbered 15.195 (3) (title).

23 **SECTION 21.** 15.105 (24) (a) of the statutes is renumbered 15.195 (3) (a) and
24 amended to read:

1 15.195 (3) (a) *Creation*. There is created a national and community service
2 board which is attached to the department of ~~administration~~ health and family
3 services under s. 15.03.

4 **SECTION 22.** 15.105 (24) (b) and (c) (intro.) and 1. to 4. of the statutes are
5 renumbered 15.195 (3) (b) and (c) (intro.) and 1. to 4.

6 **SECTION 23.** 15.105 (24) (c) 4m. of the statutes is renumbered 15.195 (3) (c) 4m.
7 and amended to read:

8 15.195 (3) (c) 4m. The secretary of ~~administration~~ health and family services
9 or his or her designee.

10 **SECTION 24.** 15.105 (24) (c) 5. to 10., (d) and (e) of the statutes are renumbered
11 15.195 (3) (c) 5. to 10., (d) and (e).

12 **SECTION 25.** 15.105 (25) (intro.) of the statutes is amended to read:

13 15.105 (25) TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN WISCONSIN BOARD.
14 (intro.) There is created a technology for educational achievement in Wisconsin
15 board which is attached to the department of administration under s. 15.03. The
16 board shall consist of the state superintendent of public instruction or his or her
17 designee, the secretary of administration or his or her designee and the following
18 members appointed for 4-year terms:

19 **SECTION 26m.** 15.105 (25) (bm) of the statutes is amended to read:

20 15.105 (25) (bm) A member of the educational communications board. If the
21 secretary of administration determines that the federal communications
22 commission has approved the transfer of all broadcasting licenses held by the
23 educational communications board to the broadcasting corporation, as defined in s.
24 39.81 (2), this paragraph does not apply on and after the effective date of the last

1 license transferred as determined by the secretary of administration under s. 39.88
2 (2).

3 **SECTION 27m.** 15.105 (25) (c) of the statutes is amended to read:

4 15.105 (25) (c) Four or, if the secretary of administration determines that the
5 federal communications commission has approved the transfer of all broadcasting
6 licenses held by the educational communications board to the broadcasting
7 corporation, as defined in s. 39.81 (2), on and after the effective date of the last license
8 transferred as determined by the secretary of administration under s. 39.88 (2), 5
9 other members.

10 **SECTION 31.** 15.197 (5) of the statutes is created to read:

11 15.197 (5) COUNCIL ON LONG-TERM CARE. There is created in the department of
12 health and family services a council on long-term care, which shall consist of 15
13 members. The governor shall designate the chairperson of the council on long-term
14 care.

15 **SECTION 32.** 15.197 (5) of the statutes, as created by 1999 Wisconsin Act (this
16 act), is repealed.

17 **SECTION 34.** 15.197 (25) (c) of the statutes is amended to read:

18 15.197 (25) (c) This subsection does not apply beginning on July 1, 2001 ~~2002~~.

19 **SECTION 34b.** 15.197 (26) of the statutes is created to read:

20 15.197 (26) SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN
21 COUNCIL. (a) There is created in the department of health and family services a
22 supplemental food program for women, infants and children council. The council
23 shall consist of the following members:

- 24 1. One representative of independent retail grocery stores.
- 25 2. One representative of the food industry warehouse distribution system.

- 1 3. One representative of convenience stores.
- 2 4. One representative of pharmacies.
- 3 5. One representative of financial institutions.
- 4 6. Two participants in the supplemental food program for women, infants and
- 5 children.
- 6 7. The secretary of health and family services or his or her designee.
- 7 8. One representative of a community–based hunger prevention program in the
- 8 city of Milwaukee.
- 9 (b) The member under par. (a) 7. may not serve as the chairperson of the council.
- 10 (c) The council shall meet at least 4 times per year.
- 11 (d) This subsection does not apply beginning on January 1, 2001.
- 12 **SECTION 34d.** 15.197 (28) of the statutes is created to read:
- 13 15.197 **(28)** TOBACCO CONTROL COUNCIL. (a) There is created a tobacco control
- 14 council. The council shall consist of the following members:
- 15 1. The attorney general or his or her designee.
- 16 2. One majority party senator, one minority party senator, one majority party
- 17 representative to the assembly and one minority party representative to the
- 18 assembly, appointed as are the members of standing committees in their respective
- 19 houses.
- 20 3. The secretary of health and family services or his or her designee.
- 21 4. The superintendent of public instruction or his or her designee.
- 22 5. One physician with expertise in oncology, smoking cessation or public health.
- 23 6. One student who is enrolled in an institution within the University of
- 24 Wisconsin System.

1 7. Two high school students, including at least one minority student, as defined
2 in s. 39.40 (1).

3 8. Five representatives of organizations that have as their primary
4 organizational mission reducing the health or economic consequences of tobacco use
5 or ameliorating the effects of tobacco use and reducing the incidence of particular
6 diseases or health conditions associated with tobacco use.

7 9. One local health officer.

8 10. One person who is a minority group member, as defined in s. 560.036 (1)
9 (f).

10 11. One member of the Wisconsin Grocers Association.

11 12. One member of the Wisconsin Health and Hospital Association.

12 (b) The members specified in par. (a) 5. to 12. shall be appointed for 3–year
13 terms, except that if a student member appointed under par. (a) 6. or 7. loses the
14 status upon which the appointment was based, he or she shall cease to be a member
15 of the tobacco control council. The Governor shall designate one of the members
16 appointed under par. (a) 5. to 12. as chairperson of the council.

17 (c) The council shall meet at least 4 times per year. Eleven members constitute
18 a quorum. For the purpose of conducting business and making final
19 recommendations under s. 255.15 (2), a majority vote of the entire council is required.

20 (d) If the council creates subcommittees, one subcommittee shall study the
21 issue of those populations most adversely affected by tobacco.

22 **SECTION 35.** 15.223 (2) of the statutes is repealed.

23 **SECTION 36.** 15.223 (3) of the statutes is created to read:

24 15.223 (3) DIVISION OF WORKFORCE EXCELLENCE. There is created in the
25 department of workforce development a division of workforce excellence.

1 **SECTION 36r.** 15.225 (2) (b) of the statutes is amended to read:

2 15.225 **(2)** (b) *Membership.* The Wisconsin conservation corps board consists
3 of 7 members appointed by the governor from various areas of the state in a manner
4 designed to provide regional, environmental and agricultural representation. One
5 member of the board shall be a member of ~~an area private industry council~~ a local
6 workforce development board established under ~~the job training partnership act, 29~~
7 ~~USC 1501 to 1781~~ 29 USC 2832.

8 **SECTION 37.** 15.225 (3) of the statutes is created to read:

9 15.225 **(3)** GOVERNOR'S WORK-BASED LEARNING BOARD. (a) There is created a
10 governor's work-based learning board which is attached to the department of
11 workforce development under s. 15.03.

12 (b) The governor's work-based learning board shall consist of the following
13 members:

14 1. The governor.

15 2. The state superintendent of public instruction.

16 3. The president of the technical college system board.

17 4. The director of the technical college system board.

18 5. The secretary of workforce development.

19 6. The administrator of the division of workforce excellence in the department
20 of workforce development.

21 7. One member who is a representative of organized labor.

22 8. One member who is a representative business and industry.

23 8m. Two members having experience in secondary vocational education and
24 work-based learning who are not public officers and who do not possess the
25 qualifications of the members under subds. 7. and 8.

1 9. One member, who is not a public officer and who does not possess the
2 qualifications of the members under subds. 7. and 8., to represent the interests of the
3 public.

4 (c) The members of the board appointed under par. (b) 7., 8., 8m. and 9. shall
5 be appointed by the governor to serve at the pleasure of the governor.

6 **SECTION 37g.** 15.227 (24) of the statutes is repealed.

7 **SECTION 38.** 15.57 of the statutes is renumbered 15.57 (1).

8 **SECTION 39.** 15.57 (2) of the statutes is created to read:

9 15.57 (2) If the secretary of administration determines that the federal
10 communications commission has approved the transfer of all broadcasting licenses
11 held by the educational communications board to the broadcasting corporation, as
12 defined in s. 39.81 (2), this section does not apply on and after the effective date of
13 the last license transferred as determined by the secretary of administration under
14 s. 39.88 (2).

15 **SECTION 40g.** 15.675 of the statutes is renumbered 15.495 and amended to
16 read:

17 **15.495 Same; attached board. (1)** EDUCATIONAL APPROVAL BOARD. There is
18 created an educational approval board which is attached to the higher educational
19 ~~aids board~~ department of veterans affairs under s. 15.03. The board shall consist of
20 not more than 7 members, who shall be representatives of state agencies and other
21 persons with a demonstrated interest in educational programs, appointed to serve
22 at the pleasure of the governor.

23 **SECTION 40m.** 15.98 of the statutes is created to read:

24 **15.98 Public broadcasting transitional board; creation. (1)** In this
25 section:

- 1 (a) “Broadcasting corporation” has the meaning given in s. 39.81 (2).
- 2 (b) “Friends group” has the meaning given in s. 39.81 (5).
- 3 **(2)** There is created a public broadcasting transitional board consisting of the
- 4 following members:
- 5 (a) The secretary of administration or his or her designee.
- 6 (b) The state superintendent of public instruction or his or her designee.
- 7 (c) The president of the University of Wisconsin System or his or her designee.
- 8 (d) The director of the technical college system or his or her designee.
- 9 (e) The president of the Wisconsin Association of Independent Colleges and
- 10 Universities or his or her designee.
- 11 (f) Except as provided in sub. (4), the district director specified in s. 38.12 (3)
- 12 (a) 1. of the Milwaukee Area Technical College district or his or her designee.
- 13 (g) One member of each house of the legislature from the political party with
- 14 the most members in that house, appointed as are members of standing committees.
- 15 (h) One member of each house of the legislature from the political party with
- 16 the 2nd most members in that house, appointed as are members of standing
- 17 committees.
- 18 (i) Two members appointed by the governor from a list of nominees submitted
- 19 by the Wisconsin Public Radio Association, for 3–year terms.
- 20 (j) One member appointed by the governor from a list of nominees submitted
- 21 by a friends group organized to raise funds for television station WHA, for a 3–year
- 22 term.
- 23 (k) One member appointed by the governor from a list of nominees submitted
- 24 by a friends group organized to raise funds for television stations WMVS and WMVT,
- 25 for a 3–year term.

1 (L) One member appointed by the governor who is a representative of public
2 elementary and secondary schools, for a 3–year term.

3 (3) The appointment of the members specified in sub. (2) is subject to senate
4 confirmation, except for the appointment of a member who holds an office specified
5 in sub. (2) that is subject to senate confirmation and except for the members specified
6 in sub. (2) (b), (g) and (h).

7 (4) If the district board governing the Milwaukee Area Technical College does
8 not enter into an agreement with the broadcasting corporation under s. 38.125 (2)
9 (a) by the date specified in s. 38.125 (2) (a) (intro.), the member specified under sub.
10 (2) (f) shall vacate his or her membership and the governor shall appoint, subject to
11 senate confirmation, an individual to serve as a member for a 3–year term.

12 (5) This section does not apply beginning on the first day of the 36th month
13 commencing after the effective date of this subsection [revisor inserts date].

14 **SECTION 40r.** 16.004 (13) of the statutes is created to read:

15 16.004 (13) UNFUNDED PRIOR SERVICE FOR ASSISTANT DISTRICT ATTORNEYS.
16 Beginning in the 1999–2000 fiscal year and ending in the 2003–04 fiscal year, the
17 department shall pay \$80,000 in each fiscal year from the appropriation account
18 under s. 20.475 (1) (d) toward the department’s unfunded prior service liability under
19 the Wisconsin retirement system that results from granting the creditable service
20 under s. 40.02 (17) (gm).

21 **SECTION 41.** 16.009 (2) (p) of the statutes is created to read:

22 16.009 (2) (p) Contract with one or more organizations to provide advocacy
23 services to potential or actual recipients of the family care benefit, as defined in s.
24 46.2805 (4), or their families or guardians. The board and contract organizations
25 under this paragraph shall assist these persons in protecting their rights under all

1 applicable federal statutes and regulations and state statutes and rules. An
2 organization with which the board contracts for these services may not be a provider,
3 nor an affiliate of a provider, of long-term care services, a resource center under s.
4 46.283 or a care management organization under s. 46.284. For potential or actual
5 recipients of the family care benefit, advocacy services required under this
6 paragraph shall include all of the following:

7 1. Providing information, technical assistance and training about how to obtain
8 needed services or support items.

9 2. Providing advice and assistance in preparing and filing complaints,
10 grievances and appeals of complaints or grievances.

11 3. Providing negotiation and mediation.

12 4. Providing individual case advocacy assistance regarding the appropriate
13 interpretation of statutes, rules or regulations.

14 5. Providing individual case advocacy services in administrative hearings and
15 legal representation for judicial proceedings regarding family care services or
16 benefits.

17 **SECTION 42.** 16.0095 of the statutes is repealed.

18 **SECTION 43h.** 16.023 (1m) of the statutes is created to read:

19 16.023 **(1m)** (a) In this subsection:

20 1. “Land rights” means a holder’s nonpossessory interest in land that imposes
21 a limitation or affirmative obligation the purpose of which is to retain or protect
22 natural, scenic or open space values of land, assuring the availability of land for
23 agricultural, forest, wildlife habitat or open space use, protecting natural resources
24 or maintaining or enhancing air or water quality.

25 2. “Political subdivision” means a city, village, town or county.

1 3. “Public funds” means funds of the United States, this state or of a political
2 subdivision, or an instrumentality, agency or subunit of any of the foregoing.

3 4. “Transaction” means a conveyance of land rights that uses public funds to
4 accomplish the conveyance.

5 (b) Not later than January 1, 2000, the council shall develop and distribute a
6 form, that is in triplicate, to each register of deeds, the department of natural
7 resources and the department of revenue that contains space for the following
8 information:

9 1. The name and address of each party that is involved in a transaction.

10 2. The date of the transaction.

11 3. The approximate size of the parcel to which the land rights relate.

12 4. The approximate total size of the parcel of which the land rights constitute
13 a portion.

14 5. The classification of the parcel under s. 70.32 (2) (a) to which the land rights
15 relate.

16 6. The amount paid by the purchaser for the land rights.

17 7. The source of the public funds that were used in the conveyance of the land
18 rights.

19 (c) For a transaction that is completed after June 30, 2000, a person who is a
20 party to a transaction, as a purchaser or purchaser’s agent or as a seller or seller’s
21 agent, shall prepare and sign the form described in par. (b). The person who prepares
22 and signs the form shall send one copy of the form to the council and record one copy
23 with the register of deeds of the county in which the transaction is recorded.

24 (d) A register of deeds, the department of natural resources and the department
25 of revenue shall make the form available to any person who requests one.

1 (e) The council shall post the form on the Internet when a site for a statewide
2 computerized land information system is created and makes such a posting possible.

3 **SECTION 43j.** 16.023 (3) of the statutes is amended to read:

4 16.023 (3) Subsections (1) and to (2) do not apply after August 31, 2003.

5 **SECTION 44.** 16.15 (4) of the statutes is repealed.

6 **SECTION 45m.** 16.18 of the statutes is created to read:

7 **16.18 Management assistance grants to certain counties. (1)** In this
8 section, “eligible county” means a county that has a geographic area of less than 400
9 square miles and that contains no incorporated municipal territory.

10 **(2)** An eligible county may apply to the department for a management
11 assistance grant annually in each state fiscal year for the purpose of assisting the
12 county in funding one or more of the following functions:

13 (a) Public security.

14 (b) Public health.

15 (c) Public infrastructure.

16 (d) Public employe training.

17 (e) Economic development.

18 **(3)** No eligible county may receive a grant under this section unless the county
19 maintains its financial records in accordance with accounting procedures
20 established by the department of revenue, and unless the county submits to the
21 department a detailed expenditure plan that identifies how the grant proceeds are
22 proposed to be expended and how the proposed expenditures will enable the county
23 to meet its goals for execution of the functions specified in sub. (2) for which the grant
24 is requested.

1 **(4)** The department shall make grants to eligible counties from the
2 appropriation under s. 20.505 (1) (ku).

3 **(5)** No county may receive a grant under this section in an amount exceeding
4 \$500,000 in any state fiscal year.

5 **SECTION 46.** 16.22 of the statutes, as affected by 1999 Wisconsin Act (this
6 act), is repealed.

7 **SECTION 47.** 16.22 (title), (1) and (2) (intro.) and (a) to (g) of the statutes are
8 renumbered 46.78 (title), (1) and (2) (intro.) and (a) to (g).

9 **SECTION 48.** 16.22 (2) (h) of the statutes is renumbered 46.78 (2) (h) and
10 amended to read:

11 46.78 **(2)** (h) From the appropriations under s. ~~20.505 (4) (j) and (p)~~ 20.435 (3)
12 (gb) and (p), award grants to persons providing national service programs, giving
13 priority to the greatest extent practicable to persons providing youth corps programs.

14 **SECTION 49.** 16.22 (2) (i) to (k) of the statutes are renumbered 46.78 (2) (i) to
15 (k).

16 **SECTION 50.** 16.22 (2) (kL) of the statutes, as created by 1997 Wisconsin Act 237,
17 section 4w, is renumbered 16.22 and amended to read:

18 **16.22 Wisconsin promise challenge grants.** From the appropriation under
19 s. 20.505 (4) (1) (fm), the department shall award Wisconsin promise challenge
20 grants and provide training and technical assistance under 1997 Wisconsin Act 237,
21 section 9101 (1z) (b) and (h).

22 **SECTION 51.** 16.22 (2) (L) and (3) of the statutes are renumbered 46.78 (2) (L)
23 and (3).

24 **SECTION 51m.** 16.23 of the statutes is repealed.

1 **SECTION 52.** 16.24 (title) and (1) of the statutes are renumbered 14.63 (title) and
2 (1), and 14.63 (1) (b), as renumbered, is amended to read:

3 14.63 (1) (b) “Institution of higher education” means a public or private
4 institution of higher education that is accredited by an accrediting association
5 recognized by the ~~department~~ state treasurer, and a proprietary school approved by
6 the educational approval board under s. ~~39.51~~ 45.54.

7 **SECTION 53.** 16.24 (2) of the statutes is renumbered 14.63 (2), and 14.63 (2)
8 (intro.) and (b), as renumbered, are amended to read:

9 14.63 (2) WEIGHTED AVERAGE TUITION; TUITION UNIT COST. (intro.) Annually, the
10 ~~department~~ state treasurer and the board jointly shall determine all of the following:

11 (b) The price of a tuition unit, which shall be valid for a period determined
12 jointly by the ~~department~~ state treasurer and the board. The price shall be sufficient
13 to ensure the ability of the ~~department~~ state treasurer to meet its his or her
14 obligations under this section. To the extent possible, the price shall be set so that
15 the value of the tuition unit in the anticipated academic year of its use will be equal
16 to 1% of the weighted average tuition for that academic year plus the costs of
17 administering the program under this section attributable to the unit.

18 **SECTION 54.** 16.24 (3) of the statutes is renumbered 14.63 (3), and 14.63 (3) (a)
19 (intro.) and (d), as renumbered, are amended to read:

20 14.63 (3) (a) (intro.) The ~~department~~ state treasurer shall contract with an
21 individual, a trust or a legal guardian for the sale of tuition units to that individual,
22 trust or legal guardian if all of the following apply:

23 (d) The ~~department~~ state treasurer shall promulgate rules authorizing a
24 person who has entered into a contract under this subsection to change the
25 beneficiary named in the contract.

1 **SECTION 55.** 16.24 (4) of the statutes is renumbered 14.63 (4) and amended to
2 read:

3 **14.63 (4)** NUMBER OF TUITION UNITS PURCHASED. A person who enters into a
4 contract under sub. (3) may purchase tuition units at any time and in any number,
5 except that the total number of tuition units purchased on behalf of a single
6 beneficiary may not exceed the number necessary to pay for 4 years of full-time
7 attendance, including mandatory student fees, as a resident undergraduate at the
8 institution within the University of Wisconsin System that has the highest resident
9 undergraduate tuition, as determined by the ~~department~~ state treasurer, in the
10 anticipated academic years of their use.

11 **SECTION 56.** 16.24 (5) of the statutes is renumbered 14.63 (5), and 14.63 (5) (a)
12 and (b) (intro.) and 2., as renumbered, are amended to read:

13 **14.63 (5) (a)** Except as provided in sub. (7m), if an individual named as
14 beneficiary in a contract under sub. (3) attends an institution of higher education in
15 the United States, each tuition unit purchased on his or her behalf entitles that
16 beneficiary to apply toward the payment of tuition and mandatory student fees at the
17 institution an amount equal to 1% of the anticipated weighted average tuition of
18 bachelor's degree-granting institutions within the University of Wisconsin System
19 for the year of attendance, as estimated under sub. (2) in the year in which the tuition
20 unit was purchased.

21 (b) (intro.) Upon request by the beneficiary, the ~~department~~ state treasurer
22 shall pay to the institution in each semester of attendance the lesser of the following:

23 2. An amount equal to the sum of the institution's tuition and mandatory
24 student fees for that semester.

1 **SECTION 57.** 16.24 (6) of the statutes is renumbered 14.63 (6), and 14.63 (6) (a)
2 5. and (b), as renumbered, are amended to read:

3 14.63 **(6)** (a) 5. Other circumstances determined by the department state
4 treasurer to be grounds for termination.

5 (b) The department state treasurer shall terminate a contract under sub. (3)
6 if any of the tuition units purchased under the contract remain unused 10 years after
7 the anticipated academic year of the beneficiary's initial enrollment in an institution
8 of higher education, as specified in the contract.

9 **SECTION 58.** 16.24 (7) of the statutes is renumbered 14.63 (7), and 14.63 (7) (a)
10 (intro.), 3., 4. and 5. and (b), as renumbered, are amended to read:

11 14.63 **(7)** (a) (intro.) Except as provided in sub. (7m), the department state
12 treasurer shall do all of the following:

13 3. If a contract is terminated under sub. (6) (a) 4. or (b), refund to the person
14 who entered into the contract an amount equal to 99% of the amount determined
15 under subd. 2. ~~If a contract is terminated under sub. (6) (a) 4., the department may~~
16 ~~not issue a refund for one year following receipt of the notice of termination and may~~
17 ~~not issue a refund of more than 100 tuition units in any year.~~

18 4. If a contract is terminated under sub. (6) (a) 5., refund to the person who
19 entered into the contract the amount under subd. 2. or under subd. 3., as determined
20 by the department state treasurer.

21 5. If the beneficiary is awarded a scholarship, tuition waiver or similar subsidy
22 that cannot be converted into cash by the beneficiary, refund to the person who
23 entered into the contract, upon the person's request, an amount equal to the value
24 of the tuition units that are not needed because of the scholarship, waiver or similar

1 subsidy and that would otherwise have been paid by the ~~department~~ state treasurer
2 on behalf of the beneficiary during the semester in which the beneficiary is enrolled.

3 (b) ~~Except as provided under par. (a) 3., the department~~ The state treasurer
4 shall determine the method and schedule for the payment of refunds under this
5 subsection.

6 **SECTION 59.** 16.24 (7m) of the statutes is renumbered 14.63 (7m), and 14.63
7 (7m) (a) (intro.), (b) and (c), as renumbered, are amended to read:

8 14.63 **(7m)** (a) (intro.) The ~~department~~ state treasurer may adjust the value of
9 a tuition unit based on the actual earnings attributable to the tuition unit less the
10 costs of administering the program under this section that are attributable to the
11 tuition unit if any of the following applies:

12 (b) The ~~department~~ state treasurer may not increase the value of a tuition unit
13 under par. (a) to an amount that exceeds the value of a tuition unit that was
14 purchased at a similar time, held for a similar period and used or refunded in the
15 anticipated academic year of the beneficiary's attendance, as specified in the
16 contract.

17 (c) The ~~department~~ state treasurer may promulgate rules imposing or
18 increasing penalties for refunds under sub. (7) (a) if the ~~department~~ state treasurer
19 determines that such rules are necessary to maintain the status of the program
20 under this section as a qualified state tuition program under section 529 of the
21 Internal Revenue Code, as defined in s. 71.01 (6).

22 **SECTION 60.** 16.24 (8) of the statutes is renumbered 14.63 (8) and amended to
23 read:

24 14.63 **(8)** EXEMPTION FROM GARNISHMENT, ATTACHMENT AND EXECUTION. Moneys
25 deposited in the tuition trust fund and a beneficiary's right to the payment of tuition

1 and mandatory student fees under this section are not subject to garnishment,
2 attachment, execution or any other process of law.

3 **SECTION 61.** 16.24 (9) to (11) of the statutes are renumbered 14.63 (9) to (11),
4 and 14.63 (9), (10), (10m) and (11) (b), as renumbered, are amended to read:

5 14.63 **(9)** CONTRACT WITH ACTUARY. The ~~department~~ state treasurer shall
6 contract with an actuary or actuarial firm to evaluate annually whether the assets
7 in the tuition trust fund are sufficient to meet the obligations of the ~~department~~ state
8 treasurer under this section and to advise the ~~department~~ state treasurer on setting
9 the price of a tuition unit under sub. (2) (b).

10 **(10)** REPORTS. (a) Annually, the ~~department~~ state treasurer shall submit a
11 report to the governor, and to the appropriate standing committees of the legislature
12 under s. 13.172 (3), on the program under this section. The report shall include any
13 recommendations for changes to the program that the ~~department~~ state treasurer
14 determines are necessary to ensure the sufficiency of the tuition trust fund to meet
15 the ~~department's~~ state treasurer's obligations under this section.

16 (b) The ~~department~~ state treasurer shall submit a quarterly report to the state
17 investment board projecting the future cash flow needs of the tuition trust fund. The
18 state investment board shall invest moneys held in the tuition trust fund in
19 investments with maturities and liquidity that are appropriate for the needs of the
20 fund as reported by the ~~department~~ state treasurer in its his or her quarterly reports.
21 All income derived from such investments shall be credited to the fund.

22 **(10m)** REPAYMENT TO GENERAL FUND. The secretary of administration shall
23 transfer from the tuition trust fund to the general fund an amount equal to the
24 amount encumbered from the ~~appropriation~~ appropriations under s. 20.505 (9) (a),
25 1995 stats., and s. 20.585 (2) (a) when the secretary of administration determines

1 that funds in the tuition trust fund are sufficient to make the transfer. The secretary
2 of administration may make the transfer in instalments.

3 (11) (b) The requirements to pay tuition and mandatory student fees under sub.
4 (5) and to make refunds under sub. (7) are subject to the availability of sufficient
5 assets in the tuition trust fund.

6 **SECTION 62.** 16.24 (12) and (13) of the statutes are renumbered 14.63 (12) and
7 (13), and 14.63 (12) (title), (a) (intro.) and (b) (intro.) and (13), as renumbered, are
8 amended to read:

9 14.63 (12) (title) ~~ADDITIONAL DEPARTMENT DUTIES AND POWERS~~ OF THE STATE
10 TREASURER.

11 (a) (intro.) The ~~department~~ state treasurer shall do all of the following:

12 (b) (intro.) The ~~department~~ state treasurer may do any of the following:

13 (13) PROGRAM TERMINATION. If the ~~department~~ state treasurer determines that
14 the program under this section is financially infeasible, the ~~department~~ state
15 treasurer shall discontinue entering into tuition prepayment contracts under sub.
16 (3) and discontinue selling tuition units under sub. (4).

17 **SECTION 63.** 16.25 of the statutes is created to read:

18 **16.25 Emergency weather warning system.** (1) In this section,
19 “broadcasting corporation” has the meaning given in s. 39.81 (2).

20 (2) If the secretary determines that the federal communications commission
21 has approved the transfer of all broadcasting licenses held by the educational
22 communications board to the broadcasting corporation, on and after the effective
23 date of the last license transferred, as determined by the secretary under s. 39.88 (2),
24 the department shall contract with the broadcasting corporation for the operation of
25 an emergency weather warning system.

1 **SECTION 63g.** 16.255 of the statutes is created to read:

2 **16.255 Contributions to Boys and Girls Clubs of Wisconsin.** The
3 secretary of administration shall make payments from the appropriation under s.
4 20.505 (3) (j) to the Boys and Girls Clubs of Wisconsin.

5 **SECTION 63m.** 16.26 of the statutes is created to read:

6 **16.26 Public broadcasting assets. (1)** In this section:

7 (a) “Broadcasting corporation” has the meaning given under s. 39.81 (2).

8 (b) “Shared asset” means an asset of the state that, as determined by the
9 secretary, is used by the educational communications board for the purpose of
10 providing public broadcasting, including a tower, transmitter, transmission facility
11 or other related structure, equipment or property, and that is also used by another
12 agency, as defined in s. 16.70 (1).

13 **(2)** If the secretary determines that the federal communications commission
14 has approved the transfer of all broadcasting licenses held by the educational
15 communications board to the broadcasting corporation, the secretary shall negotiate
16 and enter into an agreement to lease each shared asset to the broadcasting
17 corporation. An agreement under this subsection may include an option for the
18 broadcasting corporation to purchase any shared asset.

19 **SECTION 64.** 16.339 (2) (a) of the statutes is amended to read:

20 16.339 **(2)** (a) From the appropriation under s. 20.505 (7) (dm), the department
21 may award a grant ~~that does not exceed \$50,000~~ to an eligible applicant for the
22 purpose of providing transitional housing and associated supportive services to
23 homeless individuals and families if the conditions under par. (b) are satisfied. The
24 department shall ensure that the funds for the grants are reasonably balanced

1 among geographic areas of the state, consistent with the quality of applications
2 submitted.

3 **SECTION 64g.** 16.366 (title), (1) and (2) of the statutes are renumbered 101.935
4 (title), (1) and (2), and 101.935 (2) (d) and (e), as renumbered, are amended to read:

5 101.935 **(2)** (d) A permit may not be issued under this subsection until all
6 applicable fees have been paid. If the payment is by check or other draft drawn upon
7 an account containing insufficient funds, the permit applicant shall, within 15 days
8 after receipt of notice from the department of the insufficiency, pay by cashier's check
9 or other certified draft, money order or cash the fees ~~from~~ to the department, late fees
10 and processing charges that are specified by rules promulgated by the department.
11 If the permit applicant fails to pay all applicable fees, late fees and the processing
12 charges within 15 days after the applicant receives notice of the insufficiency, the
13 permit is void. In an appeal concerning voiding of a permit under this paragraph,
14 the burden is on the permit applicant to show that the entire applicable fees, late fees
15 and processing charges have been paid. During any appeal process concerning a
16 payment dispute, operation of the mobile home park in question is considered to be
17 operation without a permit.

18 (e) Section 254.69 (2), as it applies to an agent for the department of health and
19 family services in the administration of s. 254.47, applies to an agent for the
20 department of ~~administration~~ commerce in the administration of this section.

21 **SECTION 64m.** 16.366 (2m) of the statutes is renumbered 101.935 (2m), and
22 101.935 (2m) (a) 1., as renumbered, is amended to read:

23 101.935 **(2m)** (a) 1. Upon completion of the construction of a new mobile home
24 park.

1 **SECTION 64r.** 16.366 (3) of the statutes is renumbered 101.935 (3) and amended
2 to read:

3 101.935 **(3)** The department may promulgate rules and issue orders to
4 administer and enforce this section. ~~A person who violates this section or a~~
5 ~~regulation or order under this section may be required to forfeit not less than \$10 nor~~
6 ~~more than \$250 for each offense. Each day of continued violation constitutes a~~
7 ~~separate offense.~~

8 **SECTION 65m.** 16.40 (20) of the statutes is created to read:

9 16.40 **(20)** PUBLIC DEBT SERVICE COSTS PROJECTION. Prepare in each
10 odd-numbered year for inclusion in the report submitted by the building commission
11 under s. 13.48 (7) a projection of the long-term trends in principal and interest costs
12 on public debt contracted under subchs. I and IV of ch. 18 as a proportion of all tax
13 revenues that are deposited or are expected to be deposited in the general fund. The
14 projection shall take account of the recommendations adopted by the building
15 commission for the long-range building program under s. 13.48 (7) for the succeeding
16 fiscal biennium and all proposed general obligation bonding contained in the
17 executive budget bill or bills, including bonding for the authorized state building
18 program as well as for other borrowing purposes.

19 **SECTION 65r.** 16.40 (21) of the statutes is created to read:

20 16.40 **(21)** ADMINISTRATIVE SERVICES PROVIDED TO THE BOARD OF COMMISSIONERS
21 OF PUBLIC LANDS. Render an accounting to the board of commissioners of public lands
22 for the costs of all administrative services provided by the department and other
23 state agencies, as defined in s. 20.001 (1), to the board. All moneys received from the
24 board under s. 24.64 for the costs of administrative services provided by the
25 department and other state agencies shall be deposited in the general fund.

1 **SECTION 68b.** 16.42 (1) (intro.) of the statutes is amended to read:

2 16.42 (1) (intro.) All Except as provided in sub. (3), all agencies, other than the
3 legislature and the courts, no later than September 15 of each even-numbered year,
4 in the form and content prescribed by the department, shall prepare and forward to
5 the department and to the legislative fiscal bureau the following program and
6 financial information:

7 **SECTION 68m.** 16.42 (3) of the statutes is created to read:

8 16.42 (3) (a) In this subsection, “zero-based budgeting” means compilation of
9 a budget in which each component is justified on the basis of cost, need and relation
10 to statutory responsibilities.

11 (b) Beginning with the 2001–03 fiscal biennium, the educational
12 communications board shall submit budget requests, except requests regarding the
13 appropriation under s. 20.225 (1) (c), that are prepared using the principles of
14 zero-based budgeting for each of its activities, units and programs.

15 (c) If the secretary determines that the federal communications commission
16 has approved the transfer of all broadcasting licenses held by the educational
17 communications board to the broadcasting corporation, as defined in s. 39.81 (2), this
18 subsection does not apply on and after the effective date of the last license
19 transferred as determined by the secretary under s. 39.88 (2).

20 **SECTION 78.** 16.54 (2) (a) 2. of the statutes is amended to read:

21 16.54 (2) (a) 2. Whenever a block grant is made to this state under any federal
22 law enacted after August 31, 1995, which authorizes the distribution of block grants
23 for the purposes for which the grant is made, the governor shall not administer and
24 no board, commission or department may encumber or expend moneys received as
25 a part of the grant unless the governor first notifies the cochairpersons of the joint

1 committee on finance, in writing, that the grant has been made. The notice shall
2 contain a description of the purposes proposed by the governor for expenditure of the
3 moneys received as a part of the grant. If the cochairpersons of the committee do not
4 notify the governor that the committee has scheduled a meeting for the purpose of
5 reviewing the proposed expenditure of grant moneys within 14 working days after
6 the date of the governor's notification, the moneys may be expended as proposed by
7 the governor. If, within 14 working days after the date of the governor's notification,
8 the cochairpersons of the committee notify the governor that the committee has
9 scheduled a meeting for the purpose of reviewing the proposed expenditure of grant
10 moneys, no moneys received as a part of the grant may be expended without the
11 approval of the committee. This subdivision does not apply to the expenditure of
12 block grant funds that are allocated under s. 49.175.

13 **SECTION 78q.** 16.54 (11) of the statutes is renumbered 16.54 (11) (a) and
14 amended to read:

15 16.54 (11) (a) The Except as provided in par. (b), the state board, commission
16 or department designated by the governor under sub. (2) to administer federal
17 payments in lieu of taxes on national forest lands shall distribute those payments to
18 towns, cities and villages, but not to counties, that provide general governmental
19 services and contain national forest lands. That distribution shall reflect the level
20 of services provided by, and the number of acres of national forest land within, the
21 town, city or village in accordance with 31 USC 6907.

22 **SECTION 78r.** 16.54 (11) (b) of the statutes is created to read:

23 16.54 (11) (b) If permitted under federal law, all moneys accepted by the
24 governor under sub. (1) that are designated as federal payments in lieu of taxes on
25 national forest lands shall be distributed to school districts that contain national

1 forest lands within their boundaries. The distribution shall reflect the number of
2 acres of national forest land that are located within the school district.

3 **SECTION 79.** 16.54 (12) of the statutes is created to read:

4 16.54 (12) (a) The department of health and family services may not expend
5 or encumber any moneys received under s. 20.435 (8) (mm) unless the department
6 of health and family services submits a plan for the expenditure of the moneys to the
7 department of administration and the department of administration approves the
8 plan.

9 (b) The department of workforce development may not expend or encumber any
10 moneys received under s. 20.445 (3) (mm) unless the department of workforce
11 development submits a plan for the expenditure of the moneys to the department of
12 administration and the department of administration approves the plan.

13 (c) The department of administration may approve any plan submitted under
14 par. (a) or (b) in whole or in part. If the department approves any such plan in whole
15 or part, the department shall notify the cochairpersons of the joint committee on
16 finance, in writing, of the department's action under this paragraph.

17 (d) At the end of each fiscal year, the department of administration shall
18 determine the amount of moneys that remain in the appropriation accounts under
19 ss. 20.435 (8) (mm) and 20.445 (3) (mm) that have not been approved for
20 encumbrance or expenditure by the department pursuant to a plan submitted under
21 par. (a) or (b) and shall require that such moneys be lapsed to the general fund. The
22 department shall notify the cochairpersons of the joint committee on finance, in
23 writing, of the department's action under this paragraph.

24 **SECTION 79e.** 16.54 (13) of the statutes is created to read:

1 16.54 **(13)** (a) If the state receives any interest payments from the federal
2 government relating to the timing of expenditures by the state pursuant to a federal
3 government grant program or federal government contract, the payments shall be
4 credited to the general fund as general purpose revenue -- earned.

5 (b) If the state is required to pay any interest payments to the federal
6 government relating to the timing of expenditures by the state pursuant to a federal
7 government grant program or federal government contract, the secretary shall notify
8 the cochairpersons of the joint committee on finance, in writing, that the state is
9 required to pay an interest payment. The notice shall contain an accounting of the
10 amount of interest that the state is required to pay. If the cochairpersons of the
11 committee do not notify the secretary that the committee has scheduled a meeting
12 for the purpose of reviewing the proposed payment of interest within 14 working
13 days after the date of the secretary's notification, the payment may be made as
14 proposed by the secretary. If, within 14 working days after the date of the secretary's
15 notification, the cochairpersons of the committee notify the secretary that the
16 committee has scheduled a meeting for the purpose of reviewing the proposed
17 interest payment, no interest payment may be made without the approval of the
18 committee.

19 **SECTION 81m.** 16.702 (4) of the statutes is amended to read:

20 16.702 **(4)** The department shall deposit all revenues received from fees
21 assessed under this section in the ~~information technology investment~~ VendorNet
22 fund.

23 **SECTION 82m.** 16.72 (2) (b) of the statutes is amended to read:

24 16.72 **(2)** (b) Except as provided in s. ss. 16.751 and 565.25 (2) (a) 4., the
25 department shall prepare or review specifications for all materials, supplies,

1 equipment, other permanent personal property and contractual services not
2 purchased under standard specifications. Such “nonstandard specifications” may be
3 generic or performance specifications, or both, prepared to describe in detail the
4 article which the state desires to purchase either by its physical properties or
5 programmatic utility. When appropriate for such nonstandard items or services,
6 trade names may be used to identify what the state requires, but wherever possible
7 2 or more trade names shall be designated and the trade name of any Wisconsin
8 producer, distributor or supplier shall appear first.

9 **SECTION 82p.** 16.72 (2) (d) of the statutes is amended to read:

10 16.72 (2) (d) ~~To~~ Except as permitted in s. 16.751, to the extent possible, the
11 department and any other designated purchasing agent under s. 16.71 (1) shall write
12 specifications for the purchase of materials, supplies, commodities, equipment and
13 contractual services so as to permit their purchase from prison industries, as created
14 under s. 303.01 (1).

15 **SECTION 84.** 16.72 (6) and (7) of the statutes are repealed.

16 **SECTION 85m.** 16.75 (1) (a) 1. of the statutes is amended to read:

17 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
18 materials, supplies, equipment and contractual services to be provided to any
19 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
20 (6), (7), (8) and (9) and ss. 16.73 (4) (a), 16.751, 16.754, 50.05 (7) (f), 287.15 (7) and
21 301.265, shall be awarded to the lowest responsible bidder, taking into consideration
22 life cycle cost estimates under sub. (1m), when appropriate, the location of the
23 agency, the quantities of the articles to be supplied, their conformity with the
24 specifications, and the purposes for which they are required and the date of delivery.

25 **SECTION 86m.** 16.75 (2m) (g) of the statutes is amended to read:

1 16.75 (2m) (g) After receiving each offerer’s best and final offer, the department
2 shall determine which proposal is most advantageous and shall award the order or
3 contract to the person who offered it. The department’s determination shall be based
4 only on price and the other evaluation factors specified in the request for proposals.
5 The department shall state in writing the reason for the award and shall place the
6 statement in the contract file. This paragraph does not apply to procurements under
7 s. 16.751.

8 **SECTION 89m.** 16.751 of the statutes is created to read:

9 **16.751 Information technology purchases by investment board. (1)** In
10 this section, “information technology” has the meaning given under s. 16.97 (6).

11 **(2)** The requirements of ss. 16.72 (2) (b) and (d) and 16.75 (1) (a) 1. and (2m)
12 (g) do not apply to procurements by the investment board for information technology
13 purposes.

14 **SECTION 93.** 16.76 (4) (a) of the statutes is amended to read:

15 16.76 **(4)** (a) In this subsection, “master lease” means an agreement entered
16 into by the department on behalf of one or more agencies ~~for the lease of goods or the~~
17 ~~provision of~~ to obtain property or services under which the department makes or
18 agrees to make periodic payments.

19 ~~(ag)~~ The department may pay or agree to pay ~~to the lessor~~ under a master lease
20 a sum substantially equivalent to or in excess of the aggregate value of goods
21 ~~involved~~ property or services obtained and it may be agreed that the department or
22 one or more agencies will become, or for no other or nominal consideration has the
23 option to become, the owner of ~~goods leased or to be leased~~ property obtained or to
24 be obtained under a master lease upon full compliance with the its terms of the
25 agreement.

1 **SECTION 95.** 16.76 (4) (b) of the statutes is amended to read:

2 16.76 (4) (b) The Except as provided in par. (h), the department may enter into
3 a master lease whenever the department determines that it is advantageous to the
4 state to do so. If the master lease provides for payments to be made by the state from
5 moneys that have not been appropriated at the time that the master lease is entered
6 into, the master lease shall contain the statement required under s. 16.75 (3).

7 **SECTION 96.** 16.76 (4) (c) of the statutes is amended to read:

8 16.76 (4) (c) Payments under a master lease may include interest payable at
9 a fixed or variable rate as the master lease may provide. The department may enter
10 into agreements and ancillary arrangements which the department determines to
11 be necessary to facilitate the use of a master lease, ~~including liquidity facilities,~~
12 ~~remarketing or dealer agreements, letter of credit agreements, insurance policies,~~
13 ~~interest rate guaranty agreements, reimbursement agreements and indexing~~
14 ~~agreements.~~

15 **SECTION 97.** 16.76 (4) (e) of the statutes is amended to read:

16 16.76 (4) (e) The department may grant ~~the lessor~~ a perfected security interest
17 in ~~goods leased~~ property obtained or to be leased obtained under each a master lease.
18 The department shall record and preserve evidence of the security interest in its
19 offices at all times during which the master lease is in effect.

20 **SECTION 98.** 16.76 (4) (f) of the statutes is amended to read:

21 16.76 (4) (f) The department may appoint one or more fiscal agents for each
22 master lease. Each fiscal agent shall be an incorporated bank or trust company
23 authorized by the laws of the United States or of the state in which it is located to
24 do business as a banking or trust company. ~~Sections 16.705 and 16.75 do not apply~~
25 ~~to contracts for fiscal agent services.~~ The department shall periodically require

1 competitive proposals, under procedures established by the department, for fiscal
2 agent services under this paragraph. There may be deposited with a fiscal agent, in
3 a special account for such purpose only, a sum estimated to be sufficient to enable the
4 fiscal agent to make all payments which will come due under the master lease not
5 more than 15 days after the date of deposit. The department may make such other
6 provisions respecting fiscal agents as it considers necessary or useful and may enter
7 into a contract with any fiscal agent containing such terms, including compensation,
8 and conditions in regard to the fiscal agent as it considers necessary or useful.

9 **SECTION 99.** 16.76 (4) (g) of the statutes is created to read:

10 16.76 (4) (g) Sections 16.705 and 16.75 do not apply to agreements or ancillary
11 agreements under par. (c) or contracts for fiscal agent services under par. (f).

12 **SECTION 100.** 16.76 (4) (h) of the statutes is created to read:

13 16.76 (4) (h) A master lease may not be used to obtain a facility for use or
14 occupancy by the state or an agency or instrumentality of the state or to obtain an
15 internal improvement.

16 **SECTION 102.** 16.76 (4) (j) of the statutes is created to read:

17 16.76 (4) (j) If a master lease is used to finance payments to be made under an
18 energy conservation construction project as provided in s. 16.858 (2), payments
19 under the lease may not be conditioned upon any payment required to be made by
20 the contractor pursuant to an energy conservation audit.

21 **SECTION 105m.** 16.857 of the statutes is created to read:

22 **16.857 Agency building maintenance. (1)** In this section, “agency” has the
23 meaning given under s. 16.70 (1).

24 **(2)** The department shall require each agency to which moneys are
25 appropriated in any fiscal period for capital building maintenance purposes to

1 submit a work plan to the department describing the agency's proposal for
2 expenditure of those moneys. The plan shall be submitted for such period as the
3 secretary may require, and shall be filed no later than the date prescribed by the
4 secretary. Upon approval of a work plan by the department, the department shall
5 forward the plan to the building commission for its review and approval under s.
6 13.48 (30).

7 **(3)** Notwithstanding s. 16.50 (2), the secretary may withhold approval of any
8 proposed expenditure under s. 16.50 (2) by any agency for any significant capital
9 building maintenance project, as determined by the secretary, if a project does not
10 conform to a work plan approved by the department and the building commission.

11 **(4)** Following the end of each fiscal year, the department shall submit a report
12 to the joint committee on finance concerning the expenditure of capital building
13 maintenance moneys by each agency and capital building maintenance work
14 completed by each agency during the preceding fiscal year.

15 **SECTION 106.** 16.858 (2) of the statutes is renumbered 16.858 (2) (a) and
16 amended to read:

17 16.858 **(2)** (a) Any ~~A~~ contract under sub. (1) shall require may provide for the
18 construction work to be financed by the state or by the contractor to undertake the
19 construction work at its own expense. The contract shall provide for the state to pay
20 a ~~maximum~~ stated amount, which shall include any financing costs incurred by the
21 contractor. The ~~maximum~~ stated amount may not exceed the minimum savings
22 determined under the audit to be realized by the state within the period specified in
23 the audit. The state shall make payments under the contract as the savings
24 identified in the audit are realized by the state, in the amounts actually realized, but
25 not to exceed the lesser of the ~~maximum~~ stated amount or the actual amount of the

1 savings realized by the state within the period specified in the audit. If the
2 department provides financing for construction work, the department may finance
3 any portion of the cost of the work under a master lease entered into as provided
4 under s. 16.76 (4). If the department provides financing for the construction work
5 and the stated amount to be paid by the state under the contract is greater than the
6 amount of the savings realized by the state within the period specified in the audit
7 under sub. (1), the contract shall require the contractor to remit the difference to the
8 department.

9 (b) The department shall charge the cost of ~~the~~ payments made by the state to
10 the contractor to the applicable appropriation for fuel and utility costs at the
11 building, structure or facility where the work is performed in the amounts equivalent
12 to the savings that accrue to the state under that appropriation from expenditures
13 not made as a result of the construction work, as determined by the department in
14 accordance with the contract. The department may also charge its costs for
15 negotiation ~~and~~, administration and financing of the contract to the same
16 appropriation.

17 **SECTION 107.** 16.858 (4) of the statutes is amended to read:

18 16.858 (4) No later than January 1 of each year, the secretary shall report to
19 the cochairpersons of the joint committee on finance identifying any construction
20 work for which the department has contracted under this section for which ~~the state~~
21 ~~has not made its final payment~~ has not been made as of the date of the preceding
22 report, together with the actual energy cost savings realized by the state as a result
23 of the contract to date, or the estimated energy cost savings to be realized by the state
24 if the total savings to be realized in the audit under sub. (1) have not yet been
25 realized, ~~and~~ the date on which the state made its final payment under the contract

1 or, if the final payment has not been made, the latest date on which the state is
2 obligated to make its final payment under the contract, and any amount that
3 remains payable to the state under the contract.

4 **SECTION 109.** 16.956 of the statutes is repealed.

5 **SECTION 110.** 16.964 (6) of the statutes is created to read:

6 16.964 (6) (a) In this subsection, “tribe” means a federally recognized American
7 Indian tribe or band in this state.

8 (b) From the appropriation under s. 20.505 (6) (ks), the office shall provide
9 grants to tribes to fund tribal law enforcement operations. To be eligible for a grant
10 under this subsection, a tribe must submit an application for a grant to the office that
11 includes a proposed plan for expenditure of the grant moneys. The office shall review
12 any application and plan submitted to determine whether that application and plan
13 meet the criteria established under par. (c). The office shall review the use of grant
14 money provided under this subsection to ensure that the money is used according to
15 the approved plan.

16 (c) The office shall develop criteria and procedures for use in administering this
17 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be
18 promulgated as rules under ch. 227.

19 **SECTION 110j.** 16.964 (7) of the statutes is created to read:

20 16.964 (7) (a) From the appropriation under s. 20.505 (6) (kq), the office shall
21 provide grants to counties to fund county law enforcement services. The office may
22 make a grant to a county under this subsection only if all of the following apply:

23 1. The county borders one or more federally recognized Indian reservations.

1 2. The county has not established a cooperative county–tribal law enforcement
2 program under s. 165.90 with each federally recognized Indian tribe or band that has
3 a reservation bordering the county.

4 3. The county demonstrates a need for the law enforcement services to be
5 funded with the grant.

6 4. The county submits an application for a grant and a proposed plan that
7 shows how the county will use the grant moneys to fund law enforcement services.

8 (b) The office shall review an application and plan submitted under par. (a) 4.
9 to determine if the application and plan meet the requirements of par. (a) 1. to 3. and
10 the criteria established under par. (c). The office may not award an annual grant in
11 excess of \$50,000 to any county under this subsection.

12 (c) The office shall develop criteria and procedures for use in administering this
13 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be
14 promulgated as rules under ch. 227.

15 **SECTION 110k.** 16.964 (8) of the statutes is created to read:

16 16.964 (8) From the appropriation under s. 20.505 (6) (ks), the office shall make
17 the following grants:

18 (a) To the Stockbridge–Munsee Indian tribe, \$175,000 in each fiscal year for a
19 public safety initiative.

20 (b) To the St. Croix Chippewa Indian tribe, \$150,000 in each fiscal year to
21 develop law enforcement capabilities on the reservation and trust lands of the tribe.

22 **SECTION 110m.** 16.965 (title), (1) and (2) of the statutes are created to read:

23 **16.965 (title) Planning grants to local governmental units. (1)** In this
24 section:

1 (a) “Local governmental unit” means a county, city, village, town or regional
2 planning commission.

3 (b) “Smart growth area” means an area that will enable the development and
4 redevelopment of lands with existing infrastructure and municipal, state and utility
5 services, where practicable, and that will encourage efficient development patterns
6 that are both contiguous to existing development and at densities which have
7 relatively low municipal, state governmental and utility costs.

8 (c) “Supporting agency” means the department of administration, the
9 department of agriculture, trade and consumer protection, the department of
10 commerce, the department of natural resources, the department of revenue and the
11 board of regents of the University of Wisconsin System.

12 **(2)** From the appropriation under s. 20.505 (1) (kh), the department may
13 provide grants to local governmental units to be used to finance the cost of planning
14 activities, including contracting for planning consultant services, public planning
15 sessions and other planning outreach and educational activities, or for the purchase
16 of computerized planning data, planning software or the hardware required to
17 utilize that data or software. The department may require any local governmental
18 unit that receives a grant under this section to finance not more than 25% of the cost
19 of the product or service to be funded by the grant from the resources of the local
20 governmental unit. A local governmental unit that desires to receive a grant under
21 this subsection shall file an application with the department. The application shall
22 contain a complete statement of the expenditures proposed to be made for the
23 purposes of the grant. No local governmental unit is eligible to receive a grant under
24 this subsection unless the local governmental unit agrees to utilize the grant to
25 finance planning for all of the purposes specified in s. 66.0295 (2).

1 **SECTION 110n.** 16.965 (title), (1) and (2) of the statutes, as created by 1999
2 Wisconsin Act (this act), are repealed.

3 **SECTION 110no.** 16.965 (3) of the statutes is created to read:

4 16.965 (3) Prior to awarding a grant to a local governmental unit under sub.
5 (2), the department shall forward a statement of the expenditures proposed to be
6 made under the grant to the Wisconsin land council for its written approval. The
7 council may approve or disapprove any proposed grant.

8 **SECTION 110p.** 16.965 (3) of the statutes, as created by 1999 Wisconsin Act
9 (this act), is repealed.

10 **SECTION 110q.** 16.965 (4) of the statutes is created to read:

11 16.965 (4) In determining whether to approve a proposed grant, greater
12 precedence shall be accorded to applications of local governmental units that contain
13 one or more of the following elements:

14 (a) Planning efforts that address the interests of overlapping or neighboring
15 jurisdictions.

16 (b) Planning efforts that contain a specific description of the means by which
17 one or more of the following goals will be achieved:

18 1. Promotion of the redevelopment of lands with existing infrastructure and
19 public services and the maintenance and rehabilitation of existing residential,
20 commercial and industrial structures.

21 2. Encouragement of neighborhood designs that support a range of
22 transportation choices.

23 3. Protection of natural areas, including wetlands, wildlife habitats, lakes,
24 woodlands, open spaces and groundwater resources.

25 4. Protection of economically productive areas, including farmland and forests.

1 5. Encouragement of land uses, densities and regulations that promote
2 efficient development patterns and relatively low municipal, state governmental
3 and utility costs.

4 6. Preservation of cultural, historic and archaeological sites.

5 7. Encouragement of coordination and cooperation among nearby units of
6 government.

7 8. Building of community identity by maintaining physical separation between
8 urban areas, revitalizing main streets and enforcing design standards.

9 9. Providing an adequate supply of affordable housing for individuals of all
10 income levels throughout each community.

11 10. Providing adequate infrastructure and public services and an adequate
12 supply of developable land to meet existing and future market demand for
13 residential, commercial and industrial uses.

14 11. Promoting the expansion or stabilization of the current economic base and
15 the creation of a range of employment opportunities.

16 12. Balancing individual property rights with community interests and goals.

17 13. Planning and development of land uses that create or preserve varied and
18 unique urban and rural communities.

19 (c) Planning efforts that identify smart growth areas.

20 (d) Planning efforts, including subsequent updates and amendments, that
21 include development of implementing ordinances, including ordinances pertaining
22 to zoning, subdivisions and land division.

23 (e) Planning efforts for which completion is contemplated within 30 months of
24 the date on which a grant would be awarded.

25 (f) Planning efforts that provide opportunities for public participation.

1 **SECTION 110r.** 16.965 (4) of the statutes, as created by 1999 Wisconsin Act ...
2 (this act), is repealed.

3 **SECTION 110s.** 16.965 (5) of the statutes is created to read:

4 16.965 (5) The Wisconsin land council may promulgate rules specifying the
5 methodology whereby precedence will be accorded to applications in awarding
6 grants under sub. (2).

7 **SECTION 110t.** 16.965 (5) of the statutes, as created by 1999 Wisconsin Act ...
8 (this act), is repealed.

9 **SECTION 110u.** 16.965 (6) of the statutes is created to read:

10 16.965 (6) The department shall assess each supporting agency \$250,000 per
11 year to support planning assistance provided to local governmental units. Each
12 supporting agency shall charge the cost of its assessment to the agency's
13 appropriations for general program operations from general purpose revenue in the
14 amounts specified by the secretary.

15 **SECTION 110v.** 16.965 (6) of the statutes, as created by 1999 Wisconsin Act ...
16 (this act), is repealed.

17 **SECTION 110w.** 16.9651 of the statutes is created to read:

18 **16.9651 Transportation planning grants to local governmental units.**

19 **(1)** In this section, "local governmental unit" means a county, city, village, town or
20 regional planning commission.

21 **(2)** From the appropriation under s. 20.505 (1) (z), the department may provide
22 grants to local governmental units to be used to finance the cost of planning activities
23 related to the transportation element, as described in s. 66.0295 (2) (c), of a
24 comprehensive plan, as defined in s. 66.0295 (1) (a), including contracting for
25 planning consultant services, public planning sessions and other planning outreach

1 and educational activities, or for the purchase of computerized planning data,
2 planning software or the hardware required to utilize that data or software. The
3 department may require any local governmental unit that receives a grant under
4 this section to finance not more than 25% of the cost of the product or service to be
5 funded by the grant from the resources of the local governmental unit. Prior to
6 awarding a grant under this section, the department shall forward a detailed
7 statement of the proposed expenditures to be made under the grant to the secretary
8 of transportation and obtain his or her written approval of the proposed
9 expenditures.

10 **SECTION 114m.** 16.967 (11) of the statutes is created to read:

11 16.967 (11) SOIL SURVEYS AND MAPPING. (a) The board may conduct soil surveys
12 and soil mapping activities. The board may assess any state agency for any amount
13 that the board determines to be required to conduct soil surveys and soil mapping
14 activities. For this purpose, the board may assess state agencies on a premium basis
15 and pay costs incurred on an actual basis. The board shall credit all moneys received
16 from state agencies under this paragraph to the appropriation account under s.
17 20.505 (1) (kt).

18 (b) The board may contract with the board of commissioners of public lands to
19 perform soil surveys and soil mapping activities on lands under the jurisdiction of
20 the board of commissioners of public lands.

21 **SECTION 114n.** 16.967 (11) of the statutes, as created by 1999 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 114p.** 16.971 (5) of the statutes is repealed.

24 **SECTION 115.** 16.971 (9) of the statutes is amended to read:

1 16.971 **(9)** In conjunction with the public defender board, the director of state
2 courts, the departments of corrections and justice and district attorneys, the division
3 may maintain, promote and coordinate automated justice information systems that
4 are compatible among counties and the officers and agencies specified in this
5 subsection, using the moneys appropriated under s. 20.505 (1) (ja) ~~and~~, (kp) and (kq).
6 When acting under this subsection, the division shall give priority to assisting
7 counties that show the greatest need for additional assistant district attorney
8 positions based on the weighted prosecutor caseload measurement formula
9 developed by the department of administration under s. 978.042 (1), unless such a
10 county informs the division that it does not want to be given priority in receiving
11 assistance. The division shall annually report to the legislature under s. 13.172 (2)
12 concerning the division's efforts to improve and increase the efficiency of integration
13 of justice information systems.

14 **SECTION 115e.** 16.973 (1) (a) of the statutes is renumbered 16.973 (1) (ar).

15 **SECTION 115m.** 16.973 (1) (ag) of the statutes is created to read:

16 16.973 **(1)** (ag) "Broadcasting corporation" has the meaning given under s.
17 39.81 (2).

18 **SECTION 115s.** 16.973 (2) (b) of the statutes is amended to read:

19 16.973 **(2)** (b) Provide such computer services and telecommunications services
20 to local governmental units and the broadcasting corporation and provide such
21 telecommunications services to qualified private schools, postsecondary
22 institutions, museums and zoos as the division considers to be appropriate and as the
23 division can efficiently and economically provide. The division may exercise this
24 power only if in doing so it maintains the services it provides at least at the same
25 levels that it provides prior to exercising this power and it does not increase the rates

1 chargeable to users served prior to exercise of this power as a result of exercising this
2 power. The division may charge local governmental units, the broadcasting
3 corporation and qualified private schools, postsecondary institutions, museums and
4 zoos for services provided to them under this paragraph in accordance with a
5 methodology determined by the secretary. Use of telecommunications services by a
6 qualified private school or postsecondary institution shall be subject to the same
7 terms and conditions that apply to a municipality using the same services. The
8 division shall prescribe eligibility requirements for qualified museums and zoos to
9 receive telecommunications services under this paragraph.

10 **SECTION 116.** 16.974 (7) of the statutes is amended to read:

11 16.974 (7) (a) ~~Subject to s. 196.218 (4r) (f), coordinate~~ Coordinate with the
12 technology for educational achievement in Wisconsin board to provide school
13 districts, and cooperative educational service agencies ~~and technical college districts~~
14 with telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with
15 telecommunications providers to provide such access.

16 (b) ~~Coordinate~~ Subject to s. 44.73 (5), coordinate with the technology for
17 educational achievement in Wisconsin board to provide private colleges ~~and,~~
18 technical college districts, public library boards and public library systems with
19 telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with
20 telecommunications providers to provide such access.

21 (c) Coordinate with the technology for educational achievement in Wisconsin
22 board to provide private schools with telecommunications access under s. ~~196.218~~
23 ~~(4r)~~ 44.73 and contract with telecommunications providers to provide such access.

24 **SECTION 117.** 16.974 (7) (d) of the statutes is created to read:

1 16.974 (7) (d) Coordinate with the technology for educational achievement in
2 Wisconsin board to provide the Wisconsin School for the Visually Handicapped and
3 the Wisconsin School for the Deaf with telecommunications access under s. 44.73 and
4 contract with telecommunications providers to provide such access.

5 **SECTION 117m.** 16.98 (4) of the statutes is created to read:

6 16.98 (4) From the appropriation under s. 20.505 (1) (fo), the department may
7 provide grants to any organization with which the department contracts to operate
8 the program under sub. (1).

9 **SECTION 118.** 17.13 (intro.) of the statutes is amended to read:

10 **17.13 Removal of village, town, town sanitary district, school district**
11 **and, technical college and family care district officers.** (intro.) Officers of
12 towns, town sanitary districts, villages, school districts and, technical college
13 districts and family care districts may be removed as follows:

14 **SECTION 119.** 17.13 (4) of the statutes is created to read:

15 17.13 (4) APPOINTIVE OFFICERS OF A FAMILY CARE DISTRICT. Any member of a
16 family care district board appointed under s. 46.2895 (3) (a) 1., by the appointing
17 authority for cause.

18 **SECTION 120.** 17.15 (5) of the statutes is created to read:

19 17.15 (5) FAMILY CARE DISTRICT. Any member of a family care district governing
20 board appointed under s. 46.2895 (3) (a) 2. may be removed by the appointing
21 authority for cause.

22 **SECTION 121.** 17.27 (3m) of the statutes is created to read:

23 17.27 (3m) FAMILY CARE DISTRICT BOARD. If a vacancy occurs in the position of
24 any appointed member of a family care district board, the appointing authority shall

1 appoint to serve for the residue of the unexpired term a person who meets the
2 applicable requirements under s. 46.2895 (3) (b).

3 **SECTION 121g.** 18.04 (2) of the statutes is renumbered 18.04 (2) (a) and
4 amended to read:

5 18.04 (2) (a) The Except as provided in par. (b). commission shall authorize
6 public debt to be contracted and evidences of indebtedness to be issued therefor up
7 to the amounts specified by the legislature to acquire, construct, develop, extend,
8 enlarge or improve land, waters, property, highways, buildings, equipment or
9 facilities or to make funds available for veterans' housing loans for the classes of
10 public purposes specified by the legislature as the funds are required. Said
11 requirements for funds shall be established by that department or agency head
12 having program responsibilities for which public debt has been authorized by the
13 legislature.

14 **SECTION 121r.** 18.04 (2) (b) of the statutes is created to read:

15 18.04 (2) (b) 1. In this paragraph, "broadcasting corporation" has the meaning
16 given in s. 39.81 (2).

17 2. If the secretary of administration determines that the federal
18 communications commission has approved the transfer of all broadcasting licenses
19 held by the educational communications board to the broadcasting corporation and
20 if the board of regents of the University of Wisconsin System has not contracted with
21 the broadcasting corporation for the operation of television stations and for the joint
22 use of production and broadcast facilities owned by the board, the commission may
23 not authorize public debt to be contracted to aid in the acquisition, construction,
24 development, enlargement or improvement of facilities and equipment related to the
25 conversion to digital television for the University of Wisconsin System.

1 3. If the secretary of administration determines that the federal
2 communications commission has approved the transfer of all broadcasting licenses
3 held by the educational communications board to the broadcasting corporation and
4 if the district board of the Milwaukee Area Technical College has not contracted with
5 the broadcasting corporation for the operation of television stations and for the joint
6 use of production and broadcast facilities owned by the board, the commission may
7 not authorize public debt to be contracted to aid in the acquisition, construction,
8 development, enlargement or improvement of facilities and equipment related to the
9 conversion to digital television for the Milwaukee Area Technical College.

10 **SECTION 122.** 18.51 of the statutes is amended to read:

11 **18.51 Provisions applicable.** The following sections apply to this
12 subchapter, except that all references to “public debt” or “debt” ~~are deemed~~ shall be
13 read to refer to a “revenue obligation” and all references to “evidences of
14 indebtedness” shall be read to refer to “evidences of revenue obligation”: ss. 18.02,
15 18.03, 18.06 (8), 18.07, 18.10 (1), (2), (4) to (9) and (11) and 18.17.

16 **SECTION 123.** 18.52 (2m) (intro.) of the statutes is created to read:

17 18.52 (2m) (intro.) “Enterprise obligation” means every undertaking by the
18 state to repay a certain amount of borrowed money that is all of the following:

19 **SECTION 124.** 18.52 (5) (intro.) of the statutes is renumbered 18.52 (5) and
20 amended to read:

21 18.52 (5) “Revenue obligation” means ~~every undertaking by the state to repay~~
22 ~~a certain amount of borrowed money which is:~~ an enterprise obligation or a special
23 fund obligation. A revenue obligation may be both an enterprise obligation and a
24 special fund obligation.

1 **SECTION 125.** 18.52 (5) (a) of the statutes is renumbered 18.52 (2m) (a) and
2 amended to read:

3 18.52 **(2m)** (a) Created for the purpose of purchasing, acquiring, leasing,
4 constructing, extending, expanding, adding to, improving, conducting, controlling,
5 operating or managing a revenue-producing enterprise or program;.

6 **SECTION 126.** 18.52 (5) (b) of the statutes is renumbered 18.52 (2m) (b) and
7 amended to read:

8 18.52 **(2m)** (b) Payable solely from and secured solely by the property or income
9 or both of the enterprise or program; and.

10 **SECTION 127.** 18.52 (5) (c) of the statutes is renumbered 18.52 (2m) (c).

11 **SECTION 128.** 18.52 (7) of the statutes is created to read:

12 18.52 **(7)** “Special fund obligation” means every undertaking by the state to
13 repay a certain amount of borrowed money that is all of the following:

14 (a) Payable from a special fund consisting of fees, penalties or excise taxes.

15 (b) Not public debt under s. 18.01 (4).

16 **SECTION 129.** 18.52 (8) of the statutes is created to read:

17 18.52 **(8)** “Special fund program” means a state program or purpose with
18 respect to which the legislature has determined that financing with special fund
19 obligations is appropriate and will serve a public purpose.

20 **SECTION 130.** 18.53 (3) of the statutes is renumbered 18.53 (3) (intro.) and
21 amended to read:

22 18.53 **(3)** (intro.) The commission shall authorize money to be borrowed and
23 evidences of revenue obligation to be issued therefor up to the amounts specified by
24 the legislature to purchase, acquire, lease, construct, extend, expand, add to,
25 improve, conduct, control, operate or manage such revenue-producing enterprises

1 or programs as are specified by the legislature as the funds are required. The
2 requirements for funds shall be established by the state department or agency head
3 carrying out program responsibilities for which the revenue obligations have been
4 authorized by the legislature, but shall not exceed the following:

5 **SECTION 131.** 18.53 (3) (a) and (b) of the statutes are created to read:

6 18.53 (3) (a) In the case of enterprise obligations, the amounts specified by the
7 legislature to purchase, acquire, lease, construct, extend, expand, add to, improve,
8 conduct, control, operate or manage such revenue-producing enterprises or
9 programs as are specified by the legislature.

10 (b) In the case of special fund obligations, the amount specified by the
11 legislature for such expenditures to be paid from special fund obligations.

12 **SECTION 131m.** 18.55 (3) of the statutes is amended to read:

13 18.55 (3) (title) ~~REVENUE OBLIGATION BONDS~~ REVENUE OBLIGATIONS.
14 ~~Revenue obligation bonds~~ Revenue obligations may be sold at either public or
15 private sale. The commission may provide in the authorizing resolution for
16 refunding ~~bonds~~ obligations that they be exchanged privately in payment and
17 discharge of any of the outstanding bonds or notes being refunded. All
18 ~~revenue obligation bonds~~ revenue obligations sold at public sale shall be noticed as
19 provided in the authorizing resolution. Any or all bids received at public sale may
20 be rejected.

21 **SECTION 132.** 18.56 (1) of the statutes is renumbered 18.56 and amended to
22 read:

23 **18.56 Revenue bonds obligations.** The commission may authorize, for any
24 of the purposes described in s. 18.53 (3), the issuance of ~~revenue obligation bonds~~
25 revenue obligations. The ~~bonds~~ revenue obligations shall mature at any time not

1 exceeding 50 years from the date thereof as the commission shall determine. The
2 ~~bonds~~ revenue obligations shall be payable only out of the redemption fund provided
3 under ~~sub. s. 18.561 (5) or 18.562 (3)~~ and each ~~bond~~ revenue obligation shall contain
4 on its face a statement to that effect. ~~Any such bonds~~ A revenue obligation may
5 contain a provision authorizing redemption, in whole or in part, at stipulated prices,
6 at the option of the commission and shall provide the method of redeeming the ~~bonds~~.
7 ~~The state and a contracting party may provide in any contract for purchasing or~~
8 ~~acquiring a revenue-producing enterprise or program, that payment shall be made~~
9 ~~in such bonds~~ revenue obligations.

10 **SECTION 133.** 18.56 (2) to (6) of the statutes are renumbered 18.561 (2) to (6)
11 and amended to read:

12 **18.561 (2) SECURITY INTERESTS OF OWNERS OF ENTERPRISE OBLIGATIONS.** There
13 ~~shall be~~ is a mortgage lien upon or security interest in the income and property of
14 each revenue-producing enterprise or program ~~to~~ for the benefit of the holders
15 owners of the related bonds and to the holders of the coupons of the bonds. ~~The note~~
16 ~~or other instrument evidencing the security interest of a bondholder in a loan made~~
17 ~~or purchased with revenue obligation bonds shall constitute a statutory lien on the~~
18 ~~revenue~~ enterprise obligations. No physical delivery, recordation or other action is
19 required to perfect the security interest. ~~The~~ income and property of the
20 ~~revenue-producing enterprise or program shall remain subject to the lien until~~
21 ~~provision for payment in full of the principal and interest of the bonds~~ enterprise
22 obligations has been made, as provided in the authorizing resolution. Any holder
23 owner of such ~~bonds or attached coupons~~ enterprise obligations may either at law or
24 in equity protect and enforce the lien and compel performance of all duties required
25 by this section. If there is any default in the payment of the principal or interest of

1 any of such ~~bonds~~ enterprise obligations, any court having jurisdiction of the action
2 may appoint a receiver to administer the revenue-producing enterprise or program
3 on behalf of the state and the ~~bondholders~~ owners of the enterprise obligations, with
4 power to charge and collect rates sufficient to provide for the payment of the
5 operating expenses and also to pay any ~~bonds or~~ enterprise obligations outstanding
6 against the revenue-producing enterprise or program, and to apply the income and
7 revenues thereof in conformity with this subchapter and the authorizing resolution,
8 or the court may declare the whole amount of the ~~bonds~~ enterprise obligations due
9 and payable, if such relief is requested, and may order and direct the sale of the
10 revenue-producing enterprise or program. Under any sale so ordered, the purchaser
11 shall be vested with an indeterminate permit to maintain and operate the
12 revenue-producing enterprise or program. The legislature may provide for
13 additions, extensions and improvements to a revenue-producing enterprise or
14 program to be financed by additional issues of ~~bonds~~ enterprise obligations as
15 provided by this section. Such additional issues of ~~bonds~~ enterprise obligations shall
16 be subordinate to all prior related issues of ~~bonds~~ enterprise obligations which may
17 have been made under this section, unless the legislature, in the statute authorizing
18 the initial issue of ~~bonds~~ enterprise obligations, permits the issue of additional ~~bonds~~
19 enterprise obligations on a parity therewith.

20 (3) DEDICATION OF REVENUES. As accurately as possible in advance, the
21 commission and the state department or agency carrying out program
22 responsibilities for which ~~bonds~~ enterprise obligations are to be issued shall
23 determine, and the commission shall fix in the authorizing resolution for such ~~bonds~~
24 enterprise obligations: the proportion of the revenues of the revenue-producing
25 enterprise or program which shall be necessary for the reasonable and proper

1 operation and maintenance thereof; the proportion of the revenues which shall be set
2 aside as a proper and adequate replacement and reserve fund; and the proportion of
3 the revenues which shall be set aside and applied to the payment of the principal and
4 interest of the ~~bonds~~ enterprise obligations, and shall provide that the revenues be
5 set aside in separate funds. At any time after one year's operation, the state
6 department or agency and the commission may recompute the proportion of the
7 revenues which shall be assignable under this subsection based upon the experience
8 of operation or upon the basis of further financing.

9 (4) REPLACEMENT AND RESERVE FUND. The proportion set aside to the
10 replacement and reserve fund shall be available and shall be used, whenever
11 necessary, to restore any deficiency in the redemption fund for the payment of the
12 principal and interest due on ~~bonds~~ enterprise obligations and for the creation and
13 maintenance of any reserves established by the authorizing resolution to secure such
14 payments. At any time when the redemption fund is sufficient for said purposes,
15 moneys in the replacement and reserve fund may, subject to available
16 appropriations, be expended either in the revenue-producing enterprise or program
17 or in new acquisitions, constructions, extensions ~~or~~, additions, expansions or
18 improvements. Any accumulations of the replacement and reserve fund may be
19 invested as provided in this subchapter, and if invested, the income from the
20 investment shall be carried in the replacement and reserve fund.

21 (5) REDEMPTION FUND. The proportion which shall be set aside for the payment
22 of the principal and interest ~~of such bonds~~ on the enterprise obligations shall from
23 month to month as they accrue and are received, be set apart and paid into a separate
24 fund in the treasury or in an account maintained by a trustee ~~under sub. (9) (j)~~
25 appointed for that purpose in the authorizing resolution to be identified as “the ...

1 redemption fund”. Each redemption fund shall be expended, and all moneys from
2 time to time on hand therein are irrevocably appropriated, in sums sufficient, only
3 for the payment of principal and interest on the ~~revenue~~ enterprise obligations giving
4 rise to it and premium, if any, due upon ~~refunding~~ redemption of any such
5 obligations. Moneys in the redemption funds may be commingled only for the
6 purpose of investment with other public funds, but they shall be invested only in
7 investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be
8 the exclusive property of the fund and all earnings on or income from such
9 investments shall be credited to the fund.

10 **(6) REDEMPTION FUND SURPLUS.** If any surplus is accumulated in any of the
11 redemption funds, subject to any contract rights vested in ~~holders~~ owners of ~~revenue~~
12 enterprise obligations secured thereby, it shall be paid over to the treasury.

13 **SECTION 134.** 18.56 (7) and (8) of the statutes are renumbered 18.561 (7) and
14 (8).

15 **SECTION 135.** 18.56 (9) (intro.) of the statutes is renumbered 18.561 (9) and
16 amended to read:

17 18.561 **(9) AUTHORIZING RESOLUTION.** The commission may provide in the
18 authorizing resolution for ~~bonds~~ enterprise obligations or by subsequent action all
19 things necessary to carry into effect this section. Any authorizing resolution shall
20 constitute a contract with the ~~holder~~ owners of any ~~bonds~~ enterprise obligations
21 issued pursuant to such ~~the~~ resolution. Any authorizing resolution may contain such
22 provisions or covenants, without limiting the generality of the power to adopt the
23 resolution, as ~~is~~ are deemed necessary or desirable for the security of ~~bondholders~~
24 the owners of enterprise obligations or the marketability of the ~~bonds, including but~~
25 ~~not limited to provisions as to:~~ enterprise obligations.

1 **SECTION 136m.** 18.56 (9) (a) to (j) of the statutes are repealed.

2 **SECTION 137.** 18.56 (10) of the statutes is renumbered 18.561 (10) and amended
3 to read:

4 18.561 (10) SINKING FUND. The authorizing resolution may set apart ~~bonds~~
5 enterprise obligations the par value of which are equal to the principal amount of any
6 secured obligation or charge subject to which a revenue-producing enterprise or
7 program is to be purchased or acquired, and shall set aside in a sinking fund from
8 the income of the revenue-producing enterprise or program, a sum sufficient to
9 comply with the requirements of the instrument creating the security, ~~or if interest.~~
10 If the instrument does not make any provision ~~therefor~~ for a sinking fund, the
11 resolution shall fix and determine the amount ~~which~~ that shall be set aside into ~~such~~
12 the sinking fund from month to month for interest on the secured obligation or
13 charge, and a fixed amount or proportion not exceeding a stated sum, which shall be
14 not less than one percent of the principal, to be set aside into the fund to pay the
15 principal of the secured obligation or charge. Any balance in the fund after satisfying
16 the secured obligations or charge, shall be transferred to the redemption fund. ~~Bonds~~
17 Enterprise obligations set aside for the secured obligation or charge may, from time
18 to time, be issued to an amount sufficient with the amount then in the sinking fund,
19 to pay and retire the secured obligation or charge or any portion thereof. The ~~bonds~~
20 enterprise obligations may be issued in exchange for or satisfaction of the secured
21 obligation or charge, or may be sold in the manner provided in this subchapter, and
22 the proceeds applied in payment of the same at maturity or before maturity by
23 agreement with the ~~holder~~ owner of the secured obligation or charge. The
24 commission and the owners of any revenue-producing enterprise or program
25 acquired or purchased may, upon such terms and conditions as are satisfactory,

1 contract that ~~bonds~~ enterprise obligations to provide for the discharge of the secured
2 obligation or charge, or for the whole purchase price shall be deposited with a trustee
3 or depository and released from the deposit from time to time on such terms and
4 conditions as are necessary to secure the payment of the secured obligation or charge.

5 **SECTION 138.** 18.561 (title) of the statutes is created to read:

6 **18.561 (title) Enterprise obligations.**

7 **SECTION 139.** 18.561 (1) of the statutes is created to read:

8 **18.561 (1) PAYMENT WITH REVENUE OBLIGATIONS.** The state and a contracting
9 party may provide, in any contract for purchasing or acquiring a revenue-producing
10 enterprise or program, that payment shall be made in revenue obligations.

11 **SECTION 140.** 18.561 (7) (title) of the statutes is created to read:

12 **18.561 (7) (title) PAYMENT FOR SERVICES.**

13 **SECTION 141.** 18.561 (8) (title) of the statutes is created to read:

14 **18.561 (8) (title) RATES FOR SERVICES.**

15 **SECTION 143.** 18.562 of the statutes is created to read:

16 **18.562 Special fund obligations. (1) SECURITY INTEREST IN SPECIAL FUND.**

17 There is a security interest, for the benefit of the owners of the special fund
18 obligations, in the amounts that arise after the creation of the special fund program
19 in the special fund related to the special fund obligations. For this purpose, amounts
20 in the special fund shall be accounted for on a first-in, first-out basis. No physical
21 delivery, recordation or other action is required to perfect the security interest. The
22 special fund shall remain subject to the security interest until provision for payment
23 in full of the principal and interest of the special fund obligations has been made, as
24 provided in the authorizing resolution. An owner of special fund obligations may

1 either at law or in equity protect and enforce the security interest and compel
2 performance of all duties required by this section.

3 **(2) USE OF SPECIAL FUND MONEYS.** The commission and the state agency carrying
4 out the special fund program responsibilities shall jointly determine, and the
5 commission shall fix in the authorizing resolution for the obligations, the conditions
6 under which money in the special fund shall be set aside and applied to the payment
7 of the principal and interest of the obligations, deposited in funds established under
8 the authorizing resolution or made available for other purposes.

9 **(3) REDEMPTION FUND.** The special fund revenues that are to be set aside for the
10 payment of the principal and interest of the special fund obligations shall be paid into
11 a separate fund in the treasury or in an account maintained by a trustee appointed
12 for that purpose in the authorizing resolution to be identified as “the ... redemption
13 fund”. Each redemption fund shall be expended, and all moneys from time to time
14 on hand therein are irrevocably appropriated, in sums sufficient, only for the
15 payment of principal and interest on the special fund obligations giving rise to it and
16 premium, if any, due upon redemption of any such obligations. Moneys in the
17 redemption funds may be commingled only for the purpose of investment with other
18 public funds, but they shall be invested only in investment instruments permitted
19 in s. 25.17 (3) (dr). All such investments shall be the exclusive property of the fund
20 and all earnings on or income from such investments shall be credited to the fund.

21 **(4) SURPLUS.** If any surplus is accumulated in any of the redemption funds,
22 subject to contract rights vested in the owners of special fund obligations secured
23 thereby, it shall be paid over to the treasury.

24 **(5) AUTHORIZING RESOLUTION.** The commission may provide in the authorizing
25 resolution for special fund obligations or by subsequent action all things necessary

1 to carry into effect this section. Any authorizing resolution shall constitute a
2 contract with the owners of any special fund obligations issued pursuant to the
3 resolution. An authorizing resolution may contain such provisions or covenants,
4 without limiting the generality of the power to adopt the resolution, as are deemed
5 necessary or desirable for the security of owners of special fund obligations or the
6 marketability of the special fund obligations.

7 **SECTION 144.** 18.57 (title) of the statutes is repealed and recreated to read:

8 **18.57 (title) Funds established for revenue obligations.**

9 **SECTION 145.** 18.57 (1) of the statutes is amended to read:

10 18.57 (1) A separate and distinct fund shall be established in the state treasury
11 or in an account maintained by a trustee ~~under s. 18.56~~ appointed for that purpose
12 by the authorizing resolution with respect to each revenue-producing enterprise or
13 program the income from which is to be applied to the payment of any revenue
14 enterprise obligation. A separate and distinct fund shall be established in the state
15 treasury or in an account maintained by a trustee appointed for that purpose by the
16 authorizing resolution with respect to any special fund that is created by the
17 imposition of fees, penalties or excise taxes and is applied to the payment of special
18 fund obligations. All moneys resulting from the issuance of evidences of revenue
19 obligation shall be credited to the appropriate fund or applied for refunding or note
20 renewal purposes, except that moneys which represent premium or accrued interest
21 received on the issuance of evidences shall be credited to the appropriate redemption
22 fund.

23 **SECTION 146.** 18.57 (4) of the statutes is renumbered 18.57 (4) (intro.) and
24 amended to read:

1 18.57 (4) (intro.) If, after all outstanding related revenue obligations have been
2 paid or payment provided for, moneys remain in any such a fund, they created under
3 sub. (1), all of the following shall occur:

4 (a) If the fund created under sub. (1) is in an account maintained by a trustee
5 appointed by an authorizing resolution, the moneys shall be paid over to the treasury
6 and the,

7 (b) The fund created under sub. (1) shall be closed.

8 **SECTION 147.** 18.58 (1) of the statutes is amended to read:

9 **18.58 (1) MANAGEMENT OF FUNDS AND RECORDS.** All funds established under this
10 subchapter which are deposited in the state treasury shall be managed as provided
11 by law for other state funds, subject to any contract rights vested in holders owners
12 of evidences of revenue obligation secured by such fund. The department of
13 administration shall maintain full and correct records of each fund. The legislative
14 audit bureau shall audit each fund as of January 1 of each year reconciling all
15 transactions and showing the fair market value of all property on hand. All records
16 and audits shall be public documents. All funds established under this subchapter
17 which are deposited with a trustee ~~under s. 18.56 (9) (j)~~ appointed for that purpose
18 by the authorizing resolution shall be managed in accordance with resolutions
19 authorizing the issuance of revenue obligations, agreements between the
20 commission and the trustee and any contract rights vested in holders ~~of evidence~~
21 owners of revenue obligations secured by such fund.

22 **SECTION 147m.** 18.60 (title) of the statutes is amended to read:

23 **18.60 (title) Refunding bonds obligations.**

24 **SECTION 148.** 18.60 (1) of the statutes is amended to read:

1 18.60 (1) The commission may authorize, for any one or more of the purposes
2 described in s. 18.53 (1), the issuance of revenue–obligation refunding bonds
3 obligations. Refunding bonds obligations may be issued, subject to any contract
4 rights vested in ~~holders~~ owners of bonds obligations or notes being refinanced, to
5 refinance more than one issue of bonds obligations or notes notwithstanding that the
6 bonds obligations or notes may have been issued at different times for different
7 purposes and may be secured by the property or income of more than one enterprise
8 or program or special fund or may be public debt or building–corporation
9 indebtedness. The principal amount of refunding bonds obligations shall not exceed
10 the sum of: the principal amount of the bonds obligations or notes being refinanced;
11 applicable redemption premiums; unpaid interest on the bonds obligations or notes
12 to the date of delivery or exchange of the refunding bonds obligations; in the event
13 the proceeds are to be deposited in trust as provided in sub. (3), interest to accrue on
14 the bonds obligations or notes from the date of delivery to the date of maturity or to
15 the redemption date selected by the commission, whichever is earlier; and the
16 expenses incurred in the issuance of the refunding bonds obligations and the
17 payment of the bonds obligations or notes. A determination by the commission that
18 a refinancing is advantageous or that any of the amounts provided in the preceding
19 sentence should be included in the refinancing shall be conclusive.

20 **SECTION 149.** 18.60 (2) of the statutes is amended to read:

21 18.60 (2) If the commission determines to exchange refunding bonds
22 obligations, they may be exchanged privately for and in payment and discharge of
23 any of the outstanding bonds obligations or notes being refinanced. Refunding
24 bonds obligations may be exchanged for a like or greater principal amount of the
25 bonds obligations or notes being exchanged therefor except that the principal

1 amount of the refunding ~~bonds~~ obligations may exceed the principal amount of the
2 ~~bonds~~ obligations or notes being exchanged therefor only to the extent determined
3 by the commission to be necessary or advisable to pay redemption premiums and
4 unpaid interest to the date of exchange not otherwise provided for. The ~~holders~~
5 owners of the ~~bonds~~ obligations or notes being refunded who elect to exchange need
6 not pay accrued interest on the refunding ~~bonds~~ obligations if and to the extent that
7 interest is accrued and unpaid on the ~~bonds~~ obligations or notes being refunded and
8 to be surrendered. If any of the ~~bonds~~ obligations or notes to be refinanced are to
9 be called for redemption, the commission shall determine which redemption dates
10 shall be used, if more than one date is applicable and shall, prior to the issuance of
11 the refunding ~~bonds~~ obligations, provide for notice of redemption to be given in the
12 manner and at the times required by the proceedings authorizing the outstanding
13 ~~bonds~~ obligations or notes.

14 **SECTION 149g.** 18.60 (3) of the statutes is amended to read:

15 18.60 (3) The principal proceeds from the sale of any refunding ~~bonds~~
16 obligations shall be applied either to the immediate payment and retirement of the
17 ~~bonds~~ obligations or notes being refinanced or, if the ~~bonds~~ obligations or notes have
18 not matured and are not presently redeemable, to the creation of a trust for and shall
19 be pledged to the payment of the ~~bonds~~ obligations or notes being refinanced. If a
20 trust is created, a separate deposit shall be made for each issue of ~~bonds~~ obligations
21 or notes being refinanced. Each deposit shall be with the state treasurer or a bank
22 or trust company that is then a member of the federal deposit insurance corporation.
23 If the total amount of any deposit, including money other than sale proceeds but
24 legally available for such purpose, is less than the principal amount of the ~~bonds~~
25 obligations or notes being refinanced and for the payment of which the deposit has

1 been created and pledged, together with applicable redemption premiums and
2 interest accrued and to accrue to maturity or to the date of redemption, then the
3 application of the sale proceeds shall be legally sufficient only if the money deposited
4 is invested in securities issued by the United States or one of its agencies, or
5 securities fully guaranteed by the United States, and only if the principal amount
6 of the securities at maturity and the income therefrom to maturity will be sufficient
7 and available, without the need for any further investment or reinvestment, to pay
8 at maturity or upon redemption the principal amount of the ~~bonds~~ obligations or
9 notes being refinanced together with applicable redemption premiums and interest
10 accrued and to accrue to maturity or to the date of redemption. The income from the
11 principal proceeds of the securities shall be applied solely to the payment of the
12 principal of and interest and redemption premiums on the ~~bonds~~ obligations or notes
13 being refinanced, but provision may be made for the pledging and disposition of any
14 surplus. Nothing in this subsection shall be construed as a limitation on the duration
15 of any deposit in trust for the retirement of ~~bonds~~ obligations or notes being
16 refinanced, but which have not matured and which are not presently redeemable.
17 Nothing in this subsection shall be construed to prohibit reinvestment of the income
18 of a trust if the reinvestments will mature at such times that sufficient cash will be
19 available to pay interest, applicable premiums and principal on the ~~bonds~~
20 obligations or notes being refinanced.

21 **SECTION 149r.** 18.60 (4) of the statutes is amended to read:

22 18.60 (4) The commission may in addition to the other powers conferred by this
23 subchapter, include a provision in any authorizing resolution for refunding ~~bonds~~
24 obligations pledging all or any part of the special fund or income of any enterprise
25 or program originally financed from the proceeds of any of the ~~bonds~~ obligations or

1 notes being refinanced, or pledging all or any part of the surplus income derived from
2 the investment of any trust created under sub. (3), or both.

3 **SECTION 150.** 18.60 (5) of the statutes is renumbered 18.60 (5) (intro.) and
4 amended to read:

5 18.60 (5) (intro.) All of the following provisions ~~of s. 18.56~~ that are not
6 inconsistent with the express provisions of this section shall apply to refunding
7 ~~bonds obligations~~, except that the maximum permissible term shall be 50 years from
8 the date of original issue of the oldest note or ~~bond~~ obligation issue being refunded.;

9 **SECTION 151.** 18.60 (5) (a) to (c) of the statutes are created to read:

10 18.60 (5) (a) Section 18.56.

11 (b) In the case of enterprise obligations, s. 18.561.

12 (c) In the case of special fund obligations, s. 18.562.

13 **SECTION 152.** 18.61 (2) of the statutes is amended to read:

14 18.61 (2) The state pledges and agrees with the ~~holders~~ owners of any evidences
15 of revenue ~~obligation~~ obligations that the state will not limit or alter its powers to
16 fulfill the terms of any agreements made with the ~~holders~~ owners or in any way
17 impair the rights and remedies of the ~~holders~~ owners until the revenue obligations,
18 together with interest including interest on any unpaid instalments of interest, and
19 all costs and expenses in connection with any action or proceeding by or on behalf of
20 the ~~holders~~ owners, are fully met and discharged. The commission may include this
21 pledge and agreement of the state in any agreement with the ~~holders of notes or~~
22 ~~bonds and in any evidence~~ owners of revenue obligation.

23 **SECTION 153.** 18.61 (3) (a) of the statutes is amended to read:

24 18.61 (3) (a) If the state fails to pay any revenue obligation in accordance with
25 its terms, and default continues for a period of 30 days or if the state fails or refuses

1 to comply with this subchapter or defaults in any agreement made with the holders
2 owners of any issue of revenue obligations, the holders owners of 25% in aggregate
3 principal amount of the revenue obligations of the issue then outstanding by
4 instrument recorded in the office of the register of deeds of Dane county and approved
5 or acknowledged in the same manner as a deed to be recorded may appoint a trustee
6 to represent the holders owners of the ~~notes or bonds~~ revenue obligations for the
7 purposes specifically provided in the instrument.

8 **SECTION 154.** 18.61 (3) (b) (intro.) of the statutes is amended to read:

9 18.61 (3) (b) (intro.) The trustee may, and upon written request of the holders
10 owners of 25% in aggregate principal amount of the revenue obligations of the issue
11 then outstanding shall, in the trustee's own name:

12 **SECTION 155.** 18.61 (3) (b) 1. of the statutes is amended to read:

13 18.61 (3) (b) 1. By action or proceeding, enforce all rights of all holders owners
14 of the issue of revenue obligations, including the right to require the state to collect
15 enterprise or program income or special fund income adequate to carry out any
16 agreement as to, or pledge of, such income and to require the state to carry out any
17 other agreements with the holders owners of the revenue obligations and to perform
18 its duties under this subchapter;

19 **SECTION 156.** 18.61 (3) (b) 3. of the statutes is amended to read:

20 18.61 (3) (b) 3. By action, require the state to account as if it were the trustee
21 of an express trust for the holders owners of the revenue obligations;

22 **SECTION 157.** 18.61 (3) (b) 4. of the statutes is amended to read:

23 18.61 (3) (b) 4. By action, enjoin any acts or things which may be unlawful or
24 in violation of the rights of the holders owners of the revenue obligations; and

25 **SECTION 158.** 18.61 (3) (c) of the statutes is amended to read:

1 18.61 (3) (c) The trustee shall have all of the powers necessary or appropriate
2 for the exercise of any functions specifically set forth in this subchapter or incident
3 to the general representation of the ~~holders~~ owners of revenue obligations in the
4 enforcement and protection of their rights.

5 **SECTION 159.** 18.61 (4) of the statutes is amended to read:

6 18.61 (4) Any public officer or public employe, as defined in s. 939.22 (30), and
7 the surety on the person's official bond, or any other person participating in any
8 direct or indirect impairment of any fund established under this subchapter, shall
9 be liable in any action brought by the attorney general in the name of the state, or
10 by any taxpayer of the state, or by the ~~holder of any evidence~~ owner of revenue
11 obligation payable in whole or in part, directly or indirectly, out of such fund, to
12 restore to the fund all diversions from the fund.

13 **SECTION 159m.** 18.61 (5) of the statutes is amended to read:

14 18.61 (5) The legislature may provide, with respect to any specific issue of
15 revenue obligations, prior to their issuance, that if the special fund income or the
16 enterprise or program income pledged to the payment of the principal and interest
17 of the issue is insufficient for that purpose, it will consider supplying the deficiency
18 by appropriation of funds, from time to time, out of the treasury. If the legislature
19 so provides, the commission may make the necessary provisions therefor in the
20 authorizing resolution and other proceedings of the issue. Thereafter, if the
21 contingency occurs, recognizing its moral obligation to do so, the legislature hereby
22 expresses its expectation and aspiration that it shall make such appropriation.

23 **SECTION 160.** 19.32 (1) of the statutes is amended to read:

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

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

10 **SECTION 164m.** 19.42 (13) (n) of the statutes is created to read:

11 19.42 (13) (n) The members of the public broadcasting transitional board.

12 **SECTION 165.** 19.82 (1) of the statutes is amended to read:

13 19.82 (1) “Governmental body” means a state or local agency, board,
14 commission, committee, council, department or public body corporate and politic
15 created by constitution, statute, ordinance, rule or order; a governmental or
16 quasi-governmental corporation except for the Bradley center sports and
17 entertainment corporation; a local exposition district under subch. II of ch. 229; a
18 family care district under s. 46.2895; a nonprofit corporation operating the Olympic
19 ice training center under s. 42.11 (3); or a formally constituted subunit of any of the
20 foregoing, but excludes any such body or committee or subunit of such body which
21 is formed for or meeting for the purpose of collective bargaining under subch. I, IV
22 or V of ch. 111.

23 **SECTION 166.** 20.002 (11) (b) of the statutes is renumbered 20.002 (11) (b) 1. and
24 amended to read:

1 20.002 (11) (b) 1. The secretary of administration shall limit the total amount
2 of any temporary reallocations to a fund other than the general fund to \$400,000,000.

3 The

4 2. Except as provided in subd. 3, the secretary of administration shall limit the
5 total amount of any temporary reallocations to the general fund at any one time
6 during a fiscal year to an amount equal to 5% of the total amounts shown in the
7 schedule under s. 20.005 (3) of appropriations of general purpose revenues,
8 calculated by the secretary as of that time and for that fiscal year.

9 4. This paragraph does not apply to reallocations from the budget stabilization
10 fund to the general fund.

11 **SECTION 167.** 20.002 (11) (b) 3. of the statutes is created to read:

12 20.002 (11) (b) 3. In addition to the amount permitted for temporary
13 reallocations in subd. 2., the secretary may permit an additional 3% of the total
14 amounts shown in the schedule under s. 20.005 (3) of appropriations of general
15 purpose revenues, calculated by the secretary as of that time and for that fiscal year,
16 to be used for temporary reallocations to the general fund but only if the reallocation
17 is for a period not to exceed 30 days. Reallocations may not be made under this
18 subdivision for consecutive periods.

19 **SECTION 168.** 20.003 (4) of the statutes is renumbered 20.003 (4) (intro.) and
20 amended to read:

21 20.003 (4) REQUIRED GENERAL FUND BALANCE. (intro.) No bill directly or
22 indirectly affecting general purpose revenues as defined in s. 20.001 (2) (a) may be
23 enacted by the legislature if the bill would cause the estimated general fund balance
24 on June 30 of any fiscal year specified in this subsection, as projected under s. 20.005
25 (1), to be an amount equal to less than ~~one percent~~ the following percentage of the

1 total general purpose revenue appropriations for that fiscal year plus any amount
2 from general purpose revenue designated as “Compensation Reserves” for that fiscal
3 year in the summary under s. 20.005 (1):

4 **SECTION 169.** 20.003 (4) (a) to (g) of the statutes are created to read:

5 20.003 (4) (a) For fiscal year 1999–2000, 1%.

6 (b) For fiscal year 2000–01, 1.1%.

7 (c) For fiscal year 2001–02, 1.2%.

8 (d) For fiscal year 2002–03, 1.4%.

9 (e) For fiscal year 2003–04, 1.6%.

10 (f) For fiscal year 2004–05, 1.8%.

11 (g) For fiscal year 2005–06 and each fiscal year thereafter, 2%.

12 **SECTION 170.** 20.005 (1) of the statutes is repealed and recreated to read:

13 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
14 the state of Wisconsin for all funds beginning on July 1, 1999, and ending on June
15 30, 2001, is summarized as follows: [See Figure 20.005 (1) following]

16 **Figure: 20.005 (1)**

GENERAL FUND SUMMARY

	1999–00	2000–01
Opening Balance, July 1	\$ 506,621,500	\$ 586,551,900
Revenues and Transfers		
Estimated Taxes	\$ 10,205,525,100	\$ 10,149,441,100
Transfers from the Computer Escrow Fund	64,000,000	–0–
Estimated Departmental Revenues		
Tobacco settlement	185,031,900	148,984,800
Other	245,078,100	176,725,300

	1999-00	2000-01
Total Available	\$ 11,206,256,600	\$ 11,061,703,100
Appropriations, Transfers and Reserves		
Gross Appropriations	\$ 10,535,256,200	\$ 10,908,319,800
Compensation Reserves	44,100,000	94,750,000
Pending legislation	500,000	–0–
Transfers to:		
Tobacco control fund	2,492,000	26,600,000
Property tax relief	119,328,400	–0–
Less estimated lapses	<u>–81,971,900</u>	<u>–94,000,500</u>
Total Expenditures	\$ 10,619,704,700	\$ 10,935,669,300
Balances		
Gross Balance	\$ 586,551,900	\$ 126,033,800
Less Required Statutory Balance	<u>–105,793,600</u>	<u>–121,033,800</u>
Net Balance, June 30	\$ 480,758,300	\$ 5,000,000

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	1999-00	2000-01
General Purpose Revenue	\$ 10,535,256,200	\$ 10,908,319,800
Federal Revenue	4,773,453,400	4,777,789,700
Program Revenue	(4,141,029,500)	(4,195,766,700)
Segregated Revenue	(632,423,900)	(582,023,000)
Program Revenue	2,653,912,500	2,721,342,200
State	(1,889,777,100)	(1,942,216,200)
Service	(764,135,400)	(779,126,000)
Segregated Revenue	2,247,605,900	2,267,376,700
State	(2,032,966,300)	(2,050,445,300)

	1999-00	2000-01
Local	(69,498,000)	(64,892,900)
Service	<u>(145,141,600)</u>	<u>(152,038,500)</u>
GRAND TOTAL	\$ 20,210,228,000	\$ 20,674,828,400

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	1999-00	2000-01
General Purpose Revenue	\$ 44,100,000	\$ 94,750,000
Federal Revenue	12,536,800	26,935,600
Program Revenue	33,814,900	72,652,300
Segregated Revenue	<u>7,876,000</u>	<u>16,921,900</u>
TOTAL	\$ 98,327,700	\$ 211,259,800

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SECTION 171. 20.005 (2) of the statutes is repealed and recreated to read:

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

Figure: 20.005 (2) (a)

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS
1999-01 FISCAL BIENNIUM**

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Administration	
Educational communications facilities	\$ 18,067,800

Source and Purpose	Amount
Agriculture, Trade and Consumer Protection	
Soil and water	3,575,000
Building Commission	
Other public purposes	137,303,500
Housing state agencies	68,419,000
Project contingencies	7,955,200
Capital equipment acquisitions	21,058,300
Refunding building corporation debt	-1,070,000
Clean Water Fund	
Safe drinking water loan program	3,870,000
Urban storm water loan program	4,100,000
Corrections	
Correctional facilities	102,998,800
Juvenile correctional facilities	1,285,000
Educational Communications Board	
Educational communications facilities	9,713,700
Transfer bonding authority to DOA	-18,067,800
Health and Family Services	
Mental health facilities	6,993,200
Historical Society	
Heritage trust	20,000,000
Marquette University	
Dental clinic and educational facility	15,000,000
Milwaukee Area Technical College	
Digital television conversion	3,500,000

Source and Purpose	Amount
Military Affairs	
Armories and military facilities	827,100
Natural Resources	
GPR supported administrative facilities	2,586,600
SEG supported facilities	4,630,000
SEG supported administrative facilities	2,905,900
Recreation development	112,000
Nonpoint source grants	20,400,000
Nonpoint source compliance	2,000,000
Urban nonpoint source cost sharing	15,000,000
Municipal flood control and riparian restoration	3,000,000
Transportation	
Harbor improvements	3,000,000
Rail acquisition	4,500,000
State Fair Park	
Board facilities	1,887,100
Self-amortizing facilities	16,937,100
Stewardship 2000	404,000,000
University of Wisconsin	
Academic facilities	68,499,600
Self-amortizing facilities	75,692,800
Veterans Affairs	
Mortgage loans self amortizing	213,000,000
Self-amortizing mortgage loans	<u>13,909,100</u>

Source and Purpose		Amount
TOTAL General Obligation Bonds	\$	1,257,589,000

REVENUE OBLIGATIONS

Commerce		
PECFA	\$	270,000,000
Transportation		
Major highway projects		<u>185,216,000</u>
TOTAL Revenue Obligation Bonds	\$	455,216,000
GRAND TOTAL Bonding Authority Modifications	\$	1,712,805,000

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2
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Figure: 20.005 (2) (b)

**GENERAL OBLIGATION AND
BUILDING CORPORATION DEBT SERVICE
FISCAL YEARS 1999-00 AND 2000-01**

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ -0-	\$ -0-
(7) (f) Principal repayment and interest	GPR	48,500	180,600
<i>20.190 State fair park board</i>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	867,000	864,000
(1) (d) Principal repayment and interest	GPR	17,600	128,700

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
<i>20.225 Educational communications board</i>			
(1) (c) Principal repayment and interest	GPR	1,059,400	837,500
<i>20.245 Historical society</i>			
(1) (e) Principal repayment, interest and rebates	GPR	5,400	33,800
(2) (e) Principal repayment and interest	GPR	927,100	786,500
(3) (e) Principal repayment and interest	GPR	–0–	50,000
(4) (e) Principal repayment and interest	GPR	–0–	–0–
(5) (e) Principal repayment and interest	GPR	503,900	498,100
<i>20.250 Medical College of Wisconsin</i>			
(1) (e) Principal repayment and interest	GPR	185,300	158,700
<i>20.255 Public instruction, department of</i>			
(1) (d) Principal repayment and interest	GPR	1,255,700	1,130,000
<i>20.275 Technology for educational achievement in Wisconsin board</i>			
(1) (er) Principal, interest and rebates; public library boards	GPR	101,600	633,100
(1) (es) Principal, interest and rebates; school boards	GPR	2,070,600	4,709,400
<i>20.285 University of Wisconsin System</i>			
(1) (d) Principal repayment and interest	GPR	88,471,100	80,293,000
(1) (db) Self-amortizing facilities principal and interest	GPR	–0–	–0–
(1) (fh) State laboratory of hygiene; principal repayment and interest	GPR	–0–	–0–
<i>20.320 Environmental improvement program</i>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	27,137,500	31,081,100

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	864,600	918,200
<i>20.370 Natural resources, department of</i>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	19,297,900	21,489,000
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–
(7) (ba) Debt service – remedial action	GPR	1,623,600	2,452,500
(7) (ca) Principal repayment and interest – nonpoint source grants	GPR	2,340,200	2,643,200
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	71,590,000	69,540,700
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	17,271,500	16,998,300
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	848,100	846,900
(7) (ce) Principal repayment and interest – nonpoint source compliance	GPR	54,200	168,900
(7) (cf) Urban nonpoint source cost sharing	GPR	–0–	–0–
(7) (cg) Municipal flood control and riparian restoration	GPR	–0–	–0–
(7) (ea) Administrative facilities – principal repayment and interest	GPR	520,400	568,700
<i>20.410 Corrections, department of</i>			
(1) (e) Principal repayment and interest	GPR	49,422,800	49,709,200

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
(1) (ec) Prison industries principal; interest and rebates	GPR	-0-	-0-
(3) (e) Principal repayment and interest	GPR	4,361,400	4,131,600
<i>20.435 Health and family services, department of</i>			
(2) (ee) Principal repayment and interest	GPR	10,373,700	10,925,900
(2) (ef) Lease rental payments	GPR	-0-	-0-
(6) (e) Principal repayment and interest	GPR	32,500	31,400
<i>20.465 Military affairs, department of</i>			
(1) (d) Principal repayment and interest	GPR	3,092,900	2,977,100
<i>20.485 Veterans affairs, department of</i>			
(1) (e) Lease rental payments	GPR	-0-	-0-
(1) (f) Principal repayment and interest	GPR	1,551,000	1,526,000
(4) (f) Repayment of principal and interest	GPR	-0-	-0-
<i>20.505 Administration, department of</i>			
(5) (c) Principal repayment and interest; Black Point Estate	GPR	21,700	135,100
(5) (d) Principal repayment and interest; educational communication board	GPR	-0-	-0-
<i>20.867 Building commission</i>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	-0-	-0-
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	2,689,600	7,159,000
(3) (a) Principal repayment and interest	GPR	-0-	20,013,700
(3) (b) Principal repayment and interest	GPR	49,900	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	1999-00	2000-01
(3)	(e) Principal repayment, interest and rebates; parking ramp	GPR	-0-	-0-
TOTAL General Purpose Revenue Debt Service			\$ 308,656,700	\$ 333,619,900
 <i>20.190 State fair park board</i>				
(1)	(j) State fair principal repayment, interest and rebates	PR	\$ 1,554,800	\$ 1,701,700
 <i>20.245 Historical society</i>				
(2)	(j) Self-amortizing facilities; principal repayment, interest and rebates	PR	155,400	243,600
 <i>20.275 Technology for educational achievement in Wisconsin board</i>				
(1)	(h) Principal, interest and rebates; school boards	PR	2,942,300	4,711,600
(1)	(hb) Principal, interest and rebates; public library boards	PR	278,800	633,100
 <i>20.285 University of Wisconsin System</i>				
(1)	(ih) State laboratory of hygiene; principal repayment and interest.	PR	-0-	-0-
(1)	(kd) Principal repayment, interest and rebates	PR	25,858,600	30,629,000
(1)	(ke) Lease rental payments	PR	-0-	-0-
 <i>20.410 Corrections, department of</i>				
(1)	(ko) Prison industries principal repayment, interest and rebates	PR	97,600	101,900
 <i>20.485 Veterans affairs, department of</i>				
(1)	(go) Self-amortizing housing facilities; principal repayment and interest	PR	-0-	56,700
 <i>20.505 Administration, department of</i>				
(5)	(g) Principal repayment, interest and rebates; parking	PR	1,251,800	1,255,200

STATUTE, AGENCY AND PURPOSE	SOURCE	1999-00	2000-01
(5) (kc) Principal repayment, interest and rebates	PR	9,509,600	9,122,500
<i>20.855 Miscellaneous</i>			
(8) (a) Marquette University; dental clinic and educational facility	PR	-0-	-0-
<i>20.867 Building commission</i>			
(3) (bm) Principal repayment and interest	PR	-0-	-0-
(3) (g) Principal repayment, interest and rebates; program revenues	PR	-0-	-0-
(3) (h) Principal repayment, interest and rebates	PR	-0-	-0-
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	-0-	-0-
TOTAL Program Revenue Debt Service		<u>\$ 41,648,900</u>	<u>\$ 48,455,300</u>
<i>20.320 Environmental improvement program</i>			
(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	\$ 4,000,000	\$ 4,000,000
(1) (u) Principal repayment and interest – clean water fund program revenue obligation repayment	SEG	-0-	-0-
<i>20.370 Natural resources, department of</i>			
(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	238,700	247,900
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	245,600	457,900
(7) (at) Recreation development – principal repayment and interest	SEG	-0-	-0-
(7) (au) State forest acquisition and development	SEG	2,000,000	2,000,000

(7)	(eq)	Administrative facilities – principal repayment and interest	SEG	1,280,100	1,500,200
(7)	(er)	Administrative facilities – principal repayment and interest; environmental fund	SEG	11,100	11,500
<i>20.395 Transportation, department of</i>					
(6)	(aq)	Principal repayment and interest, transportation facilities, state funds	SEG	6,110,100	6,015,900
(6)	(ar)	Principal repayment and interest, buildings, state funds	SEG	510,100	327,600
<i>20.485 Veterans affairs, department of</i>					
(3)	(t)	Debt service	SEG	71,080,000	76,633,900
(3)	(v)	Revenue obligation repayment	SEG	–0–	–0–
(4)	(qm)	Repayment of principal and interest	SEG	<u>10,800</u>	<u>10,700</u>
TOTAL Segregated Revenue Debt Service				\$ 85,486,500	\$ 91,205,600
GRAND TOTAL All Debt Service				\$ 435,792,100	\$ 404,280,800

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2 **SECTION 172.** 20.005 (3) of the statutes, as affected by 1999 Wisconsin Act 2,

3 is repealed and recreated to read:

4 **20.005 (3) APPROPRIATIONS.** The following schedule sets forth all annual,

5 biennial and sum certain continuing appropriations and anticipated expenditures

6 from other appropriations for the programs and other purposes indicated. All

7 appropriations are made from the general fund unless otherwise indicated. The

8 letter abbreviations shown designating the type of appropriation apply to both fiscal

9 years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

Figure: 20.005 (3)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
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	3,287,400	3,287,400
Meat and poultry inspection	GPR	A	2,811,000	2,811,000
Trade and consumer protection	GPR	A	2,738,900	2,738,900
NET APPROPRIATION			8,837,300	8,837,300
(c) Automobile repair regulation	GPR	A	381,800	381,800
(g) Related services	PR	A	25,500	25,500
(gb) Food regulation	PR	A	3,720,100	3,720,100
(gf) Fruit and vegetable inspection	PR	A	1,390,700	1,390,700
(gh) Public warehouse regulation	PR	A	88,000	88,000
(gm) Dairy and vegetable security and trade practices	PR	A	580,200	580,200
(h) Grain inspection and certification	PR	C	2,795,000	2,795,000
(hm) Ozone-depleting refrigerants and products regulation	PR	A	334,500	334,500
(i) Sale of supplies	PR	A	32,000	32,000
(j) Weights and measures inspection	PR	A	843,700	843,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(jb) Consumer information and				
2	education	PR	A	75,000	75,000
3	(jm) Warehouse keeper and grain dealer				
4	regulation	PR	C	323,900	323,900
5	(m) Federal funds	PR-F	C	2,942,200	2,942,200
6	(r) Unfair sales act	SEG	A	124,400	124,400
7	(s) Weights and measures; petroleum				
8	inspection fund	SEG	A	367,000	367,000
9	(u) Recyclable and nonrecyclable				
10	products regulation	SEG	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,219,100	9,219,100
	PROGRAM REVENUE			13,150,800	13,150,800
	FEDERAL			(2,942,200)	(2,942,200)
	OTHER			(10,208,600)	(10,208,600)
	SEGREGATED FUNDS			491,400	491,400
	OTHER			(491,400)	(491,400)
	TOTAL-ALL SOURCES			22,861,300	22,861,300
11	(2) ANIMAL HEALTH SERVICES				
12	(a) General program operations	GPR	A	-0-	-0-
13	Animal health services	GPR	A	3,475,500	3,475,500
	NET APPROPRIATION			3,475,500	3,475,500
14	(b) Animal disease indemnities	GPR	S	108,600	108,600
15	(d) Principal repayment and interest	GPR	S	-0-	-0-
16	(g) Related services	PR	A	2,122,500	2,122,500
17	(gb) Animal health and disease				
18	research; gifts and grants	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(h) Sale of supplies	PR	A	30,300	30,300
2	(ha) Inspection, testing and enforcement	PR	C	246,200	246,200
3	(i) Mink research assessments	PR	A	6,000	6,000
4	(j) Dog licenses, rabies control and				
5	related services	PR	A	119,500	119,500
6	(k) Animal health contractual services	PR-S	C	-0-	-0-
7	(m) Federal funds	PR-F	C	125,800	125,800
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,584,100	3,584,100
	PROGRAM REVENUE			2,650,300	2,650,300
	FEDERAL			(125,800)	(125,800)
	OTHER			(2,524,500)	(2,524,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,234,400	6,234,400
8	(3) MARKETING SERVICES				
9	(a) General program operations	GPR	A	2,209,800	2,209,800
	NET APPROPRIATION			1,909,800	1,909,800
10	(c) Export promotion program	GPR	S	300,000	300,000
11	(g) Related services	PR	A	-0-	-0-
12	(ga) Gifts and grants	PR	C	25,000	25,000
13	(h) Grain inspection and certification	PR	C	-0-	-0-
14	(i) Marketing orders and agreements	PR	C	80,200	80,200
15	(j) Stray voltage program	PR	A	273,400	273,400
16	(ja) Marketing services and materials	PR	C	302,000	302,000
17	(jm) Stray voltage program; rural				
18	electric cooperatives	PR	A	18,200	18,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(L) Something special from Wisconsin				
2	promotion	PR	A	30,500	30,500
3	(m) Federal funds	PR-F	C	199,400	199,400
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			2,209,800	2,209,800
	PROGRAM REVENUE			928,700	928,700
	FEDERAL			(199,400)	(199,400)
	OTHER			(729,300)	(729,300)
	TOTAL-ALL SOURCES			3,138,500	3,138,500
4	(4) AGRICULTURAL ASSISTANCE				
5	(a) Aid to Wisconsin livestock breeders				
6	association	GPR	A	40,000	40,000
7	(b) Aids to county and district fairs	GPR	S	585,000	585,000
8	(c) Agricultural investment aids	GPR	B	400,000	400,000
9	(cd) Federal dairy policy reform	GPR	B	50,000	50,000
10	(d) Farmers tuition assistance grants	GPR	B	5,000	5,000
11	(e) Aids to world dairy expo, inc.	GPR	A	25,000	25,000
12	(f) Exposition center grants	GPR	A	240,000	240,000
13	(g) Pari-mutuel racing supplemental				
14	aid	PR	C	-0-	-0-
15	(h) Pari-mutuel racing supplemental				
16	aid to Wisconsin livestock breeders				
17	assn.	PR	C	-0-	-0-
18	(i) Agricultural investment aids; gifts				
19	and grants	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(q) Grants for agriculture in the				
2	classroom program	SEG	A	100,000	100,000
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,345,000	1,345,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			100,000	100,000
	OTHER			(100,000)	(100,000)
	TOTAL-ALL SOURCES			1,445,000	1,445,000
3	(7) AGRICULTURAL RESOURCE MANAGEMENT				
4	(a) General program operations	GPR	A	1,722,700	1,733,500
5	(b) State conservation reserve				
6	enhancement program	GPR	B	1,100,000	1,400,000
7	(c) Soil and water resource				
8	management program	GPR	C	2,390,300	2,375,700
9	(d) Drainage board grants	GPR	A	-0-	500,000
10	(f) Principal repayment and interest,				
11	soil and water	GPR	S	48,500	180,600
12	(g) Agricultural impact statements	PR	C	172,500	172,500
13	(ga) Related services	PR	C	108,800	108,800
14	(gb) Agricultural resource management;				
15	gifts and grants	PR	C	-0-	-0-
16	(gm) Seed testing and labeling	PR	C	70,300	70,300
17	(h) Fertilizer research assessments	PR	C	160,500	160,500
18	(ha) Liming material research funds	PR	C	25,000	25,000
19	(ja) Plant protection	PR	C	147,100	170,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(k) Agricultural resource management				
2	services	PR-S	C	231,100	231,100
3	(m) Federal funds	PR-F	C	2,130,700	2,130,700
4	(q) Gypsy moth eradication;				
5	conservation fund	SEG	A	940,000	943,800
6	(qb) Gypsy moth eradication; segregated				
7	revenues	SEG	C	216,700	220,600
8	(qc) Plant protection; conservation fund	SEG	A	75,000	81,000
9	(qd) Soil and water management;				
10	environmental fund	SEG	A	2,113,700	2,113,700
11	(r) General program operations;				
12	agricultural management	SEG	A	1,142,000	1,142,000
13	(s) Groundwater — standards;				
14	implementation	SEG	A	778,900	778,900
15	(t) Fertilizer, additives and commercial				
16	feed regulation	SEG	A	741,900	741,900
17	(u) Pesticide regulation and admin. of				
18	agricultural chemical cleanup				
19	program	SEG	A	2,207,100	2,207,100
20	(uc) Pesticide sales and use reporting				
21	system administration	SEG	C	250,000	–0–
22	(ue) Pesticide sales and use reporting				
23	system development	SEG	C	150,000	–0–
24	(v) Chemical and container disposal	SEG	A	560,400	560,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(wm) Agricultural chemical cleanup				
2	reimbursement	SEG	C	2,917,300	3,738,600
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,261,500	6,189,800
	PROGRAM REVENUE			3,046,000	3,069,800
	FEDERAL			(2,130,700)	(2,130,700)
	OTHER			(684,200)	(708,000)
	SERVICE			(231,100)	(231,100)
	SEGREGATED FUNDS			12,093,000	12,528,000
	OTHER			(12,093,000)	(12,528,000)
	TOTAL-ALL SOURCES			20,400,500	21,787,600
3	(8) CENTRAL ADMINISTRATIVE SERVICES				
4	(a) General program operations	GPR	A	4,162,600	4,162,600
5	(g) Gifts and grants	PR	C	-0-	-0-
6	(ga) Milk standards program	PR	C	388,100	388,100
7	(gm) Enforcement cost recovery	PR	A	25,000	25,000
8	(h) Sale of material and supplies	PR	C	50,600	50,600
9	(ha) General laboratory related services	PR	C	40,000	40,000
10	(hm) Restitution	PR	C	-0-	-0-
11	(i) Related services	PR	A	201,200	201,200
12	(j) Electronic processing	PR	C	-0-	-0-
13	(k) Computer system equipment, staff				
14	and services	PR-S	A	2,004,400	1,504,400
15	(kL) Central services	PR-S	C	698,100	698,100
16	(km) General laboratory services	PR-S	B	2,351,500	2,351,500
17	(kp) General laboratory services; other				
18	agencies	PR-S	C	40,100	40,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ks) State contractual services	PR-S	C	-0-	-0-
2	(m) Federal funds	PR-F	C	40,000	40,000
3	(pz) Indirect cost reimbursements	PR-F	C	458,200	458,200
(8) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			4,162,600	4,162,600
	PROGRAM REVENUE			6,297,200	5,797,200
	FEDERAL			(498,200)	(498,200)
	OTHER			(704,900)	(704,900)
	SERVICE			(5,094,100)	(4,594,100)
	TOTAL-ALL SOURCES			10,459,800	9,959,800
20.115 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			25,782,100	26,710,400
	PROGRAM REVENUE			26,073,000	25,596,800
	FEDERAL			(5,896,300)	(5,896,300)
	OTHER			(14,851,500)	(14,875,300)
	SERVICE			(5,325,200)	(4,825,200)
	SEGREGATED FUNDS			12,684,400	13,119,400
	OTHER			(12,684,400)	(13,119,400)
	TOTAL-ALL SOURCES			64,539,500	65,426,600
4	20.143 Commerce, department of				
5	(1) ECONOMIC AND COMMUNITY DEVELOPMENT				
6	(a) General program operations	GPR	A	5,433,500	5,433,500
7	(b) Economic development promotion,				
8	plans and studies	GPR	A	120,000	120,000
9	(bm) Aid to Forward Wisconsin, inc.	GPR	A	500,000	500,000
10	(br) Brownfields grant program; general				
11	purpose revenue	GPR	A	-0-	-0-
12	(c) Wisconsin development fund;				
13	grants, loans and assistance	GPR	B	7,503,800	7,503,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cb) WI Dev. Fund; tech. & pollut.				
2	control & abatement grant & loans,				
3	assistance	GPR	B	-0-	-0-
4	(cf) Community-based nonprofit				
5	organization grant for educational				
6	project	GPR	A	-0-	-0-
7	(dr) Main street program	GPR	A	460,700	461,400
8	(e) Technology-based economic				
9	development	GPR	A	198,300	198,300
10	(em) Hazardous pollution prevention;				
11	contract	GPR	A	-0-	-0-
12	(en) Business development initiative	GPR	A	150,000	150,000
13	(er) Rural economic development				
14	program	GPR	B	656,500	656,500
15	(ew) International trade, business and				
16	economic development grants	GPR	B	-0-	-0-
17	(fg) Community-based economic				
18	development programs	GPR	A	762,100	762,100
19	(fm) Minority business projects; grants				
20	and loans	GPR	B	329,200	329,200
21	(fy) Women's business incubator grant	GPR	B	-0-	-0-
22	(g) Gifts, grants and proceeds	PR	C	607,000	607,000
23	(gc) Business development assistance				
24	center	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(gm) Wisconsin development fund,				
2	administration of grants and loans	PR	C	108,100	108,100
3	(h) Economic development operations	PR	A	-0-	-0-
4	(hm) Certified capital companies	PR	C	-0-	-0-
5	(id) Gaming economic diversification				
6	grants and loans; repayments	PR	A	-0-	-0-
7	(ie) Wisconsin development fund,				
8	repayments	PR	C	2,500,000	2,500,000
9	(if) Mining economic development				
10	grants and loans; repayments	PR	C	-0-	-0-
11	(ig) Gaming economic development				
12	grants and loans; repayments	PR	A	-0-	-0-
13	(im) Minority business projects;				
14	repayments	PR	C	267,200	267,200
15	(in) Business development initiative				
16	loan repayments	PR	C	60,000	60,000
17	(ir) Rural economic development loan				
18	repayments	PR	C	120,100	120,100
19	(jc) Physician and health care provider				
20	loan assistance prog. repay.;				
21	penalties	PR	C	-0-	-0-
22	(jL) Health care provider loan				
23	assistance program; local				
24	contributions	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(jm) Physician loan assistance program;				
2	local contributions	PR	C	-0-	-0-
3	(k) Sale of materials or services	PR-S	C	260,200	260,200
4	(ka) Sale of materials and services —				
5	local assistance	PR-S	C	-0-	-0-
6	(kb) Sale of materials and services —				
7	individuals and organizations	PR-S	C	-0-	-0-
8	(kc) Clean air act compliance assistance	PR-S	A	169,400	169,400
9	(kf) American Indian economic				
10	development; technical assistance	PR-S	A	25,000	25,000
11	(kg) American Indian economic				
12	development; liaison	PR-S	A	59,700	59,700
13	(kh) American Indian economic				
14	development; liaison-grants	PR-S	A	25,000	25,000
15	(kj) Gaming economic development				
16	grants and loans	PR-S	A	4,500,000	3,000,000
17	(km) Gaming economic diversification				
18	grants and loans	PR-S	A	-0-	2,500,000
19	(kr) Physician and hlth. care provider				
20	loan assist. programs, repay. &				
21	contracts	PR-S	C	388,700	388,700
22	(L) Recycling market development;				
23	repayments	PR	C	1,500,000	1,500,000
24	(m) Federal aid, state operations	PR-F	C	1,293,800	1,293,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(n) Federal aid, local assistance	PR-F	C	34,400,000	34,400,000
2	(o) Federal aid, individuals and				
3	organizations	PR-F	C	-0-	-0-
4	(qa) Brownfields redevelopment				
5	activities; administration	SEG	A	269,000	269,000
6	(qm) Brownfields grant program;				
7	environmental fund	SEG	A	5,800,000	6,400,000
8	(r) Mining economic development				
9	grants and loans	SEG	C	-0-	-0-
10	(st) Recycling market development				
11	board; operations	SEG	A	346,600	346,600
12	(t) Forestry education grant program	SEG	C	100,000	100,000
13	(tm) Recycling market development				
14	board; contracts and assistance	SEG	B	2,500,000	2,500,000
15	(x) Industrial building construction				
16	loan fund	SEG	C	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			16,114,100	16,114,800
	PROGRAM REVENUE			46,284,200	47,284,200
	FEDERAL			(35,693,800)	(35,693,800)
	OTHER			(5,162,400)	(5,162,400)
	SERVICE			(5,428,000)	(6,428,000)
	SEGREGATED FUNDS			9,015,600	9,615,600
	OTHER			(9,015,600)	(9,615,600)
	TOTAL-ALL SOURCES			71,413,900	73,014,600
17	(3) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
18	(a) General program operations	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(de) Small sewage system replacement				
2	and rehabilitation	GPR	C	3,500,000	3,500,000
3	(dm) Storage tank inventory	GPR	A	-0-	-0-
4	(g) Gifts and grants	PR	C	18,000	18,000
5	(ga) Auxiliary services	PR	C	25,000	25,000
6	(gb) Local agreements	PR	C	-0-	-0-
7	(h) Local energy resource system fees	PR	A	-0-	-0-
8	(j) Safety and buildings operations	PR	A	16,043,800	16,349,500
9	(ka) Interagency agreements	PR-S	C	101,200	101,200
10	(ks) Data processing	PR-S	C	-0-	-0-
11	(L) Fire dues distribution	PR	C	7,000,000	7,000,000
12	(La) Fire prevention and fire dues				
13	administration	PR	A	623,600	623,600
14	(Lm) Petroleum storage remedial action				
15	fees	PR	A	-0-	112,200
16	(m) Federal funds	PR-F	C	621,800	621,800
17	(ma) Federal aid program administration	PR-F	C	-0-	-0-
18	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
19	(q) Groundwater standards;				
20	implementation	SEG	A	-0-	-0-
21	(r) Safety and buildings operations;				
22	petroleum inspection fund	SEG	A	6,801,600	6,831,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(t) Petroleum inspection fund –				
2	revenue obligation repayment	SEG	S	–0–	–0–
3	(v) Petroleum storage environmental				
4	remedial action; awards	SEG	B	94,131,700	94,131,700
5	(w) Petroleum storage environmental				
6	remedial action; administration	SEG	A	2,707,200	2,646,000
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			3,500,000	3,500,000
	PROGRAM REVENUE			24,433,400	24,851,300
	FEDERAL			(621,800)	(621,800)
	OTHER			(23,710,400)	(24,128,300)
	SERVICE			(101,200)	(101,200)
	SEGREGATED FUNDS			103,640,500	103,609,100
	OTHER			(103,640,500)	(103,609,100)
	TOTAL-ALL SOURCES			131,573,900	131,960,400
7	(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
8	(a) General program operations	GPR	A	1,701,300	1,701,900
9	(g) Gifts, grants and proceeds	PR	C	12,000	12,000
10	(k) Sale of materials or services	PR-S	C	43,100	43,100
11	(ka) Sale of materials and services —				
12	local assistance	PR-S	C	–0–	–0–
13	(kb) Sale of materials and services —				
14	individuals and organizations	PR-S	C	–0–	–0–
15	(kd) Administrative services	PR-S	A	3,352,300	3,368,400
16	(ke) Transfer of unappropriated				
17	balances	PR-S	C	–0–	–0–
18	(m) Federal aid, state operations	PR-F	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
2	(o) Federal aid, individuals and				
3	organizations	PR-F	C	-0-	-0-
4	(pz) Indirect cost reimbursements	PR-F	C	153,200	106,300
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,701,300	1,701,900
	PROGRAM REVENUE			3,560,600	3,529,800
	FEDERAL			(153,200)	(106,300)
	OTHER			(12,000)	(12,000)
	SERVICE			(3,395,400)	(3,411,500)
	TOTAL-ALL SOURCES			5,261,900	5,231,700
20.143 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			21,315,400	21,316,700
	PROGRAM REVENUE			74,278,200	75,665,300
	FEDERAL			(36,468,800)	(36,421,900)
	OTHER			(28,884,800)	(29,302,700)
	SERVICE			(8,924,600)	(9,940,700)
	SEGREGATED FUNDS			112,656,100	113,224,700
	OTHER			(112,656,100)	(113,224,700)
	TOTAL-ALL SOURCES			208,249,700	210,206,700
5	20.144 Financial institutions, department of				
6	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REG. AND OTHER FUNCTIONS				
7	(a) Losses on public deposits	GPR	S	-0-	-0-
8	(g) General program operations	PR	A	11,684,600	11,576,900
9	(h) Gifts, grants, settlements and				
10	publications	PR	C	65,000	65,000
11	(i) Investor education fund	PR	A	100,000	100,000
12	(u) State deposit fund	SEG	S	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			11,849,600	11,741,900
	OTHER			(11,849,600)	(11,741,900)
	SEGREGATED FUNDS			-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			11,849,600	11,741,900
1	(2) OFFICE OF CREDIT UNIONS				
2	(g) General program operations	PR	A	1,729,200	1,772,300
3	(m) Credit union examinations, federal				
4	funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			1,729,200	1,772,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,729,200)	(1,772,300)
	TOTAL-ALL SOURCES			1,729,200	1,772,300
	20.144 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			13,578,800	13,514,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(13,578,800)	(13,514,200)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			13,578,800	13,514,200
5	20.145 Insurance, office of the commissioner of				
6	(1) SUPERVISION OF THE INSURANCE INDUSTRY				
7	(g) General program operations	PR	A	10,699,700	10,715,000
8	(gm) Gifts and grants	PR	C	-0-	-0-
9	(h) Holding company restructuring				
10	expenses	PR	C	-0-	-0-
11	(k) Administrative and support				
12	services	PR-S	A	3,481,200	3,390,900
13	(m) Federal funds	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			14,180,900	14,105,900
	FEDERAL			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(10,699,700)	(10,715,000)
	SERVICE			(3,481,200)	(3,390,900)
	TOTAL-ALL SOURCES			14,180,900	14,105,900
1	(2) PATIENTS COMPENSATION FUND				
2	(q) Interest earned on future medical				
3	expenses	SEG	S	-0-	-0-
4	(u) Administration	SEG	A	979,400	696,700
5	(um) Peer review council	SEG	A	102,500	102,500
6	(v) Specified responsibilities, inv. board				
7	payments and future medical				
8	expenses	SEG	C	54,702,000	54,697,400
	(2) PROGRAM TOTALS				
	SEGREGATED FUNDS			55,783,900	55,496,600
	OTHER			(55,783,900)	(55,496,600)
	TOTAL-ALL SOURCES			55,783,900	55,496,600
9	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
10	(u) Administration	SEG	A	647,200	669,700
11	(v) Specified payments, fire dues and				
12	reinsurance	SEG	C	9,637,200	9,637,200
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			10,284,400	10,306,900
	OTHER			(10,284,400)	(10,306,900)
	TOTAL-ALL SOURCES			10,284,400	10,306,900
13	(4) STATE LIFE INSURANCE FUND				
14	(u) Administration	SEG	A	601,800	541,200
15	(v) Specified payments and losses	SEG	C	2,980,000	2,980,000
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			3,581,800	3,521,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
OTHER				(3,581,800)	(3,521,200)
TOTAL-ALL SOURCES				3,581,800	3,521,200
20.145 DEPARTMENT TOTALS					
PROGRAM REVENUE				14,180,900	14,105,900
FEDERAL				(-0-)	(-0-)
OTHER				(10,699,700)	(10,715,000)
SERVICE				(3,481,200)	(3,390,900)
SEGREGATED FUNDS				69,650,100	69,324,700
OTHER				(69,650,100)	(69,324,700)
TOTAL-ALL SOURCES				83,831,000	83,430,600
1	20.155 Public service commission				
2	(1) REGULATION OF PUBLIC UTILITIES				
3	(g) Utility regulation	PR	A	12,485,100	12,504,000
4	(h) Holding company and nonutility				
5	affiliate regulation	PR	C	585,000	585,000
6	(i) Mobile home park regulation				
7	20.155(1)(i)	PR	A	59,100	59,100
8	(j) Intervenor financing	PR	A	250,000	250,000
9	(L) Stray voltage program	PR	A	200,000	200,000
10	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
11	(Lm) Consumer education and awareness	PR	C	185,000	-0-
12	(m) Federal funds	PR-F	C	75,200	75,200
13	(n) Indirect costs reimbursement	PR-F	C	19,000	19,000
14	(q) Universal telecommunications				
15	service	SEG	A	8,000,000	-0-
(1) PROGRAM TOTALS					
PROGRAM REVENUE				13,858,400	13,692,300
FEDERAL				(94,200)	(94,200)
OTHER				(13,764,200)	(13,598,100)
SEGREGATED FUNDS				8,000,000	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(8,000,000)	(-0-)
	TOTAL-ALL SOURCES			21,858,400	13,692,300
1	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
2	(g) Railroad regulation and general				
3	program operations	PR	A	483,300	483,300
4	(m) Railroad regulation; federal funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			483,300	483,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(483,300)	(483,300)
	TOTAL-ALL SOURCES			483,300	483,300
	20.155 DEPARTMENT TOTALS				
	PROGRAM REVENUE			14,341,700	14,175,600
	FEDERAL			(94,200)	(94,200)
	OTHER			(14,247,500)	(14,081,400)
	SEGREGATED FUNDS			8,000,000	-0-
	OTHER			(8,000,000)	(-0-)
	TOTAL-ALL SOURCES			22,341,700	14,175,600
5	20.165 Regulation and licensing, department of				
6	(1) PROFESSIONAL REGULATION				
7	(g) General program operations	PR	A	9,258,300	9,283,400
8	(gm) Applicant investigation				
9	reimbursement	PR	C	180,100	180,100
10	(h) Technical assistance; nonstate				
11	agencies and organizations	PR	C	-0-	-0-
12	(i) Examinations; general program				
13	operations	PR	C	2,299,000	2,299,000
14	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
15	(m) Federal funds	PR-F	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
20.165 DEPARTMENT TOTALS					
PROGRAM REVENUE				11,737,400	11,762,500
FEDERAL				(-0-)	(-0-)
OTHER				(11,737,400)	(11,762,500)
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				11,737,400	11,762,500
1	20.190 State fair park board				
2	(1) STATE FAIR PARK				
3	(c) Housing facilities principal				
4	repayment, interest and rebates	GPR	S	867,000	864,000
5	(d) Principal repayment and interest	GPR	S	17,600	128,700
6	(h) State fair operations	PR	A	12,472,800	12,645,100
7	(i) State fair capital expenses	PR	C	448,000	448,000
8	(j) State fair principal repayment,				
9	interest and rebates	PR	S	1,554,800	1,701,700
10	(jm) Gifts and grants	PR	C	-0-	-0-
11	(m) Federal funds	PR-F	C	-0-	-0-
20.190 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				884,600	992,700
PROGRAM REVENUE				14,475,600	14,794,800
FEDERAL				(-0-)	(-0-)
OTHER				(14,475,600)	(14,794,800)
TOTAL-ALL SOURCES				15,360,200	15,787,500
Commerce					
FUNCTIONAL AREA TOTALS					
GENERAL PURPOSE REVENUES				47,982,100	49,019,800
PROGRAM REVENUE				168,665,600	169,615,100
FEDERAL				(42,459,300)	(42,412,400)
OTHER				(108,475,300)	(109,045,900)
SERVICE				(17,731,000)	(18,156,800)
SEGREGATED FUNDS				202,990,600	195,668,800
FEDERAL				(-0-)	(-0-)
OTHER				(202,990,600)	(195,668,800)
SERVICE				(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			419,638,300	414,303,700

Education

1	20.215 Arts board			
2	(1) SUPPORT OF ARTS PROJECTS			
3	(a) General program operations	GPR	A	327,000 327,100
4	(b) State aid for the arts	GPR	A	1,290,500 1,240,500
5	(c) Portraits of governors	GPR	A	-0- -0-
6	(d) Challenge grant program	GPR	A	819,800 819,800
7	(e) High point fund	GPR	A	100,000 100,000
8	(f) Wisconsin regranting program	GPR	A	150,000 150,000
9	(g) Gifts and grants; state operations	PR	C	20,000 20,000
10	(h) Gifts and grants; aids to individuals			
11	and organizations	PR	C	-0- -0-
12	(k) Funds received from other state			
13	agencies	PR-S	C	-0- -0-
14	(ka) Percent-for-art administration	PR-S	A	-0- -0-
15	(km) State aid for the arts; Indian			
16	gaming receipts	PR-S	A	25,200 25,200
17	(m) Federal grants; state operations	PR-F	C	350,100 350,100
18	(o) Federal grants; aids to individuals			
19	and organizations	PR-F	C	275,000 275,000
	20.215 DEPARTMENT TOTALS			
	GENERAL PURPOSE REVENUES			2,687,300 2,637,400
	PROGRAM REVENUE			670,300 670,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	FEDERAL			(625,100)	(625,100)
	OTHER			(20,000)	(20,000)
	SERVICE			(25,200)	(25,200)
	TOTAL-ALL SOURCES			3,357,600	3,307,700
1	20.218 Educational broadcasting corporation				
2	(1) PUBLIC BROADCASTING CORPORATION				
3	(a) Educational broadcasting and				
4	transmissions	GPR	A	-0-	-0-
	20.218 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	20.225 Educational communications board				
6	(1) INSTRUCTIONAL TECHNOLOGY				
7	(a) General program operations	GPR	A	3,905,400	3,906,100
8	(b) Energy costs	GPR	A	425,200	425,200
9	(c) Principal repayment and interest	GPR	S	1,059,400	837,500
10	(d) Milwaukee area technical college	GPR	A	330,000	330,000
11	(eg) Transmitter construction	GPR	C	-0-	-0-
12	(er) Transmitter operation	GPR	A	25,000	25,000
13	(f) Programming	GPR	A	1,536,500	1,537,100
14	(g) Gifts, grants, contracts and leases	PR	C	6,543,100	6,545,500
15	(h) Instructional material	PR	A	310,300	310,300
16	(k) Funds received from other state				
17	agencies	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(kb) Emergency weather warning				
2	system operation	PR-S	A	71,800	71,800
3	(m) Federal grants	PR-F	C	1,821,800	471,800
20.225 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			7,281,500	7,060,900
	PROGRAM REVENUE			8,747,000	7,399,400
	FEDERAL			(1,821,800)	(471,800)
	OTHER			(6,853,400)	(6,855,800)
	SERVICE			(71,800)	(71,800)
	TOTAL-ALL SOURCES			16,028,500	14,460,300
4	20.235 Higher educational aids board				
5	(1) STUDENT SUPPORT ACTIVITIES				
6	(b) Tuition grants	GPR	B	19,279,900	20,238,100
7	(cg) Nursing student loans	GPR	A	-0-	-0-
8	(cr) Minority teacher loans	GPR	A	240,000	240,000
9	(cu) Teacher education loan program	GPR	A	250,000	250,000
10	(d) Dental education contract	GPR	A	1,167,000	1,167,000
11	(e) Minnesota-Wisconsin student				
12	reciprocity agreement	GPR	S	-0-	-0-
13	(fc) Independent student grants				
14	program	GPR	B	-0-	-0-
15	(fd) Talent incentive grants	GPR	B	4,127,300	4,332,400
16	(fe) Wisconsin higher education grants;				
17	University of Wisconsin system				
18	students	GPR	B	18,093,200	18,992,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(ff) Wisconsin higher education grants;					
2	technical college students	GPR	B	12,327,600	12,940,300	
3	(fg) Minority undergraduate retention					
4	grants program	GPR	B	693,100	693,100	
5	(fj) Handicapped student grants	GPR	B	123,800	123,800	
6	(fy) Academic excellence higher					
7	education scholarship program	GPR	S	2,900,000	2,900,000	
8	(g) Student loans	PR	A	-0-	-0-	
9	(gg) Nursing student loan repayments	PR	C	-0-	-0-	
10	(gm) Indian student assistance;					
11	contributions	PR	C	-0-	-0-	
12	(i) Gifts and grants	PR	C	-0-	-0-	
13	(k) Indian student assistance	PR-S	B	779,800	779,800	
14	(km) Wisconsin higher education grants;					
15	tribal college students	PR-S	B	400,000	400,000	
16	(no) Federal aid; aids to individuals and					
17	organizations	PR-F	C	532,700	532,700	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			59,201,900	61,877,200	
	PROGRAM REVENUE			1,712,500	1,712,500	
	FEDERAL			(532,700)	(532,700)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(1,179,800)	(1,179,800)	
	TOTAL-ALL SOURCES			60,914,400	63,589,700	
18	(2) ADMINISTRATION					
19	(aa) General program operations	GPR	A	691,600	691,600	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bb) Student loan interest, loans sold or				
2	conveyed	GPR	S	-0-	-0-
3	(bc) Write-off of uncollectible student				
4	loans	GPR	A	-0-	-0-
5	(bd) Purchase of defective student loans	GPR	S	-0-	-0-
6	(ga) Student interest payments	PR	C	1,000	1,000
7	(gb) Student interest payments, loans				
8	sold or conveyed	PR	C	-0-	-0-
9	(ia) Student loans; collection and				
10	administration	PR	C	-0-	-0-
11	(ja) Write-off of defaulted student loans	PR	A	-0-	-0-
12	(n) Federal aid; state operations	PR-F	C	-0-	-0-
13	(qa) Student loan revenue obligation				
14	repayment	SEG	C	-0-	-0-
15	(qb) Wisconsin health education loan				
16	revenue obligation repayment	SEG	C	110,200	110,200
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			691,600	691,600
	PROGRAM REVENUE			1,000	1,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,000)	(1,000)
	SEGREGATED FUNDS			110,200	110,200
	OTHER			(110,200)	(110,200)
	TOTAL-ALL SOURCES			802,800	802,800
20.235 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			59,893,500	62,568,800
	PROGRAM REVENUE			1,713,500	1,713,500
	FEDERAL			(532,700)	(532,700)
	OTHER			(1,000)	(1,000)
	SERVICE			(1,179,800)	(1,179,800)
	SEGREGATED FUNDS			110,200	110,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
OTHER			(110,200)	(110,200)
TOTAL-ALL SOURCES			61,717,200	64,392,500
1 20.245 Historical society				
2 (1) ARCHIVES, RESEARCH AND LIBRARY SERVICES				
3 (a) General program operations;				
4 archives and research services	GPR	A	1,958,000	1,855,500
5 (am) General program operations;				
6 library services	GPR	A	2,184,800	2,287,300
7 (e) Principal repayment, interest and				
8 rebates	GPR	S	5,400	33,800
9 (g) Admissions, sales and other				
10 receipts	PR	C	529,200	529,200
11 (h) Gifts and grants	PR	C	146,400	146,400
12 (k) Funds received from other state				
13 agencies	PR-S	C	25,000	25,000
14 (m) General program operations;				
15 federal funds	PR-F	C	126,900	126,900
16 (r) Endowment	SEG	C	116,100	116,100
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			4,148,200	4,176,600
PROGRAM REVENUE			827,500	827,500
FEDERAL			(126,900)	(126,900)
OTHER			(675,600)	(675,600)
SERVICE			(25,000)	(25,000)
SEGREGATED FUNDS			116,100	116,100
OTHER			(116,100)	(116,100)
TOTAL-ALL SOURCES			5,091,800	5,120,200
17 (2) HISTORIC SITES				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(a) General program operations	GPR	A	336,100	336,100
2	(bd) Stonefield Village	GPR	A	198,800	198,800
3	(be) Pendarvis and First Capitol	GPR	A	160,300	160,300
4	(bf) Villa Louis	GPR	A	130,200	130,200
5	(bg) Old Wade House	GPR	A	242,500	242,500
6	(bh) Madeline Island	GPR	A	6,200	6,200
7	(bi) Old World Wisconsin	GPR	A	635,000	635,000
8	(bj) H. H. Bennett Studios	GPR	A	61,200	61,200
9	(c) Energy costs	GPR	A	93,500	93,500
10	(e) Principal repayment and interest	GPR	S	927,100	786,500
11	(g) Admissions, sales and other				
12	receipts	PR	A	2,338,800	2,732,800
13	(h) Gifts and grants	PR	C	58,000	58,000
14	(j) Self-amortizing facilities; principal				
15	repayment, interest and rebates	PR	S	155,400	243,600
16	(k) Funds received from other state				
17	agencies	PR-S	C	-0-	-0-
18	(km) Northern great lakes center	PR-S	A	170,100	170,100
19	(m) General program operations;				
20	federal funds	PR-F	C	64,300	64,300
21	(r) Endowment	SEG	C	182,100	182,100
22	(y) Northern great lakes center;				
23	interpretive programming	SEG	A	33,700	33,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				2,790,900	2,650,300
PROGRAM REVENUE				2,786,600	3,268,800
FEDERAL				(64,300)	(64,300)
OTHER				(2,552,200)	(3,034,400)
SERVICE				(170,100)	(170,100)
SEGREGATED FUNDS				215,800	215,800
OTHER				(215,800)	(215,800)
TOTAL-ALL SOURCES				5,793,300	6,134,900
1	(3) HISTORIC AND BURIAL SITES PRESERVATION				
2	(a) General program operations	GPR	A	1,195,700	1,220,700
3	(c) Neenah clock tower project	GPR	B	50,000	-0-
4	(d) Historical markers; state-funded				
5	markers and plaques	GPR	A	10,000	10,000
6	(dm) Historic preservation	GPR	C	2,400	2,400
7	(e) Principal repayment, interest and				
8	rebates	GPR	S	-0-	50,000
9	(g) Admissions, sales and other				
10	receipts	PR	A	7,000	7,000
11	(gm) Excavation and analysis; cataloged				
12	burial sites	PR	C	-0-	-0-
13	(h) Gifts and grants	PR	C	16,000	16,000
14	(k) Funds received from other state				
15	agencies	PR-S	C	-0-	-0-
16	(m) General program operations;				
17	federal funds	PR-F	C	719,800	719,800
18	(n) Federal aids	PR-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(r) Endowment	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,258,100	1,283,100
	PROGRAM REVENUE			742,800	742,800
	FEDERAL			(719,800)	(719,800)
	OTHER			(23,000)	(23,000)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			2,000,900	2,025,900
2	(4) EXECUTIVE AND ADMINISTRATIVE SERVICES				
3	(a) General program operations	GPR	A	1,873,700	1,873,700
4	(c) Energy costs	GPR	A	148,000	148,000
5	(e) Principal repayment and interest	GPR	S	-0-	-0-
6	(g) Admissions, sales and other				
7	receipts	PR	A	173,100	173,100
8	(h) Gifts and grants	PR	C	170,400	170,400
9	(k) General program operations –				
10	service funds	PR-S	C	359,800	359,800
11	(m) General program operations;				
12	federal funds	PR-F	C	3,000	3,000
13	(pz) Indirect cost reimbursements	PR-F	C	95,000	95,000
14	(q) Endowment principal	SEG	C	-0-	-0-
15	(r) Endowment	SEG	C	161,400	161,400
16	(s) Transfer to Historical Society				
17	endowment fund	SEG	S	-0-	-0-
18	(t) Historical legacy program	SEG	S	-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
(4) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				2,021,700	2,021,700
PROGRAM REVENUE				801,300	801,300
FEDERAL				(98,000)	(98,000)
OTHER				(343,500)	(343,500)
SERVICE				(359,800)	(359,800)
SEGREGATED FUNDS				161,400	161,400
OTHER				(161,400)	(161,400)
TOTAL-ALL SOURCES				2,984,400	2,984,400
1	(5) MUSEUM				
2	(a) General program operations	GPR	A	1,035,300	1,035,300
3	(c) Energy costs	GPR	A	98,700	98,700
4	(e) Principal repayment and interest	GPR	S	503,900	498,100
5	(g) Admissions, sales and other				
6	receipts	PR	C	331,300	331,300
7	(h) Gifts and grants	PR	C	22,200	22,200
8	(k) Funds received from other state				
9	agencies	PR-S	C	1,110,400	1,110,400
10	(m) General program operations;				
11	federal funds	PR-F	C	15,300	15,300
12	(r) Endowment	SEG	C	19,600	19,600
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				1,637,900	1,632,100
PROGRAM REVENUE				1,479,200	1,479,200
FEDERAL				(15,300)	(15,300)
OTHER				(353,500)	(353,500)
SERVICE				(1,110,400)	(1,110,400)
SEGREGATED FUNDS				19,600	19,600
OTHER				(19,600)	(19,600)
TOTAL-ALL SOURCES				3,136,700	3,130,900
20.245 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES				11,856,800	11,763,800
PROGRAM REVENUE				6,637,400	7,119,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	FEDERAL			(1,024,300)	(1,024,300)
	OTHER			(3,947,800)	(4,430,000)
	SERVICE			(1,665,300)	(1,665,300)
	SEGREGATED FUNDS			512,900	512,900
	OTHER			(512,900)	(512,900)
	TOTAL-ALL SOURCES			19,007,100	19,396,300
1	20.250 Medical college of Wisconsin				
2	(1) TRAINING OF HEALTH PERSONNEL				
3	(a) General program operations	GPR	A	4,105,100	4,105,100
4	(b) Family medicine and practice	GPR	A	3,371,900	3,371,900
5	(e) Principal repayment and interest	GPR	S	185,300	158,700
6	(k) Tobacco-related illnesses	PR-S	A	-0-	500,000
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			7,662,300	7,635,700
	PROGRAM REVENUE			-0-	500,000
	SERVICE			(-0-)	(500,000)
	TOTAL-ALL SOURCES			7,662,300	8,135,700
7	20.255 Public instruction, department of				
8	(1) EDUCATIONAL LEADERSHIP				
9	(a) General program operations	GPR	A	11,525,000	11,520,600
10	(b) General program operations;				
11	residential schools	GPR	A	9,389,500	9,389,500
12	(c) Energy costs	GPR	A	348,000	348,000
13	(d) Principal repayment and interest	GPR	S	1,255,700	1,130,000
14	(dt) Educational assessment program	GPR	A	394,100	417,400
15	(dw) Pupil assessment	GPR	A	1,852,400	1,912,400
16	(g) Student activity therapy	PR	A	6,500	6,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(gb) Residential schools; nonresident				
2	fees	PR	C	84,000	86,000
3	(gt) Residential schools; pupil				
4	transportation	PR	A	906,300	906,300
5	(hf) Administrative leadership academy	PR	A	-0-	-0-
6	(hg) Personnel certific., teacher supply,				
7	info. and analysis and teacher				
8	improv.	PR	A	2,361,800	2,361,800
9	(hm) Services for drivers	PR	A	231,500	231,500
10	(i) Publications	PR	A	559,900	559,900
11	(im) Library products and services	PR	C	660,700	660,700
12	(jg) School lunch handling charges	PR	A	2,997,500	2,997,500
13	(jm) Professional services center charges	PR	A	140,000	155,000
14	(jr) Gifts, grants and trust funds	PR	C	395,000	395,000
15	(js) State-owned housing maintenance	PR	A	7,100	7,100
16	(jz) School district boundary appeal				
17	proceedings	PR	C	10,500	10,500
18	(kd) Alcohol and other drug abuse				
19	program	PR-S	A	868,400	911,900
20	(ke) Funds transferred from other state				
21	agencies; program operations	PR-S	C	1,290,800	1,292,700
22	(km) State agency library processing				
23	center	PR-S	A	63,500	63,500
24	(ks) Data processing	PR-S	C	1,715,900	1,716,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(me) Federal aids; program operations	PR-F	C	18,365,400	18,365,400
2	(pz) Indirect cost reimbursements	PR-F	C	1,052,300	1,052,300
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			24,764,700	24,717,900
	PROGRAM REVENUE			31,717,100	31,779,600
	FEDERAL			(19,417,700)	(19,417,700)
	OTHER			(8,360,800)	(8,377,800)
	SERVICE			(3,938,600)	(3,984,100)
	TOTAL-ALL SOURCES			56,481,800	56,497,500
3	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
4	(ac) General equalization aids	GPR	S	3,760,544,300	3,923,067,400
5	(b) Aids for special education and				
6	school age parents programs	GPR	A	285,548,700	300,631,400
7	(bc) Aid for children-at-risk programs	GPR	A	3,500,000	3,500,000
8	(bh) Aid to county children with				
9	disabilities education boards	GPR	A	3,000,000	4,000,000
10	(bi) Additional aid for county				
11	handicapped children's education				
12	boards	GPR	A	-0-	-0-
13	(br) Aid for special education				
14	transportation	GPR	A	-0-	-0-
15	(cc) Bilingual-bicultural education aids	GPR	A	8,291,400	8,291,400
16	(cg) Tuition payments; full-time open				
17	enrollment transfer payments	GPR	A	7,974,900	8,373,600
18	(cm) Grants for school breakfast				
19	programs	GPR	C	150,000	150,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cn) Aids for school lunches and				
2	nutritional improvement	GPR	A	4,363,700	4,371,100
3	(cp) Wisconsin morning milk program	GPR	A	671,400	710,600
4	(cr) Aid for pupil transportation	GPR	A	17,742,500	17,742,500
5	(cu) Achievement guarantee contracts	GPR	A	13,745,000	29,895,600
6	(cv) Achievement guarantee contracts;				
7	supplement	GPR	A	4,739,000	4,739,000
8	(cw) Aid for trans. to instit. of higher				
9	education; part-time open				
10	enrollment	GPR	A	20,000	20,000
11	(cy) Aid for transportation; full-time				
12	open enrollment	GPR	A	275,000	500,000
13	(dm) Grants for alcohol & other drug				
14	abuse prevention & intervention				
15	programs	GPR	A	4,520,000	4,520,000
16	(do) Grants for preschool to grade 5				
17	programs	GPR	A	7,353,700	7,353,700
18	(eh) Head start supplement	GPR	A	3,712,500	3,712,500
19	(em) Driver education; local assistance	GPR	A	4,493,700	4,493,700
20	(fg) Aid for cooperative educational				
21	service agencies	GPR	A	300,000	300,000
22	(fk) Grant program for peer review and				
23	mentoring	GPR	A	500,000	500,000
24	(fm) Charter schools	GPR	S	3,132,200	11,666,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(fu) Milwaukee parental choice program	GPR	S	40,851,400	48,972,600
2	(k) Funds transferred from other state				
3	agencies; local aids	PR-S	C	8,113,700	8,113,700
4	(kd) Aid for alcohol and other drug				
5	abuse programs	PR-S	A	1,427,100	1,498,600
6	(kh) Head start supplement	PR-S	C	3,712,500	3,712,500
7	(km) Alternative school American Indian				
8	language and culture education aid	PR-S	A	198,000	203,000
9	(kp) Aid to Milwaukee public schools;				
10	federal block grant aids	PR-S	A	1,410,000	1,410,000
11	(m) Federal aids; local aid	PR-F	C	326,110,700	326,110,700
12	(q) General equalization aids; property				
13	tax relief fund	SEG	S	-0-	-0-
14	(s) School library aids	SEG	C	28,200,000	21,700,000
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			4,175,429,400	4,387,511,100
	PROGRAM REVENUE			340,972,000	341,048,500
	FEDERAL			(326,110,700)	(326,110,700)
	SERVICE			(14,861,300)	(14,937,800)
	SEGREGATED FUNDS			28,200,000	21,700,000
	OTHER			(28,200,000)	(21,700,000)
	TOTAL-ALL SOURCES			4,544,601,400	4,750,259,600
15	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
16	(c) National teacher certification	GPR	S	50,000	112,500
17	(d) Elks and Easter Seals center for				
18	respite and recreation	GPR	A	50,000	50,000
19	(e) Aid to public library systems	GPR	A	13,249,800	13,249,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ea) Library service contracts	GPR	A	1,012,000	1,047,300
2	(ec) Wisconsin geography alliance	GPR	A	50,000	50,000
3	(eg) Milwaukee public museum	GPR	A	50,000	50,000
4	(fa) Very special arts	GPR	A	75,000	75,000
5	(fg) Special olympics	GPR	A	75,000	75,000
6	(fz) Minority group pupil scholarships	GPR	A	2,000,000	2,000,000
7	(mm) Federal funds; local assistance	PR-F	C	1,115,000	1,115,000
8	(ms) Federal funds; individuals and				
9	organizations	PR-F	C	38,746,400	38,292,900
10	(q) Periodical and reference				
11	information databases	SEG	A	836,000	1,700,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			16,611,800	16,709,600
	PROGRAM REVENUE			39,861,400	39,407,900
	FEDERAL			(39,861,400)	(39,407,900)
	SEGREGATED FUNDS			836,000	1,700,000
	OTHER			(836,000)	(1,700,000)
	TOTAL-ALL SOURCES			57,309,200	57,817,500
	20.255 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			4,216,805,900	4,428,938,600
	PROGRAM REVENUE			412,550,500	412,236,000
	FEDERAL			(385,389,800)	(384,936,300)
	OTHER			(8,360,800)	(8,377,800)
	SERVICE			(18,799,900)	(18,921,900)
	SEGREGATED FUNDS			29,036,000	23,400,000
	OTHER			(29,036,000)	(23,400,000)
	TOTAL-ALL SOURCES			4,658,392,400	4,864,574,600
12	20.275 Technology for educational achievement in Wisconsin board				
13	(1) EDUCATIONAL TECHNOLOGY				
14	(a) General program operations	GPR	A	676,100	676,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(b) Foreign language instruction				
2	grants	GPR	A	-0-	350,000
3	(d) Pioneering partners grants	GPR	A	-0-	-0-
4	(er) Principal, interest & rebates;				
5	general purpose rev. – public				
6	library boards	GPR	S	101,600	633,100
7	(es) Principal, interest and rebates;				
8	general purpose revenue – school				
9	districts	GPR	S	2,070,600	4,709,400
10	(et) Educational technology training &				
11	technical assistance grants	GPR	A	5,000,000	4,000,000
12	(f) Educational technology block				
13	grants	GPR	A	35,000,000	35,000,000
14	(g) Gifts and grants	PR	C	-0-	-0-
15	(gf) Payments from telecommunications				
16	carriers; school districts	PR-S	C	-0-	-0-
17	(gg) Payments from telecommunications				
18	carriers; libraries	PR-S	C	-0-	-0-
19	(gh) Payments from telecommunications				
20	carriers; private schools	PR-S	C	-0-	-0-
21	(gm) Wisconsin advanced				
22	telecommunications foundation				
23	services	PR	C	141,000	150,100
24	(h) Principal, interest and rebates;				
25	program revenue – school districts	PR	C	2,070,600	4,709,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(hb) Principal, interest & rebates;				
2	program revenue – public library				
3	boards	PR	C	101,600	633,100
4	(L) Equipment purchases and leases	PR	C	–0–	–0–
5	(m) Federal aid	PR-F	C	–0–	–0–
6	(s) Telecommunications access; school				
7	districts	SEG	B	6,427,100	7,195,700
8	(t) Telecommunications access; private				
9	and technical colleges and libraries	SEG	B	1,850,700	2,014,600
10	(tm) Telecommunications access; private				
11	schools	SEG	B	665,900	1,003,100
12	(tu) Telecommunications access; state				
13	schools	SEG	B	55,200	55,200
20.275 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			42,848,300	45,368,600
	PROGRAM REVENUE			2,313,200	5,492,600
	FEDERAL			(–0–)	(–0–)
	OTHER			(2,313,200)	(5,492,600)
	SERVICE			(–0–)	(–0–)
	SEGREGATED FUNDS			8,998,900	10,268,600
	OTHER			(8,998,900)	(10,268,600)
	TOTAL-ALL SOURCES			54,160,400	61,129,800

14 **20.285 University of Wisconsin system**

15	(1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
16	(a) General program operations	GPR	A	748,769,600	756,351,600
17	(ab) Student aid	GPR	A	1,315,300	1,315,300
18	(am) Distinguished professorships	GPR	A	700,000	700,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(as) Industrial and economic				
2	development research	GPR	A	1,502,800	1,502,800
3	(b) Area health education centers	GPR	A	929,300	929,300
4	(bm) Fee remissions	GPR	A	30,000	30,000
5	(c) Energy costs	GPR	A	42,267,000	42,267,000
6	(cg) Driver education teachers	GPR	C	60,900	60,900
7	(cm) Educational technology	GPR	A	6,376,300	6,376,300
8	(d) Principal repayment and interest	GPR	S	88,471,100	80,293,000
9	(da) Lease rental payments	GPR	S	-0-	-0-
10	(db) Self-amortizing facilities principal				
11	and interest	GPR	S	-0-	-0-
12	(ee) Environmental educational grants	GPR	A	200,000	200,000
13	(em) Schools of business	GPR	A	1,425,500	1,425,500
14	(eo) Extension outreach	GPR	A	298,200	298,200
15	(er) Grants for study abroad	GPR	A	500,000	1,000,000
16	(fc) Department of family medicine and				
17	practice	GPR	A	6,995,500	6,995,500
18	(fd) State laboratory of hygiene; general				
19	program operations	GPR	A	6,864,600	6,924,600
20	(fh) State laboratory of hygiene;				
21	principal repayment and interest	GPR	S	-0-	-0-
22	(fm) Laboratories	GPR	A	4,187,500	4,187,500
23	(fs) Farm safety program grants	GPR	A	20,000	20,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ft) Wisconsin humanities council	GPR	A	50,000	50,000
2	(fu) Educational programming	GPR	A	-0-	-0-
3	(fx) Alcohol and other drug abuse				
4	prevention and intervention	GPR	A	50,700	50,700
5	(g) Physical plant service departments	PR	C	-0-	-0-
6	(ga) Surplus auxiliary funds	PR	C	-0-	-0-
7	(gr) Center for urban land economics				
8	research	PR	A	175,000	175,000
9	(h) Auxiliary enterprises	PR	C	375,826,000	388,027,300
10	(ha) Stores	PR	C	8,700,400	8,700,400
11	(hm) Extension outreach	PR	C	184,900	184,900
12	(i) State laboratory of hygiene	PR	C	17,897,100	18,094,300
13	(ia) State laboratory of hygiene, drivers	PR	C	945,800	763,000
14	(ih) State laboratory of hygiene;				
15	principal repayment and interest	PR	S	-0-	-0-
16	(im) Academic student fees	PR	C	438,925,000	446,087,400
17	(ip) Extension student fees	PR	C	7,853,000	7,853,000
18	(iz) General operations receipts	PR	C	77,317,300	77,868,300
19	(j) Gifts and donations	PR	C	260,138,200	276,147,100
20	(ja) Gifts; student loans	PR	C	3,398,600	3,398,600
21	(jm) Distinguished professorships	PR	C	440,700	440,700
22	(jp) License plate scholarship programs	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(k) Funds transferred from other state				
2	agencies	PR-S	C	-0-	-0-
3	(ka) Sale of real property	PR	C	-0-	-0-
4	(kb) Great Lakes studies	PR-S	A	32,000	32,000
5	(kd) Principal repayment, interest and				
6	rebates	PR-S	S	25,858,600	30,629,000
7	(ke) Lease rental payments	PR-S	S	-0-	-0-
8	(kf) Outdoors skills training	PR-S	A	33,000	44,000
9	(km) Aquaculture demonstration facility;				
10	principal repayment and interest	PR-S	A	-0-	-0-
11	(kn) Aquaculture demonstration facility;				
12	operational costs	PR-S	A	-0-	-0-
13	(kp) Student-related activities	PR-S	C	-0-	-0-
14	(kr) University of Wisconsin center for				
15	tobacco research and intervention	PR-S	C	1,000,000	1,000,000
16	(ks) Extension local planning program	PR-S	A	20,000	161,800
17	(La) Public broadcasting	PR-S	C	-0-	-0-
18	(Lm) Laboratories	PR	A	4,405,400	4,405,400
19	(Ls) Schools of business	PR	A	592,300	592,300
20	(m) Federal aid	PR-F	C	336,412,400	336,412,400
21	(ma) Federal aid; loans and grants	PR-F	C	188,996,600	188,996,600
22	(n) Federal indirect cost				
23	reimbursement	PR-F	C	74,846,800	74,846,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(q) Telecommunications services	SEG	A	864,000	864,000
2	(qd) Ginseng research	SEG	B	125,000	125,000
3	(r) Environmental education;				
4	environmental assessments	SEG	C	30,000	30,000
5	(rc) Environmental education; forestry	SEG	A	200,000	200,000
6	(tb) Extension recycling education	SEG	A	324,100	324,100
7	(tm) Solid waste research and				
8	experiments	SEG	A	203,300	203,300
9	(u) Trust fund income	SEG	C	21,718,900	23,502,000
10	(w) Trust fund operations	SEG	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	911,014,300	910,978,200
PROGRAM REVENUE	1,823,999,100	1,864,860,300
FEDERAL	(600,255,800)	(600,255,800)
OTHER	(1,196,799,700)	(1,232,737,700)
SERVICE	(26,943,600)	(31,866,800)
SEGREGATED FUNDS	23,465,300	25,248,400
OTHER	(23,465,300)	(25,248,400)
TOTAL-ALL SOURCES	2,758,478,700	2,801,086,900

11 (3) UNIVERSITY SYSTEM ADMINISTRATION

12	(a) General program operations	GPR	A	9,267,400	9,267,400
13	(iz) General operations receipts	PR	C	242,400	242,400
14	(n) Federal indirect cost				
15	reimbursement	PR-F	C	1,723,900	1,723,900

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	9,267,400	9,267,400
PROGRAM REVENUE	1,966,300	1,966,300
FEDERAL	(1,723,900)	(1,723,900)
OTHER	(242,400)	(242,400)
TOTAL-ALL SOURCES	11,233,700	11,233,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(4) MINORITY AND DISADVANTAGED PROGRAMS				
2	(a) Minority and disadvantaged				
3	programs	GPR	A	7,778,700	7,778,700
4	(b) Graduate student financial aid	GPR	A	4,265,500	4,477,500
5	(dd) Lawton minority undergraduate				
6	grants program	GPR	A	2,525,300	2,650,800
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			14,569,500	14,907,000
	TOTAL-ALL SOURCES			14,569,500	14,907,000
7	(5) UNIVERSITY OF WISCONSIN-MADISON INTERCOLLEGIATE ATHLETICS				
8	(a) General program operations	GPR	A	633,900	633,900
9	(h) Auxiliary enterprises	PR	A	31,533,200	32,355,700
10	(i) Nonincome sports	PR	C	327,600	327,600
11	(j) Gifts and grants	PR	C	5,914,800	5,914,800
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			633,900	633,900
	PROGRAM REVENUE			37,775,600	38,598,100
	OTHER			(37,775,600)	(38,598,100)
	TOTAL-ALL SOURCES			38,409,500	39,232,000
12	(6) UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY				
13	(a) Services received from authority	GPR	A	3,845,600	3,845,600
14	(g) Services provided to authority	PR	C	27,392,300	27,392,300
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,845,600	3,845,600
	PROGRAM REVENUE			27,392,300	27,392,300
	OTHER			(27,392,300)	(27,392,300)
	TOTAL-ALL SOURCES			31,237,900	31,237,900
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			939,330,700	939,632,100

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
	PROGRAM REVENUE			1,891,133,300	1,932,817,000
	FEDERAL			(601,979,700)	(601,979,700)
	OTHER			(1,262,210,000)	(1,298,970,500)
	SERVICE			(26,943,600)	(31,866,800)
	SEGREGATED FUNDS			23,465,300	25,248,400
	OTHER			(23,465,300)	(25,248,400)
	TOTAL-ALL SOURCES			2,853,929,300	2,897,697,500
1	20.292 Technical college system, board of				
2	(1) TECHNICAL COLLEGE SYSTEM				
3	(a) General program operations	GPR	A	3,067,400	3,067,500
4	(am) Fee remissions	GPR	A	15,000	15,000
5	(b) Displaced homemakers' program	GPR	A	851,700	851,700
6	(bm) Workplace literacy resource center	GPR	A	-0-	-0-
7	(c) Minority student participation and				
8	retention grants	GPR	A	617,000	617,000
9	(ce) Basic skills grants	GPR	A	-0-	-0-
10	(cw) LaCrosse health science center	GPR	A	196,900	393,700
11	(d) State aid for technical colleges;				
12	statewide guide	GPR	A	114,630,000	115,730,000
13	(dc) Incentive grants	GPR	C	7,691,200	7,494,400
14	(dd) Farm training program tuition				
15	grants	GPR	A	150,000	150,000
16	(de) Services for handicapped students;				
17	local assistance	GPR	A	400,000	400,000
18	(dm) Aid for special collegiate transfer				
19	programs	GPR	A	1,124,300	1,124,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(e) Technical college instructor				
2	occupational competency program	GPR	A	71,300	71,300
3	(eg) Faculty development grants	GPR	A	832,000	832,000
4	(em) Apprenticeship curriculum				
5	development	GPR	A	75,000	75,000
6	(f) Alcohol and other drug abuse				
7	prevention and intervention	GPR	A	525,000	525,000
8	(fc) Driver education, local assistance	GPR	A	322,000	322,000
9	(fg) Chauffeur training grants	GPR	C	200,000	200,000
10	(fm) Supplemental aid	GPR	A	1,500,000	1,500,000
11	(fp) Emergency medical technician –				
12	basic training; state operations	GPR	A	193,500	193,500
13	(g) Text materials	PR	A	123,000	123,000
14	(gm) Fire schools; state operations	PR	A	279,200	279,200
15	(gr) Fire schools; local assistance	PR	A	500,000	500,000
16	(gt) Telecommunications retraining	PR	C	300,000	300,000
17	(h) Gifts and grants	PR	C	20,600	20,600
18	(i) Conferences	PR	C	85,900	85,900
19	(j) Personnel certification	PR	A	214,000	214,000
20	(k) Gifts and grants	PR	C	30,200	30,200
21	(ka) Interagency projects; local				
22	assistance	PR-S	A	3,414,700	3,414,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(kb) Interagency projects; state				
2	operations	PR-S	A	742,700	742,700
3	(L) Services for district boards	PR	A	150,600	150,600
4	(m) Federal aid, state operations	PR-F	C	2,885,500	2,886,900
5	(n) Federal aid, local assistance	PR-F	C	26,374,300	26,374,300
6	(o) Federal aid, aids to individuals and				
7	organizations	PR-F	C	400,000	400,000
8	(pz) Indirect cost reimbursements	PR-F	C	166,000	166,000

20.292 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	132,462,300	133,562,400
PROGRAM REVENUE	35,686,700	35,688,100
FEDERAL	(29,825,800)	(29,827,200)
OTHER	(1,703,500)	(1,703,500)
SERVICE	(4,157,400)	(4,157,400)
TOTAL-ALL SOURCES	168,149,000	169,250,500

Education**FUNCTIONAL AREA TOTALS**

GENERAL PURPOSE REVENUES	5,420,828,600	5,639,168,300
PROGRAM REVENUE	2,359,451,900	2,403,636,500
FEDERAL	(1,021,199,200)	(1,019,397,100)
OTHER	(1,285,409,700)	(1,325,851,200)
SERVICE	(52,843,000)	(58,388,200)
SEGREGATED FUNDS	62,123,300	59,540,100
FEDERAL	(-0-)	(-0-)
OTHER	(62,123,300)	(59,540,100)
SERVICE	(-0-)	(-0-)
LOCAL	(-0-)	(-0-)
TOTAL-ALL SOURCES	7,842,403,800	8,102,344,900

Environmental Resources**9 20.315 Boundary area commission, Minnesota-Wisconsin**

10 (1) BOUNDARY AREA COOPERATION

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(q) General program operations —				
2	conservation fund	SEG	A	183,000	188,000
	20.315 DEPARTMENT TOTALS				
	SEGREGATED FUNDS			183,000	188,000
	OTHER			(183,000)	(188,000)
	TOTAL-ALL SOURCES			183,000	188,000
3	20.320 Environmental improvement program				
4	(1) CLEAN WATER FUND PROGRAM OPERATIONS				
5	(a) Environmental aids — clean water				
6	fund program	GPR	A	-0-	-0-
7	(c) Principal repayment and				
8	interest — clean water fund				
9	program	GPR	S	27,137,500	31,081,100
10	(r) Clean water fund program				
11	repayment of revenue obligations	SEG	S	-0-	-0-
12	(s) Clean water fund program financial				
13	assistance	SEG	S	-0-	-0-
14	(sm) Land recycling loan program				
15	financial assistance	SEG	S	-0-	-0-
16	(t) Principal repayment and				
17	interest — clean water fund				
18	program bonds	SEG	A	4,000,000	4,000,000
19	(u) Principal repay. & interest – clean				
20	water fd. prog. rev. obligation repay.	SEG	C	-0-	-0-
21	(x) Clean water fund program financial				
22	assistance; federal	SEG-F	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(y) Clean water fund program federal				
2	financial hardship assistance	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			27,137,500	31,081,100
	SEGREGATED FUNDS			4,000,000	4,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(4,000,000)	(4,000,000)
	TOTAL-ALL SOURCES			31,137,500	35,081,100
3	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
4	(c) Principal repayment and				
5	interest — safe drinking water loan				
6	program	GPR	S	864,600	918,200
7	(s) Safe drinking water loan programs				
8	financial assistance	SEG	S	-0-	-0-
9	(x) Safe drinking water loan programs				
10	financial assistance; federal	SEG-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			864,600	918,200
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			864,600	918,200
11	(3) PRIVATE SEWAGE SYSTEM PROGRAM				
12	(q) Private sewage system loans	SEG	C	1,500,000	-0-
	(3) PROGRAM TOTALS				
	SEGREGATED FUNDS			1,500,000	-0-
	OTHER			(1,500,000)	(-0-)
	TOTAL-ALL SOURCES			1,500,000	-0-
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			28,002,100	31,999,300
	SEGREGATED FUNDS			5,500,000	4,000,000
	FEDERAL			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(5,500,000)	(4,000,000)
	TOTAL-ALL SOURCES			33,502,100	35,999,300
1	20.360 Lower Wisconsin state riverway board				
2	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
3	(g) Gifts and grants	PR	C	-0-	-0-
4	(q) General program operations —				
5	conservation fund	SEG	A	125,600	125,600
	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			125,600	125,600
	OTHER			(125,600)	(125,600)
	TOTAL-ALL SOURCES			125,600	125,600
6	20.370 Natural resources, department of				
7	(1) LAND				
8	(cq) Forestry — reforestation	SEG	C	100,000	100,000
9	(cr) Forestry — recording fees	SEG	C	50,000	50,000
10	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
11	(ct) Timber sales contracts – repair and				
12	reimbursement costs	SEG	C	-0-	-0-
13	(ea) Parks — general program				
14	operations	GPR	A	4,990,500	4,990,500
15	(eq) Parks and forests – operation and				
16	maintenance	SEG	S	-0-	-0-
17	(er) Parks and forests – recycling				
18	activities	SEG	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(fb) Endangered resources — general				
2	program operations	GPR	A	–0–	–0–
3	(fc) Endangered resources — Wisconsin				
4	stewardship program	GPR	A	–0–	–0–
5	(fd) Endangered resources — natural				
6	heritage inventory program	GPR	A	233,700	233,700
7	(fe) Endangered resources — general				
8	fund	GPR	S	500,000	500,000
9	(fs) Endangered resources — voluntary				
10	payments; sales, leases and fees	SEG	C	1,070,000	1,066,000
11	(ft) Endangered resources —				
12	application fees	SEG	C	–0–	–0–
13	(gr) Endangered resources program —				
14	gifts and grants	SEG	C	–0–	–0–
15	(hk) Elk management	PR-S	A	50,000	200,000
16	(hr) Pheasant restoration	SEG	C	469,400	469,400
17	(ht) Wild turkey restoration	SEG	C	212,200	212,200
18	(hu) Wetlands habitat improvement	SEG	C	338,400	338,400
19	(it) Atlas revenues	SEG	C	–0–	–0–
20	(iu) Gravel pit reclamation	SEG	C	–0–	–0–
21	(jr) Rental property and equipment —				
22	maintenance and replacement	SEG	C	–0–	–0–
23	(kq) Taxes and assessments —				
24	conservation fund	SEG	A	300,000	300,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(Lk) Wild crane management	PR-S	A	130,300	147,000
2	(Lq) Trapper education program	SEG	C	29,100	29,100
3	(Lr) Beaver control; fish and wildlife				
4	account	SEG	C	36,600	36,600
5	(Ls) Control of wild animals	SEG	C	170,400	170,400
6	(Lt) Wildlife management	SEG	A	435,400	435,400
7	(ma) General program operations —				
8	state funds	GPR	A	519,600	519,600
9	(mg) General program operations —				
10	endangered resources	PR	C	-0-	-0-
11	(mi) General program operations —				
12	private and public sources	PR	C	443,800	443,800
13	(mk) General program operations —				
14	service funds	PR-S	C	504,000	429,000
15	(mq) General program operations —				
16	state snowmobile trails and areas	SEG	A	84,400	84,400
17	(ms) General program operations —				
18	state all-terrain vehicle projects	SEG	A	60,000	60,000
19	(mt) Land preservation and				
20	management – endowment fund	SEG	S	-0-	-0-
21	(mu) General program operations —				
22	state funds	SEG	A	-0-	-0-
23	Land program management	SEG	A	4,225,100	4,254,000
24	Wildlife management	SEG	A	7,875,400	7,911,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	Forestry	SEG	A	29,276,400	28,904,000
2	Southern forests	SEG	A	3,999,300	3,974,000
3	Parks and recreation	SEG	A	7,642,800	7,699,300
4	Facilities and lands	SEG	A	4,877,800	4,802,800
	NET APPROPRIATION			57,896,800	57,545,500
5	(my) General program operations —				
6	federal funds	SEG-F	C	-0-	-0-
7	Wildlife management	SEG-F	C	3,494,100	3,494,100
8	Forestry	SEG-F	C	372,400	372,400
9	Southern forests	SEG-F	C	123,700	123,700
10	Parks and recreation	SEG-F	C	581,100	581,100
11	Endangered resources	SEG-F	C	496,500	496,500
12	Facilities and lands	SEG-F	C	1,672,200	1,672,200
	NET APPROPRIATION			6,740,000	6,740,000
13	(mz) Forest fire emergencies — federal				
14	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			6,243,800	6,243,800
	PROGRAM REVENUE			1,128,100	1,219,800
	OTHER			(443,800)	(443,800)
	SERVICE			(684,300)	(776,000)
	SEGREGATED FUNDS			67,992,700	67,637,400
	FEDERAL			(6,740,000)	(6,740,000)
	OTHER			(61,252,700)	(60,897,400)
	TOTAL-ALL SOURCES			75,364,600	75,101,000
15	(2) AIR AND WASTE				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bg) Air management — stationary				
2	sources	PR	A	8,416,800	8,385,000
3	(bi) Air management — asbestos				
4	management	PR	C	327,400	289,400
5	(bq) Air management — vapor recovery				
6	administration	SEG	A	67,300	67,300
7	(br) Air management — mobile sources	SEG	A	1,287,000	1,287,000
8	(cf) Air management – motor veh.				
9	emission inspection & maint. prog.,				
10	state funds	GPR	A	64,300	64,300
11	(cg) Air management — recovery of				
12	ozone-depleting refrigerants	PR	A	125,800	125,800
13	(ch) Air management — emission				
14	analysis	PR	C	–0–	–0–
15	(ci) Air management — permit review				
16	and enforcement	PR	A	1,245,900	1,245,900
17	(cL) Air management – air waste				
18	management–incinerator operator				
19	certification	PR	C	–0–	–0–
20	(da) Waste tire removal and recovery				
21	programs; program activities	GPR	S	–0–	–0–
22	(dg) Solid waste management — solid				
23	and hazardous waste disposal				
24	administration	PR	C	2,103,000	2,103,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(dh) Solid waste				
2	management–remediated property	PR	C	969,600	1,019,100
3	(di) Solid waste management —				
4	operator certification	PR	C	–0–	–0–
5	(dq) Solid waste management — waste				
6	management fund	SEG	C	–0–	–0–
7	(dt) Solid waste management — closure				
8	and long–term care	SEG	C	–0–	–0–
9	(dv) Solid waste management —				
10	environmental repair; spills;				
11	abandoned containers	SEG	C	3,321,300	3,321,300
12	(dw) Solid waste management —				
13	environmental repair; petroleum				
14	spills; admin.	SEG	A	237,600	237,600
15	(dy) Solid waste mgt. — corrective				
16	action; proofs of financial				
17	responsibility	SEG	C	–0–	–0–
18	(dz) Solid waste management –				
19	assessments and legal action	SEG	C	–0–	–0–
20	(eg) Solid waste facility siting board fee	PR	C	–0–	–0–
21	(eh) Solid waste management — source				
22	reduction review	PR	C	–0–	–0–
23	(eq) Solid waste management – dry				
24	cleaner environmental response	SEG	A	103,600	103,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(gh) Mining — mining regulation and				
2	administration	PR	A	60,900	60,900
3	(gr) Solid waste management — mining				
4	programs	SEG	C	–0–	–0–
5	(hq) Recycling; administration	SEG	A	876,600	376,600
6	(ma) General program operations —				
7	state funds	GPR	A	2,939,100	2,938,800
8	(mi) General program operations —				
9	private and public sources	PR	C	–0–	–0–
10	(mk) General program operations —				
11	service funds	PR-S	C	100,000	100,000
12	(mm) General program operations —				
13	federal funds	PR-F	C	5,950,600	5,950,600
14	(mq) General program operations —				
15	environmental fund	SEG	A	4,323,000	4,302,400
16	(mu) Petroleum inspection fd. suppl. to				
17	env. fd.; env. repair and well comp.	SEG	A	1,149,400	1,049,400
18	(my) General program operations —				
19	environmental fund; federal funds	SEG-F	C	1,328,100	1,328,100
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			3,003,400	3,003,100
	PROGRAM REVENUE			19,300,000	19,279,700
	FEDERAL			(5,950,600)	(5,950,600)
	OTHER			(13,249,400)	(13,229,100)
	SERVICE			(100,000)	(100,000)
	SEGREGATED FUNDS			12,693,900	12,073,300
	FEDERAL			(1,328,100)	(1,328,100)
	OTHER			(11,365,800)	(10,745,200)
	TOTAL-ALL SOURCES			34,997,300	34,356,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(3) ENFORCEMENT AND SCIENCE				
2	(ad) Law enforcement – car killed deer;				
3	general fund	GPR	A	286,000	314,600
4	(ak) Law enforcement – snowmobile				
5	enforcement and safety training;				
6	service funds	PR-S	A	750,000	750,000
7	(aq) Law enforcement — snowmobile				
8	enforcement and safety training	SEG	A	1,500	63,800
9	(ar) Law enforcement — boat				
10	enforcement and safety training	SEG	A	1,977,700	1,951,400
11	(as) Law enforcement — all-terrain				
12	vehicle enforcement	SEG	A	183,600	183,600
13	(at) Education and safety programs	SEG	C	226,000	226,000
14	(au) Natural resources law violation				
15	hotline	SEG	C	-0-	-0-
16	(aw) Law enforcement — car kill deer	SEG	A	286,000	314,600
17	(bg) Enforcement — stationary sources	PR	A	69,900	69,900
18	(dg) Environmental impact —				
19	consultant services; printing and				
20	postage costs	PR	C	-0-	-0-
21	(dh) Environmental impact — power				
22	projects	PR	C	181,000	181,000
23	(di) Environmental consulting costs —				
24	federal power projects	PR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(fj) Environmental quality – lab.				
2	certification	PR	A	539,100	539,100
3	(is) Lake research; voluntary				
4	contributions	SEG	C	34,000	34,000
5	(ma) General program operations —				
6	state funds	GPR	A	5,038,200	5,032,200
7	(mi) General program operations —				
8	private and public sources	PR	C	386,900	386,900
9	(mk) General program operations —				
10	service funds	PR-S	C	486,200	486,200
11	(mm) General program operations —				
12	federal funds	PR-F	C	439,900	439,900
13	(mq) General program operations —				
14	environmental fund	SEG	A	1,091,000	1,102,500
15	(mr) Recycling; enforcement and				
16	research	SEG	A	101,300	101,300
17	(ms) General program operations –				
18	pollution prevention	SEG	A	55,600	55,600
19	(mt) General program operations,				
20	nonpoint source — environmental				
21	fund	SEG	A	356,900	356,900
22	(mu) General program operations —				
23	state funds	SEG	A	14,446,500	14,488,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(mv) Aquatic and terrestrial resources				
2	inventory	SEG	A	99,800	129,800
3	(my) General program operations —				
4	federal funds	SEG-F	C	5,261,200	5,261,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,324,200	5,346,800
	PROGRAM REVENUE			2,853,000	2,853,000
	FEDERAL			(439,900)	(439,900)
	OTHER			(1,176,900)	(1,176,900)
	SERVICE			(1,236,200)	(1,236,200)
	SEGREGATED FUNDS			24,121,100	24,269,400
	FEDERAL			(5,261,200)	(5,261,200)
	OTHER			(18,859,900)	(19,008,200)
	TOTAL-ALL SOURCES			32,298,300	32,469,200
5	(4) WATER				
6	(af) Water resources – remedial action	GPR	C	150,000	150,000
7	(ag) Water resources – pollution credits	PR	C	–0–	–0–
8	(ah) Water resources – Great Lakes				
9	protection fund	PR	C	229,000	229,000
10	(aq) Water resources management –				
11	lake and river management	SEG	A	1,969,500	2,006,500
12	(ar) Water resources – groundwater				
13	management	SEG	B	125,000	125,000
14	(as) Water resources – trading water				
15	pollution credits	SEG	C	50,000	50,000
16	(at) Watershed – nonpoint source				
17	contracts	SEG	B	1,079,300	1,079,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(au) Cooperative remedial action;				
2	contributions	SEG	C	-0-	-0-
3	(av) Cooperative remedial action;				
4	interest on contributions	SEG	S	-0-	-0-
5	(bg) Water regulation and zoning –				
6	computer access fees	PR	C	-0-	50,000
7	(bh) Water regulation and zoning – dam				
8	inspect. and safety administ.; gen.				
9	fund	PR	A	-0-	-0-
10	(bi) Water regulation and zoning – fees	PR	C	452,500	463,600
11	(bj) Storm water management – fees	PR	A	406,900	404,100
12	(bL) Wastewater management – fees	PR	C	221,500	221,500
13	(br) Water reg. & zoning — dam safety				
14	& wetland mapping; conservation				
15	fund	SEG	A	501,000	501,000
16	(kk) Fishery resources for ceded				
17	territories	PR-S	A	109,700	109,700
18	(ku) Great Lakes trout and salmon	SEG	C	1,099,900	1,099,900
19	(kv) Trout habitat improvement	SEG	C	1,088,100	1,088,100
20	(ma) General program operations – state				
21	funds	GPR	A	-0-	-0-
22	Watershed management	GPR	A	9,109,300	9,130,400
23	Fisheries management and habitat				
24	protection	GPR	A	3,252,300	3,252,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	Drinking water and groundwater	GPR	A	3,518,200	3,518,200
2	Water integration team	GPR	A	398,400	398,400
3	Water program management	GPR	A	2,890,500	2,831,800
	NET APPROPRIATION			19,168,700	19,131,100
4	(mi) General program operations –				
5	private and public sources	PR	C	48,500	48,500
6	(mk) General program operations —				
7	service funds	PR-S	C	364,400	364,400
8	(mm) General program operations –				
9	federal funds	PR-F	C	-0-	-0-
10	Watershed management	PR-F	C	3,922,400	3,742,100
11	Fisheries management and habitat				
12	protection	PR-F	C	495,600	495,600
13	Drinking water and groundwater	PR-F	C	3,415,500	3,415,500
14	Water integration team	PR-F	C	-0-	-0-
15	Water program management	PR-F	C	-0-	-0-
	NET APPROPRIATION			7,833,500	7,653,200
16	(mq) General program operations –				
17	environmental fund	SEG	A	-0-	-0-
18	Watershed management	SEG	A	713,800	699,500
19	Drinking water and groundwater	SEG	A	1,520,700	1,520,700
20	Water integration team	SEG	A	85,400	85,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	Water program management	SEG	A	66,100	66,100	
	NET APPROPRIATION			2,386,000	2,371,700	
2	(mr) General program operations –					
3	nonpoint source	SEG	A	575,500	598,400	
4	(mt) General program					
5	operations–environmental					
6	improvement programs; state funds	SEG	A	491,100	491,100	
7	(mu) General program operations – state					
8	funds	SEG	A	13,170,600	13,181,300	
9	(mw) Petroleum inspection fund					
10	supplement to env. fund;					
11	groundwater management	SEG	A	766,900	766,900	
12	(mx) General program operations – clean					
13	water fund program; federal funds	SEG-F	C	554,400	554,400	
14	(my) General program operations –					
15	environmental fund – federal funds	SEG-F	C	–0–	–0–	
16	(mz) General program operations –					
17	federal funds	SEG-F	C	3,308,200	3,308,200	
18	(nz) General program operations–safe					
19	drinking water loan programs;					
20	federal funds	SEG-F	C	63,700	63,700	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			19,318,700	19,281,100	
	PROGRAM REVENUE			9,666,000	9,544,000	
	FEDERAL			(7,833,500)	(7,653,200)	
	OTHER			(1,358,400)	(1,416,700)	
	SERVICE			(474,100)	(474,100)	
	SEGREGATED FUNDS			27,229,200	27,285,500	

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	1999-00	2000-01
FEDERAL					(3,926,300)	(3,926,300)
OTHER					(23,302,900)	(23,359,200)
TOTAL-ALL SOURCES					56,213,900	56,110,600
1	(5)	CONSERVATION AIDS				
2	(ac)	Resource aids – Milwaukee public				
3		museum	GPR	A	-0-	-0-
4	(aq)	Resource aids – Canadian agencies				
5		migratory waterfowl aids	SEG	C	169,200	169,200
6	(ar)	Resource aids – county				
7		conservation aids	SEG	C	150,000	150,000
8	(as)	Recreation aids – fish, wildlife, and				
9		forestry recreation aids	SEG	C	234,200	234,500
10	(at)	Ice age trail area grants	SEG	A	75,000	75,000
11	(av)	Resource aids – private forest				
12		grants	SEG	B	1,000,000	1,000,000
13	(aw)	Resource aids – nonprofit				
14		conservation organizations	SEG	C	75,000	75,000
15	(ay)	Resource aids – urban land				
16		conservation	SEG	A	75,000	75,000
17	(bq)	Resource aids – county forest loans;				
18		severance share payments	SEG	C	-0-	-0-
19	(br)	Resource aids – forest croplands				
20		and managed forest land aids	SEG	A	1,250,000	1,250,000
21	(bs)	Resource aids – county forest loans	SEG	A	622,400	622,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bt) Resource aids – county forest				
2	project loans	SEG	C	400,000	400,000
3	(bu) Resource aids – county forest				
4	project loans; severance share				
5	payments	SEG	C	–0–	–0–
6	(bv) Res. aids – county forests, forest				
7	croplands and managed forest land				
8	aids	SEG	S	1,248,400	1,248,400
9	(bw) Resource aids – urban forestry and				
10	county forest administrator grants	SEG	A	1,164,900	1,204,900
11	(bx) Resource aids – national forest				
12	income aids	PR-F	C	782,200	782,200
13	(by) Resource aids — fire suppression				
14	grants	SEG	A	198,000	198,000
15	(cb) Recreation aids – snowmobile trail				
16	and area aids; general fund	GPR	A	125,000	125,000
17	(cq) Recreation aids – recreational				
18	boating and other projects	SEG	C	4,547,000	4,547,000
19	(cr) Recreation aids – county				
20	snowmobile trail and area aids	SEG	C	2,313,900	2,501,400
21	(cs) Recreation aids – snowmobile trail				
22	areas	SEG	C	3,676,500	3,846,800
23	(ct) Recreation aids – all-terrain				
24	vehicle project aids; gas tax				
25	payment	SEG	C	635,000	720,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cu) Recreation aids — all-terrain				
2	vehicle project aids	SEG	C	450,300	450,300
3	(cv) Recreation aids — motorcycle				
4	recreation aids; trails	SEG	A	100,000	100,000
5	(cy) Recreation and resource aids,				
6	federal funds	SEG-F	C	510,900	510,900
7	(da) Aids in lieu of taxes	GPR	S	2,100,000	2,100,000
8	(dq) Aids in lieu of taxes	SEG	S	871,600	871,600
9	(dx) Resource aids — payment in lieu of				
10	taxes; federal	PR-F	C	440,000	440,000
11	(ea) Enforcement aids — spearfishing				
12	enforcement	GPR	C	-0-	-0-
13	(eq) Enforcement aids — boating				
14	enforcement	SEG	A	850,000	850,000
15	(er) Enforcement aids — all-terrain				
16	vehicle enforcement	SEG	A	50,000	50,000
17	(es) Enforcement aids — snowmobiling				
18	enforcement	SEG	A	200,000	200,000
19	(et) Enforcement aids — boating	SEG	A	250,000	250,000
20	(ex) Enforcement aids — federal funds	SEG-F	C	-0-	-0-
21	(fq) Wildlife damage claims and				
22	abatement	SEG	C	2,187,700	2,187,700
23	(fr) Wildlife abatement and control				
24	grants	SEG	B	25,000	25,000

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				2,225,000	2,225,000
PROGRAM REVENUE				1,222,200	1,222,200
FEDERAL				(1,222,200)	(1,222,200)
SEGREGATED FUNDS				23,330,000	23,813,600
FEDERAL				(510,900)	(510,900)
OTHER				(22,819,100)	(23,302,700)
TOTAL-ALL SOURCES				26,777,200	27,260,800
1	(6) ENVIRONMENTAL AIDS				
2	(aa) Environmental aids – non-point				
3	source	GPR	B	4,383,600	4,383,600
4	(ag) Environmental aids – nonpoint				
5	repayments	PR	C	–0–	–0–
6	(aq) Environmental aids — non-point				
7	source program	SEG	B	2,711,300	2,711,300
8	(ar) Environmental aids – lake				
9	protection	SEG	C	2,875,400	2,675,400
10	(au) Environmental aids – river				
11	protection; environmental fund	SEG	A	150,000	150,000
12	(av) Environmental aids – river				
13	protection; conservation fund	SEG	A	150,000	150,000
14	(aw) Environmental aids – river				
15	protection; nonprofit organization				
16	contracts	SEG	C	75,000	75,000
17	(ba) Environmental aids — dump				
18	closure cost share	GPR	C	1,247,700	1,247,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bj) Environmental aids — waste				
2	reduction and recycling grants and				
3	gifts	PR	C	-0-	-0-
4	(bq) Environmental aids – municipal				
5	and county recycling grants	SEG	S	20,000,000	15,000,000
6	(br) Environmental aids – waste				
7	reduction and recycling				
8	demonstration grants	SEG	C	1,000,000	500,000
9	(bs) Environmental aids – household				
10	hazardous waste	SEG	A	150,000	150,000
11	(ca) Environmental aids – scenic urban				
12	waterways	GPR	C	-0-	-0-
13	(ck) Environmental aids – drinking				
14	water study	PR-S	A	100,000	300,000
15	(cm) Environmental aids – federal funds	PR-F	C	75,000	75,000
16	(cr) Environmental aids – compensation				
17	for well contamination	SEG	C	400,000	400,000
18	(da) Environmental planning aids –				
19	local water quality planning	GPR	A	283,400	283,400
20	(dk) Environmental aids – Oneida				
21	nation; Indian gaming	PR-S	A	120,000	120,000
22	(dm) Environmental planning aids –				
23	federal funds	PR-F	C	260,600	260,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(dq) Environmental aids – urban					
2	nonpoint source	SEG	A	2,000,000	2,000,000	
3	(dr) Environmental aids – municipal					
4	flood control and riparian					
5	restoration	SEG	A	1,000,000	1,000,000	
6	(eq) Environmental aids – dry cleaner					
7	environmental response	SEG	B	2,450,000	1,050,000	
8	(er) Environmental aids – sustainable					
9	urban development zones	SEG	B	2,250,000	–0–	
10	(et) Environmental aids – brownfield					
11	site assessment	SEG	B	1,450,000	–0–	
	(6) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			5,914,700	5,914,700	
	PROGRAM REVENUE			555,600	755,600	
	FEDERAL			(335,600)	(335,600)	
	OTHER			(–0–)	(–0–)	
	SERVICE			(220,000)	(420,000)	
	SEGREGATED FUNDS			36,661,700	25,861,700	
	OTHER			(36,661,700)	(25,861,700)	
	TOTAL-ALL SOURCES			43,132,000	32,532,000	
12	(7) DEBT SERVICE AND DEVELOPMENT					
13	(aa) Resource acquisition and					
14	development – principal repayment					
15	and interest	GPR	S	19,297,900	21,489,000	
16	(ac) Principal repayment and interest –					
17	recreational boating bonds	GPR	S	–0–	–0–	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(aq) Resource acquisition and				
2	development – principal repayment				
3	and interest	SEG	S	238,700	247,900
4	(ar) Dam repair and removal – principal				
5	repayment and interest	SEG	S	245,600	457,900
6	(at) Recreation development – principal				
7	repayment and interest	SEG	S	–0–	–0–
8	(au) State forest acquisition and				
9	development — principal				
10	repayment and interest	SEG	A	2,000,000	2,000,000
11	(ba) Debt service – remedial action	GPR	S	1,623,600	2,452,500
12	(ca) Principal repayment and interest –				
13	nonpoint source grants	GPR	S	2,340,200	2,643,200
14	(cb) Principal repayment and interest –				
15	pollution abatement bonds	GPR	S	71,590,000	69,540,700
16	(cc) Principal repay. and int. – combined				
17	sewer overflow; pollution abat.				
18	bonds	GPR	S	17,271,500	16,998,300
19	(cd) Principal repayment and interest –				
20	municipal clean drinking water				
21	grants	GPR	S	848,100	846,900
22	(ce) Principal repayment and interest –				
23	nonpoint source compliance	GPR	S	54,200	168,900
24	(cf) Principal repayment and interest –				
25	urban nonpoint source cost-sharing	GPR	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(da) Prin repaymt and int – municipal				
2	flood control and riparian rest				
3	cost-sharg	GPR	S	-0-	-0-
4	(ea) Administrative facilities – principal				
5	repayment and interest	GPR	S	520,400	568,700
6	(eq) Administrative facilities – principal				
7	repayment and interest	SEG	S	1,280,100	1,500,200
8	(er) Administrative facilities – principal				
9	repayment & interest; env. fund	SEG	S	11,100	11,500
10	(fa) Resource maintenance and				
11	development – state funds	GPR	C	1,278,200	1,278,200
12	(fk) Resource acquisition and				
13	development – service funds;				
14	transportation moneys	PR-S	C	1,000,000	1,000,000
15	(fr) Resource acq. and dev. – boating				
16	access to southeastern lakes	SEG	C	100,000	100,000
17	(fs) Resource acquisition and				
18	development – state funds	SEG	C	918,300	1,185,300
19	(ft) Resource acquisition and				
20	development – boating access	SEG	C	200,000	200,000
21	(fu) Resource acquisition and				
22	development — nonmotorized				
23	boating improvements	SEG	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(fv) Resource acquisition and				
2	development – fish and wildlife				
3	projects	SEG	C	283,300	283,300
4	(fw) Resource acq. and dev. – Mississippi				
5	and St. Croix rivers management	SEG	C	62,500	62,500
6	(fy) Resource acquisition and				
7	development — federal funds	SEG-F	C	1,960,200	1,960,200
8	(gg) Ice Age trail – gifts and grants	PR	C	-0-	-0-
9	(gq) State trails – gifts and grants	SEG	C	-0-	-0-
10	(ha) Facilities acquisition, development				
11	and maintenance	GPR	C	183,100	183,100
12	(hq) Facilities acquisition, development				
13	and maintenance – conservation				
14	fund	SEG	C	376,800	376,800
15	(jr) Rental property and equipment –				
16	maintenance and replacement	SEG	C	-0-	-0-
17	(mc) Resource maintenance and				
18	development – state park, forest &				
19	riverway roads	GPR	C	1,900,000	1,900,000
20	(mi) General program operations –				
21	private and public sources	PR	C	-0-	-0-
(7) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			116,907,200	118,069,500
	PROGRAM REVENUE			1,000,000	1,000,000
	OTHER			(-0-)	(-0-)
	SERVICE			(1,000,000)	(1,000,000)
	SEGREGATED FUNDS			7,676,600	8,385,600
	FEDERAL			(1,960,200)	(1,960,200)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(5,716,400)	(6,425,400)
	TOTAL-ALL SOURCES			125,583,800	127,455,100
1	(8) ADMINISTRATION AND TECHNOLOGY				
2	(ir) Promotional activities and				
3	publications	SEG	C	83,000	83,000
4	(iw) Statewide recycling administration	SEG	A	192,200	192,200
5	(ma) General program operations —				
6	state funds	GPR	A	7,668,700	7,744,000
7	(mg) General program operations —				
8	stationary sources	PR	A	922,200	922,200
9	(mi) General program operations —				
10	private and public sources	PR	C	-0-	-0-
11	(mk) General program operations —				
12	service funds	PR-S	C	5,622,400	5,622,400
13	(mq) General program operations —				
14	mobile sources	SEG	A	427,400	427,400
15	(mr) General program operations —				
16	environmental improvement fund	SEG	A	250,700	250,700
17	(mt) Equipment pool operations	SEG-S	C	-0-	-0-
18	(mu) General program operations —				
19	state funds	SEG	A	15,923,100	15,854,300
20	(mv) General program operations —				
21	environmental fund	SEG	A	1,963,400	2,259,100
22	(mz) Indirect cost reimbursements	SEG-F	C	4,500,400	4,500,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ni) Geographic information systems,				
2	general program operations – other				
3	funds	PR	C	–0–	–0–
4	(nk) Geographic information systems,				
5	general program operations —				
6	service fds.	PR-S	C	1,109,000	1,109,000
7	(zq) Gifts and donations	SEG	C	–0–	–0–
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			7,668,700	7,744,000
	PROGRAM REVENUE			7,653,600	7,653,600
	OTHER			(922,200)	(922,200)
	SERVICE			(6,731,400)	(6,731,400)
	SEGREGATED FUNDS			23,340,200	23,567,100
	FEDERAL			(4,500,400)	(4,500,400)
	OTHER			(18,839,800)	(19,066,700)
	SERVICE			(–0–)	(–0–)
	TOTAL-ALL SOURCES			38,662,500	38,964,700
8	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
9	(eg) Gifts and grants; environmental				
10	management systems	PR	C	–0–	–0–
11	(gb) Education programs – program fees	PR	B	59,300	59,300
12	(hk) Approval fees to Lac du Flambeau				
13	band-service funds	PR-S	A	100,000	100,000
14	(hs) Approval fees from Lac du				
15	Flambeau band	SEG	C	–0–	–0–
16	(ht) Approval fees to Lac du Flambeau				
17	band	SEG	S	–0–	–0–
18	(hu) Handling, issuing and approval list				
19	fees	SEG	C	464,000	534,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(iq) Natural resources magazine	SEG	C	873,000	923,000
2	(is) Statewide recycling administration	SEG	A	366,700	366,700
3	(jL) Fox river management; fees	PR	C	-0-	-0-
4	(ju) Fox river management	SEG	B	121,700	121,700
5	(ma) General program operations – state				
6	funds	GPR	A	2,394,200	2,367,000
7	(mh) General programs operations –				
8	stationary sources	PR	A	496,600	496,600
9	(mi) General program operations —				
10	private and public sources	PR	C	40,000	40,000
11	(mj) General program operations —				
12	solid and hazardous waste	PR	A	136,200	136,200
13	(mk) General program operations —				
14	service funds	PR-S	C	100,200	100,200
15	(mm) General program operations –				
16	federal funds	PR-F	C	251,100	236,900
17	(mq) General program operations –				
18	mobile sources	SEG	A	158,900	158,900
19	(ms) General program operations —				
20	cooperative environmental				
21	assistance	SEG	A	120,300	120,300
22	(mt) Aids administration —				
23	environmental improvement				
24	programs; state funds	SEG	A	1,013,200	1,013,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(mu) General program operations – state				
2	funds	SEG	A	10,882,600	10,808,300
3	(mv) General program operations —				
4	environmental fund	SEG	A	582,600	582,600
5	(mw) Aids administration – snowmobile				
6	recreation	SEG	A	145,700	140,700
7	(mx) Aids administration – clean water				
8	fund program; federal funds	SEG-F	C	981,100	981,100
9	(my) General program operations –				
10	federal funds	SEG-F	C	100,900	100,900
11	(mz) Indirect cost reimbursements	SEG-F	C	622,300	622,300
12	(nq) Aids administration – dry cleaner				
13	environmental response	SEG	A	47,200	47,200
14	(ny) Aids administration – safe drinking				
15	water loan programs; federal funds	SEG-F	C	99,600	99,600
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,394,200	2,367,000
	PROGRAM REVENUE			1,183,400	1,169,200
	FEDERAL			(251,100)	(236,900)
	OTHER			(732,100)	(732,100)
	SERVICE			(200,200)	(200,200)
	SEGREGATED FUNDS			16,579,800	16,620,500
	FEDERAL			(1,803,900)	(1,803,900)
	OTHER			(14,775,900)	(14,816,600)
	TOTAL-ALL SOURCES			20,157,400	20,156,700
	20.370 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			168,999,900	170,195,000
	PROGRAM REVENUE			44,561,900	44,697,100
	FEDERAL			(16,032,900)	(15,838,400)
	OTHER			(17,882,800)	(17,920,800)
	SERVICE			(10,646,200)	(10,937,900)
	SEGREGATED FUNDS			239,625,200	229,514,100

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
FEDERAL				(26,031,000)	(26,031,000)
OTHER				(213,594,200)	(203,483,100)
SERVICE				(-0-)	(-0-)
TOTAL-ALL SOURCES				453,187,000	444,406,200
1	20.380 Tourism, department of				
2	(1) TOURISM DEVELOPMENT PROMOTION				
3	(a) General program operations	GPR	A	3,926,900	3,926,900
4	(b) Tourism marketing; general				
5	purpose revenue	GPR	A	8,491,000	8,491,000
6	(bm) Heritage tourism program	GPR	B	135,400	135,400
7	(g) Gifts, grants and proceeds	PR	C	6,200	6,200
8	(h) Tourism promotion; sale of surplus				
9	property	PR	C	-0-	-0-
10	(j) Tourism promotion – private and				
11	public sources	PR	C	100,000	100,000
12	(k) Sale of materials or services	PR-S	C	-0-	-0-
13	(ka) Sales of materials or services-local				
14	assistance	PR-S	C	-0-	-0-
15	(kb) Sales of materials or				
16	services-individuals and				
17	organizations	PR-S	C	-0-	-0-
18	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-
19	(kg) Tourism marketing; gaming				
20	revenue	PR-S	C	3,976,500	3,969,500
21	(km) Tourist information assistant	PR	A	23,500	30,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(m) Federal aid–state operations	PR-F	C	–0–	–0–
2	(n) Federal aid–local assistance	PR-F	C	–0–	–0–
3	(o) Federal aid–individuals and				
4	organizations	PR-F	C	–0–	–0–
5	(q) Administrative				
6	services–conservation fund	SEG	A	46,400	46,400
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			12,553,300	12,553,300
	PROGRAM REVENUE			4,106,200	4,106,200
	FEDERAL			(–0–)	(–0–)
	OTHER			(129,700)	(136,700)
	SERVICE			(3,976,500)	(3,969,500)
	SEGREGATED FUNDS			46,400	46,400
	OTHER			(46,400)	(46,400)
	TOTAL–ALL SOURCES			16,705,900	16,705,900
7	(2) KICKAPOO VALLEY RESERVE				
8	(dq) Kickapoo valley reserve; aids in lieu				
9	of taxes	GPR	S	–0–	–0–
10	(ip) Kickapoo reserve management				
11	board; program services	PR	C	–0–	–0–
12	(ir) Kickapoo reserve management				
13	board; gifts and grants	PR	C	–0–	–0–
14	(ms) Kickapoo reserve management				
15	board; federal aid	PR-F	C	–0–	–0–
16	(q) Kickapoo reserve management				
17	board; general program operations	SEG	A	194,100	194,100
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
OTHER			(-0-)	(-0-)
SEGREGATED FUNDS			194,100	194,100
OTHER			(194,100)	(194,100)
TOTAL-ALL SOURCES			194,100	194,100

20.380 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES			12,553,300	12,553,300
PROGRAM REVENUE			4,106,200	4,106,200
FEDERAL			(-0-)	(-0-)
OTHER			(129,700)	(136,700)
SERVICE			(3,976,500)	(3,969,500)
SEGREGATED FUNDS			240,500	240,500
OTHER			(240,500)	(240,500)
TOTAL-ALL SOURCES			16,900,000	16,900,000

1	20.395 Transportation, department of			
2	(1) AIDS			
3	(ar) Corrections of transportation aid			
4	payments	SEG	S	-0- -0-
5	(as) Transportation aids to counties,			
6	state funds	SEG	A	81,106,700 83,886,400
7	(at) Transportation aids to			
8	municipalities, state funds	SEG	A	255,171,300 263,916,400
9	(br) Milwaukee urban area rail transit			
10	system planning study, state funds	SEG	A	-0- -0-
11	(bs) Demand management and			
12	ride-sharing grants, state funds	SEG	A	336,000 336,000
13	(bt) Urban rail transit system grants	SEG	C	-0- -0-
14	(bv) Transit and demand management			
15	aids, local funds	SEG-L	C	110,000 110,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bx) Transit and demand management				
2	aids, federal funds	SEG-F	C	20,000,000	20,000,000
3	(cq) Elderly and disabled capital aids,				
4	state funds	SEG	C	853,600	913,400
5	(cr) Elderly and disabled county aids,				
6	state funds	SEG	A	6,890,400	7,372,700
7	(cv) Elderly and disabled aids, local				
8	funds	SEG-L	C	588,500	603,400
9	(cx) Elderly and disabled aids, federal				
10	funds	SEG-F	C	1,500,000	1,500,000
11	(ex) Highway safety, local assistance,				
12	federal funds	SEG-F	C	1,700,000	1,700,000
13	(fq) Connecting highways aids, state				
14	funds	SEG	A	12,851,900	12,851,900
15	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000
16	(ft) Lift bridge aids, state funds	SEG	B	1,763,400	1,425,000
17	(fu) County forest road aids, state funds	SEG	A	303,300	303,300
18	(gq) Expressway policing aids, state				
19	funds	SEG	A	970,800	970,800
20	(hq) Tier A transit operating aids, state				
21	funds	SEG	A	47,438,100	-0-
22	(hr) Tier B transit operating aids, state				
23	funds	SEG	A	18,767,900	19,804,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(hs) Tier C transit operating aids, state				
2	funds	SEG	A	5,069,300	5,349,100
3	(ht) Tier A-1 transit operating aids,				
4	state funds	SEG	A	13,388,900	53,555,600
5	(hu) Tier A-2 transit operating aids,				
6	state funds	SEG	A	3,574,400	14,297,600
	(1) PROGRAM TOTALS				
	SEGREGATED FUNDS			472,984,500	489,495,800
	FEDERAL			(23,200,000)	(23,200,000)
	OTHER			(449,086,000)	(465,582,400)
	LOCAL			(698,500)	(713,400)
	TOTAL-ALL SOURCES			472,984,500	489,495,800
7	(2) LOCAL TRANSPORTATION ASSISTANCE				
8	(aq) Accelerated local bridge				
9	improvement assistance, state				
10	funds	SEG	C	6,500,000	-0-
11	(av) Accelerated local bridge				
12	improvement assistance, local				
13	funds	SEG-L	C	2,500,000	-0-
14	(ax) Accelerated local bridge				
15	improvement assistance, federal				
16	funds	SEG-F	C	51,000,000	-0-
17	(bq) Rail service assistance, state funds	SEG	C	666,800	666,800
18	(bu) Freight rail infrastructure				
19	improvements, state funds	SEG	C	3,579,800	3,079,800
20	(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bw) Freight rail assistance loan				
2	repayments, local funds	SEG-L	C	2,000,000	2,500,000
3	(bx) Rail service assistance, federal				
4	funds	SEG-F	C	50,000	50,000
5	(cq) Harbor assistance, state funds	SEG	C	586,800	586,800
6	(cr) Rail passenger service, state funds	SEG	C	371,200	408,400
7	(ct) Passenger railroad station				
8	improvement grants, state funds	SEG	B	60,000	-0-
9	(cu) Passenger railroad station				
10	improvement grants, local funds	SEG-L	C	120,000	-0-
11	(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
12	(cx) Rail passenger service; federal				
13	funds	SEG-F	C	3,841,300	3,675,400
14	(dq) Aeronautics assistance, state funds	SEG	C	11,832,200	11,832,200
15	(ds) Aviation career education, state				
16	funds	SEG	A	95,300	138,300
17	(dv) Aeronautics assistance, local funds	SEG-L	C	6,985,200	6,985,200
18	(dx) Aeronautics assistance, federal				
19	funds	SEG-F	C	20,000,000	20,000,000
20	(eq) Highway and local bridge				
21	improvement assistance, state				
22	funds	SEG	C	8,472,300	8,472,300
23	(ev) Local bridge improvement				
24	assistance, local funds	SEG-L	C	8,780,400	8,780,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ex) Local bridge improvement				
2	assistance, federal funds	SEG-F	C	26,288,200	26,288,200
3	(fr) Local roads improvement program,				
4	state funds	SEG	C	21,656,200	20,656,200
5	(fv) Local transportation facility				
6	improvement assistance, local				
7	funds	SEG-L	C	36,428,200	33,928,200
8	(fx) Local transportation facility				
9	improvement assistance, federal				
10	funds	SEG-F	C	77,379,700	71,379,700
11	(gj) Railroad crossing protection				
12	installation and maintenance, state				
13	funds	SEG	C	-0-	-0-
14	(gq) Railroad crossing improvement and				
15	protection maintenance, state funds	SEG	A	2,250,000	2,250,000
16	(gr) Railroad crossing improvement and				
17	protection installation, state funds	SEG	C	450,000	450,000
18	(gs) Railroad crossing repair assistance,				
19	state funds	SEG	C	250,000	250,000
20	(gv) Railroad crossing improvement,				
21	local funds	SEG-L	C	-0-	-0-
22	(gx) Railroad crossing improvement,				
23	federal funds	SEG-F	C	3,549,300	3,549,300
24	(hq) Multimodal transportation studies,				
25	state funds	SEG	C	750,000	750,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(hx) Multimodal transportation studies,				
2	federal funds	SEG-F	C	-0-	-0-
3	(iq) Transportation facilities economic				
4	assistance and development, state				
5	funds	SEG	C	3,500,000	3,500,000
6	(iv) Transportation facilities economic				
7	assistance and development, local				
8	funds	SEG-L	C	3,500,000	3,500,000
9	(iw) Transportation facility				
10	improvement loans, local funds	SEG-L	C	-0-	-0-
11	(ix) Transportation facilities economic				
12	assistance & development, federal				
13	funds	SEG-F	C	-0-	-0-
14	(jq) Surface transportation grants, state				
15	funds	SEG	C	-0-	-0-
16	(jv) Surface transportation grants, local				
17	funds	SEG-L	C	680,000	680,000
18	(jx) Surface transportation grants,				
19	federal funds	SEG-F	C	2,720,000	2,720,000
20	(kv) Congestion mitigation and air				
21	quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
22	(kx) Congestion mitigation and air				
23	quality improvement, federal funds	SEG-F	C	12,498,500	12,498,500
24	(nv) Transportation enhancement				
25	activities, local funds	SEG-L	C	1,562,000	1,562,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(nx) Transportation enhancement				
2	activities, federal funds	SEG-F	C	6,248,000	6,248,000
3	(ny) Milwaukee lakeshore walkway	SEG-F	B	1,000,000	1,000,000
4	(ph) Transportation infrastructure				
5	loans, gifts and grants	SEG	C	-0-	-0-
6	(pq) Transportation infrastructure				
7	loans, state funds	SEG	C	-0-	-0-
8	(pu) Transportation infrastructure				
9	loans, service funds	SEG-S	C	-0-	-0-
10	(pv) Transportation infrastructure				
11	loans, local funds	SEG-L	C	-0-	-0-
12	(px) Transportation infrastructure				
13	loans, federal funds	SEG-F	C	-0-	-0-
		(2) PROGRAM TOTALS			
	SEGREGATED FUNDS			331,776,100	262,010,400
	FEDERAL			(204,575,000)	(147,409,100)
	OTHER			(61,020,600)	(53,040,800)
	SERVICE			(-0-)	(-0-)
	LOCAL			(66,180,500)	(61,560,500)
	TOTAL-ALL SOURCES			331,776,100	262,010,400
14	(3) STATE HIGHWAY FACILITIES				
15	(bq) Major highway development, state				
16	funds	SEG	C	48,966,000	42,158,200
17	(br) Major highway development,				
18	service funds	SEG-S	C	113,210,300	119,907,200
19	(bv) Major highway development, local				
20	funds	SEG-L	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(bx) Major highway development,				
2	federal funds	SEG-F	C	57,328,100	57,948,500
3	(cq) State highway rehabilitation, state				
4	funds	SEG	C	250,684,000	247,536,200
5	(cv) State highway rehabilitation, local				
6	funds	SEG-L	C	2,000,000	2,000,000
7	(cx) State highway rehabilitation,				
8	federal funds	SEG-F	C	295,390,200	301,215,500
9	(eq) Highway maintenance, repair and				
10	traffic operations, state funds	SEG	B	154,228,300	154,738,300
11	(ev) Highway maintenance, repair and				
12	traffic operations, local funds	SEG-L	C	250,000	250,000
13	(ex) Highway maintenance, repair and				
14	traffic operations, federal funds	SEG-F	C	1,194,000	1,194,000
15	(iq) Administration and planning, state				
16	funds	SEG	A	19,486,000	19,431,000
17	(ir) Disadvantaged business				
18	mobilization assistance, state funds	SEG	C	-0-	-0-
19	(iv) Administration and planning, local				
20	funds	SEG-L	C	-0-	-0-
21	(ix) Administration and planning,				
22	federal funds	SEG-F	C	5,800,000	5,800,000
		(3) PROGRAM TOTALS			
	SEGREGATED FUNDS			948,536,900	952,178,900
	FEDERAL			(359,712,300)	(366,158,000)
	OTHER			(473,364,300)	(463,863,700)
	SERVICE			(113,210,300)	(119,907,200)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	LOCAL			(2,250,000)	(2,250,000)
	TOTAL-ALL SOURCES			948,536,900	952,178,900
1	(4) GENERAL TRANSPORTATION OPERATIONS				
2	(aq) Departmental management and				
3	operations, state funds	SEG	A	48,756,400	50,070,500
4	(ar) Minor construction projects, state				
5	funds	SEG	C	-0-	-0-
6	(at) Capital building projects, service				
7	funds	SEG-S	C	2,785,400	2,785,400
8	(av) Departmental management and				
9	operations, local funds	SEG-L	C	369,000	369,000
10	(ax) Departmental management and				
11	operations, federal funds	SEG-F	C	13,677,900	13,715,300
12	(ch) Gifts and grants	SEG	C	-0-	-0-
13	(dq) Demand management	SEG	A	280,300	280,300
14	(eq) Data processing services, service				
15	funds	SEG-S	C	15,109,600	15,109,600
16	(er) Fleet operations, service funds	SEG-S	C	11,985,200	12,185,200
17	(es) Other department services,				
18	operations, service funds	SEG-S	C	1,051,100	1,051,100
19	(et) Equipment acquisition	SEG	A	-0-	-0-
20	(ew) Operating budget supplements,				
21	state funds	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			94,014,900	95,566,400
	FEDERAL			(13,677,900)	(13,715,300)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
	OTHER			(49,036,700)	(50,350,800)
	SERVICE			(30,931,300)	(31,131,300)
	LOCAL			(369,000)	(369,000)
	TOTAL-ALL SOURCES			94,014,900	95,566,400
1	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
2	(cg) Vehicle registration, telephone				
3	renewal transactions, state funds	PR	C	-0-	-0-
4	(ch) Repaired salvage vehicle				
5	examinations, state funds	PR	C	-0-	-0-
6	(ci) Breath screening instruments,				
7	state funds	PR	C	290,900	-0-
8	(cj) Vehicle registration, special group				
9	plates, state funds	PR	C	-0-	-0-
10	(cL) Licensing fees, state funds	PR	C	-0-	-0-
11	(cq) Veh. reg., insp. & maint., driver				
12	licensing & aircraft reg., state				
13	funds	SEG	A	67,741,100	68,595,300
14	(cx) Vehicle registration and driver				
15	licensing, federal funds	SEG-F	C	200,000	200,000
16	(dg) Escort, security and traffic				
17	enforcement services, state funds	PR	C	79,200	79,200
18	(dh) Traffic academy tuition payments,				
19	state funds	PR	C	341,500	374,800
20	(di) Chemical testing training and				
21	services, state funds	PR	A	1,041,500	1,003,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(dk) Public safety radio management,				
2	service funds	PR-S	C	202,200	202,200
3	(dL) Public safety radio management,				
4	state funds	PR	C	22,000	22,000
5	(dq) Vehicle inspection, traffic				
6	enforcement and radio				
7	management, state funds	SEG	A	42,926,900	44,019,200
8	(dx) Vehicle inspection and traffic				
9	enforcement, federal funds	SEG-F	C	2,194,800	2,159,800
10	(hq) Motor veh. emission insp. and				
11	maint. program, contractor costs,				
12	state funds	SEG	A	7,881,700	7,881,700
13	(hx) Motor vehicle emission inspection				
14	and maintenance programs, federal				
15	funds	SEG-F	C	2,528,000	2,854,800
16	(iv) Municipal and county registration				
17	fee, local funds	SEG-L	C	-0-	-0-
18	(jr) Pretrial intoxicated driver				
19	intervention grants, state funds	SEG	A	265,000	464,700

(5) PROGRAM TOTALS

PROGRAM REVENUE	1,977,300	1,682,000
OTHER	(1,775,100)	(1,479,800)
SERVICE	(202,200)	(202,200)
SEGREGATED FUNDS	123,737,500	126,175,500
FEDERAL	(4,922,800)	(5,214,600)
OTHER	(118,814,700)	(120,960,900)
LOCAL	(-0-)	(-0-)
TOTAL-ALL SOURCES	125,714,800	127,857,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(6) DEBT SERVICES				
2	(aq) Principal repayment and interest,				
3	transportation facilities, state funds	SEG	S	6,110,100	6,015,900
4	(ar) Principal repayment and interest,				
5	buildings, state funds	SEG	S	510,100	327,600
	(6) PROGRAM TOTALS				
	SEGREGATED FUNDS			6,620,200	6,343,500
	OTHER			(6,620,200)	(6,343,500)
	TOTAL-ALL SOURCES			6,620,200	6,343,500
6	(9) GENERAL PROVISIONS				
7	(qh) Highways, bridges and local				
8	transportation assistance clearing				
9	account	SEG	C	-0-	-0-
10	(qj) Hwys., bridges & local transp.				
11	assist. clearing acct., fed. funded				
12	pos.	SEG-F	C	-0-	-0-
	(9) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.395 DEPARTMENT TOTALS				
	PROGRAM REVENUE			1,977,300	1,682,000
	OTHER			(1,775,100)	(1,479,800)
	SERVICE			(202,200)	(202,200)
	SEGREGATED FUNDS			1,977,670,100	1,931,770,500
	FEDERAL			(606,088,000)	(555,697,000)
	OTHER			(1,157,942,500)	(1,160,142,100)
	SERVICE			(144,141,600)	(151,038,500)
	LOCAL			(69,498,000)	(64,892,900)
	TOTAL-ALL SOURCES			1,979,647,400	1,933,452,500

Environmental Resources

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUES			209,555,300	214,747,600
PROGRAM REVENUE			50,645,400	50,485,300
FEDERAL			(16,032,900)	(15,838,400)
OTHER			(19,787,600)	(19,537,300)
SERVICE			(14,824,900)	(15,109,600)
SEGREGATED FUNDS			2,223,344,400	2,165,838,700
FEDERAL			(632,119,000)	(581,728,000)
OTHER			(1,377,585,800)	(1,368,179,300)
SERVICE			(144,141,600)	(151,038,500)
LOCAL			(69,498,000)	(64,892,900)
TOTAL-ALL SOURCES			2,483,545,100	2,431,071,600

Human Relations and Resources

1	20.410 Corrections, department of				
2	(1) ADULT CORRECTIONAL SERVICES				
3	(a) General program operations	GPR	A	288,666,200	304,335,200
4	(aa) Institutional repair and				
5	maintenance	GPR	A	3,222,400	3,514,200
6	(ab) Corrections contracts and				
7	agreements	GPR	A	85,122,100	85,224,100
8	(b) Services for community corrections	GPR	A	111,341,900	124,599,400
9	(bm) Pharmacological treatment for				
10	certain child sex offenders	GPR	A	676,800	676,800
11	(bn) Reimbursing counties for probation,				
12	extended supervision and parole				
13	holds	GPR	A	4,019,800	4,019,800
14	(c) Reimbursement claims of counties				
15	containing state prisons	GPR	S	261,900	261,900
16	(cm) Home detention program	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cw) Mother–young child care program	GPR	A	200,000	200,000
2	(d) Purchased services for offenders	GPR	A	14,962,900	15,157,800
3	(e) Principal repayment and interest	GPR	S	49,422,800	49,709,200
4	(ec) Prison industries principal, interest				
5	and rebates	GPR	S	–0–	–0–
6	(ed) Correctional facilities rental	GPR	A	–0–	–0–
7	(ef) Lease rental payments	GPR	S	–0–	–0–
8	(f) Energy costs	GPR	A	9,632,700	9,882,700
9	(fm) Offender release information	GPR	B	–0–	–0–
10	(g) Loan fund for persons on probation,				
11	extended supervision or parole	PR	A	6,000	6,000
12	(gb) Drug testing	PR	C	38,900	38,900
13	(gc) Sex offender honesty testing	PR	C	–0–	–0–
14	(ge) Administrative and minimum				
15	supervision	PR	A	488,300	488,400
16	(gf) Probation, parole and extended				
17	supervision	PR	A	4,165,000	4,165,000
18	(gg) Supervision of defendants and				
19	offenders	PR	A	–0–	–0–
20	(gh) Supervision of persons on lifetime				
21	supervision	PR	A	–0–	–0–
22	(gi) General operations	PR	A	1,153,100	1,153,100
23	(gm) Sale of fuel and utility service	PR	A	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(gr) Home detention services	PR	A	1,522,800	1,523,500
2	(gt) Telephone company commissions	PR	A	1,053,700	832,700
3	(h) Administration of restitution	PR	A	680,900	680,900
4	(hm) Private business employment of				
5	inmates and residents	PR	A	693,000	693,000
6	(i) Gifts and grants	PR	C	33,400	33,400
7	(j) State-owned housing maintenance	PR	A	-0-	-0-
8	(kc) Correctional institution enterprises;				
9	inmate activities and employment	PR-S	C	1,042,900	1,042,900
10	(kf) Correctional farms	PR-S	A	3,260,200	3,374,200
11	(kh) Victim services and programs	PR-S	A	104,100	171,400
12	(kk) Institutional operations and				
13	charges	PR-S	A	12,795,000	12,795,700
14	(km) Prison industries	PR-S	A	20,808,900	21,508,000
15	(ko) Prison industries principal				
16	repayment, interest and rebates	PR-S	S	97,600	101,900
17	(kp) Correctional officer training	PR-S	A	1,440,700	1,440,700
18	(kx) Interagency and intra-agency				
19	programs	PR-S	C	2,767,400	3,358,900
20	(ky) Interagency and intra-agency aids	PR-S	C	1,442,100	1,442,100
21	(kz) Interagency and intra-agency local				
22	assistance	PR-S	C	-0-	-0-
23	(m) Federal project operations	PR-F	C	2,473,100	2,473,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(n) Federal program operations	PR-F	C	86,800	86,800
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			567,529,500	597,581,100
	PROGRAM REVENUE			56,153,900	57,410,600
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(9,835,100)	(9,614,900)
	SERVICE			(43,758,900)	(45,235,800)
	TOTAL-ALL SOURCES			623,683,400	654,991,700
2	(2) PAROLE COMMISSION				
3	(a) General program operations	GPR	A	727,800	727,800
4	(kx) Interagency and intra-agency				
5	programs	PR-S	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			727,800	727,800
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			727,800	727,800
6	(3) JUVENILE CORRECTIONAL SERVICES				
7	(a) General program operations	GPR	A	1,498,200	1,498,200
8	(ba) Mendota juvenile treatment center	GPR	A	1,273,900	1,379,300
9	(bb) Juvenile boot camp program	GPR	A	844,400	712,800
10	(c) Reimbursement claims of counties				
11	containing secured correctional				
12	facilities	GPR	A	200,000	200,000
13	(cd) Community youth and family aids	GPR	A	81,734,500	83,734,500
14	(cg) Serious juvenile offenders	GPR	B	11,973,400	14,407,100
15	(d) Youth diversion	GPR	A	380,000	380,000
16	(e) Principal repayment and interest	GPR	S	4,361,400	4,131,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(f) Community intervention program	GPR	A	5,000,000	5,000,000
2	(g) Legal service collections	PR	C	-0-	-0-
3	(gg) Collection remittances to local units				
4	of government	PR	C	-0-	-0-
5	(hm) Juvenile correctional services	PR	A	61,540,700	61,471,800
6	(ho) Juvenile residential aftercare	PR	A	10,566,600	12,387,500
7	(hr) Juvenile corrective sanctions				
8	program	PR	A	3,544,500	3,609,400
9	(i) Gifts and grants	PR	C	5,300	5,300
10	(j) State-owned housing maintenance	PR	A	35,000	35,000
11	(jr) Institutional operations and				
12	charges	PR	A	208,600	208,600
13	(jv) Secure detention services	PR	C	-0-	-0-
14	(kj) Youth diversion program	PR-S	A	720,000	720,000
15	(ko) Interagency programs; community				
16	youth and family aids	PR-S	C	2,449,200	2,449,200
17	(kp) Interagency programs; alcohol and				
18	other drug abuse	PR-S	C	300,000	300,000
19	(kx) Interagency and intra-agency				
20	programs	PR-S	C	1,251,200	1,251,200
21	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
22	(kz) Interagency and intra-agency local				
23	assistance	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(m) Federal project operations	PR-F	C	-0-	-0-
2	(n) Federal program operations	PR-F	C	30,000	30,000
3	(o) Federal aid; foster care and				
4	treatment foster care	PR-F	C	-0-	-0-
5	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			107,265,800	111,443,500
	PROGRAM REVENUE			80,651,100	82,468,000
	FEDERAL			(30,000)	(30,000)
	OTHER			(75,900,700)	(77,717,600)
	SERVICE			(4,720,400)	(4,720,400)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			187,916,900	193,911,500
20.410 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			675,523,100	709,752,400
	PROGRAM REVENUE			136,805,000	139,878,600
	FEDERAL			(2,589,900)	(2,589,900)
	OTHER			(85,735,800)	(87,332,500)
	SERVICE			(48,479,300)	(49,956,200)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			812,328,100	849,631,000
6	20.425 Employment relations commission				
7	(1) PROMOTION OF PEACE IN LABOR RELATIONS				
8	(a) General program operations	GPR	A	2,662,600	2,662,600
9	(g) Publications	PR	A	31,200	19,300
10	(h) Collective bargaining training	PR	A	50,500	12,000
11	(i) Fees	PR	A	190,200	190,200
20.425 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			2,662,600	2,662,600
	PROGRAM REVENUE			271,900	221,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(271,900)	(221,500)
	TOTAL-ALL SOURCES			2,934,500	2,884,100
1	20.432 Board on aging and long-term care				
2	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
3	(a) General program operations	GPR	A	578,400	618,500
4	(i) Gifts and grants	PR	C	-0-	-0-
5	(k) Contracts with state agencies	PR-S	A	842,700	1,072,000
6	(kb) Insurance and other information,				
7	counseling and assistance	PR-S	A	229,500	248,800
8	(m) Federal aid	PR-F	C	-0-	-0-
	20.432 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			578,400	618,500
	PROGRAM REVENUE			1,072,200	1,320,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,072,200)	(1,320,800)
	TOTAL-ALL SOURCES			1,650,600	1,939,300
9	20.433 Child abuse and neglect prevention board				
10	(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
11	(b) Early childhood family education				
12	center grants	GPR	A	-0-	-0-
13	(g) General program operations	PR	A	296,400	309,500
14	(h) Grants to organizations	PR	C	1,480,000	1,480,000
15	(i) Gifts and grants	PR	C	-0-	-0-
16	(k) Interagency programs	PR-S	C	340,000	340,000
17	(m) Federal project operations	PR-F	C	108,500	108,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ma) Federal project aids	PR-F	C	350,000	350,000
2	(q) Children's trust fund grants	SEG	C	-0-	-0-
3	(r) Children's trust fund; general				
4	program operations and statewide				
5	projects	SEG	A	30,000	30,000
20.433 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			2,574,900	2,588,000
	FEDERAL			(458,500)	(458,500)
	OTHER			(1,776,400)	(1,789,500)
	SERVICE			(340,000)	(340,000)
	SEGREGATED FUNDS			30,000	30,000
	OTHER			(30,000)	(30,000)
	TOTAL-ALL SOURCES			2,604,900	2,618,000
6	20.434 Adolescent pregnancy prevention and pregnancy services				
7	(1) ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY SERVICES				
8	(a) General program operations	GPR	A	22,400	22,400
9	(b) Grants to organizations	GPR	A	87,900	87,900
10	(kp) Interagency and intra-agency				
11	programs	PR-S	A	89,800	89,800
12	(ky) Interagency and intra-agency aids;				
13	pregnancy prevention and services	PR-S	C	351,400	351,400
20.434 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			110,300	110,300
	PROGRAM REVENUE			441,200	441,200
	SERVICE			(441,200)	(441,200)
	TOTAL-ALL SOURCES			551,500	551,500
14	20.435 Health and family services, department of				
15	(1) PUBLIC HEALTH SVCS PLANNING, REG & DELIVERY; PUBLIC HLTH; STATE OPERATIONS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(a) General program operations	GPR	A	5,091,000	5,243,000
2	(gm) Licensing, review and certifying				
3	activities fee; supplies and services	PR	A	4,955,000	5,097,000
4	(gr) Supplemental food program for				
5	women, infants and children				
6	adminstration	PR	C	-0-	-0-
7	(i) Gifts and grants	PR	C	174,500	204,900
8	(jb) Congenital disorders; operations	PR	A	16,200	16,200
9	(kx) Interagency and intra-agency				
10	programs	PR-S	C	671,600	715,400
11	(m) Federal project operations	PR-F	C	11,765,300	12,689,700
12	(mc) Block grant operations	PR-F	C	6,077,100	6,079,000
13	(n) Federal program operations	PR-F	C	2,962,500	2,973,200
14	(q) Groundwater and air quality				
15	standards	SEG	A	331,000	331,000
16	(tc) Program operations; statewide				
17	tobacco control program	SEG	B	400,000	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			5,091,000	5,243,000
	PROGRAM REVENUE			26,622,200	27,775,400
	FEDERAL			(20,804,900)	(21,741,900)
	OTHER			(5,145,700)	(5,318,100)
	SERVICE			(671,600)	(715,400)
	SEGREGATED FUNDS			731,000	331,000
	OTHER			(731,000)	(331,000)
	TOTAL-ALL SOURCES			32,444,200	33,349,400
18	(2) CARE AND TREATMENT FACILITIES				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(a) General program operations	GPR	A	39,482,600	39,743,400
2	(aa) Institutional repair and				
3	maintenance	GPR	A	415,700	442,400
4	(b) Wisconsin resource center	GPR	A	20,118,700	27,535,400
5	(bj) Conditional and supervised release				
6	treatment and services	GPR	B	3,568,500	4,060,300
7	(bm) Secure mental health units or				
8	facilities	GPR	A	8,866,600	8,141,200
9	(ee) Principal repayment and interest	GPR	S	10,373,700	10,925,900
10	(ef) Lease rental payments	GPR	S	-0-	-0-
11	(f) Energy costs	GPR	A	2,241,900	2,283,600
12	(gk) Institutional operations and				
13	charges	PR	A	150,426,300	152,571,600
14	(gs) Sex offender honesty testing	PR	C	-0-	-0-
15	(i) Gifts and grants	PR	C	173,400	173,400
16	(kx) Interagency and intra-agency				
17	programs	PR-S	C	6,788,200	6,897,300
18	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
19	(kz) Interagency and intra-agency local				
20	assistance	PR-S	C	-0-	-0-
21	(m) Federal project operations	PR-F	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			85,067,700	93,132,200
	PROGRAM REVENUE			157,387,900	159,642,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(150,599,700)	(152,745,000)

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	1999-00	2000-01
SERVICE					(6,788,200)	(6,897,300)
TOTAL-ALL SOURCES					242,455,600	252,774,500
1	(3)	CHILDREN AND FAMILY SERVICES				
2	(a)	General program operations	GPR	A	3,023,600	3,086,100
3	(bc)	Grants for community programs	GPR	A	697,200	697,200
4	(bm)	Assistance for children and families	GPR	S	-0-	250,000
5	(c)	Statutory rape prosecution pilot				
6		program	GPR	C	183,700	-0-
7	(cd)	Domestic abuse grants	GPR	A	5,070,200	5,070,200
8	(cf)	Foster, treatment foster and				
9		family-operated group home ins. &				
10		liability	GPR	A	60,000	60,000
11	(cw)	Milwaukee child welfare services;				
12		general program operations	GPR	A	10,870,200	11,177,700
13	(cx)	Milwaukee child welfare services;				
14		aids	GPR	A	23,478,400	12,161,500
15	(dd)	State foster care and adoption				
16		services	GPR	A	19,838,100	23,337,300
17	(de)	Child abuse and neglect prevention				
18		grants	GPR	A	995,700	995,700
19	(df)	Child abuse and neglect prevention				
20		technical assistance	GPR	A	160,000	160,000
21	(dg)	State adoption information				
22		exchange and state adoption center	GPR	A	125,000	125,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(dn) Food distribution grants	GPR	A	170,000	170,000
2	(eg) Adolescent services	GPR	A	115,000	592,400
3	(fm) Community alcohol and other drug				
4	abuse prevention program	GPR	A	250,000	-0-
5	(gb) National and community service				
6	board; gifts and grants	PR-F	C	-0-	-0-
7	(gx) Milwaukee child welfare services;				
8	collections	PR	C	2,992,300	2,992,300
9	(hh) Domestic abuse assessment grants	PR	C	300,000	300,000
10	(i) Gifts and grants	PR	C	-0-	-0-
11	(jb) Fees for administrative services	PR	C	20,000	20,000
12	(jj) Searches for birth parents and				
13	adoption record information;				
14	foreign adopt	PR	A	60,800	60,800
15	(jm) Licensing activities	PR	A	758,000	758,300
16	(kc) Interagency and intra-agency aids;				
17	kinship care and long-term kinship				
18	care	PR-S	A	22,965,400	24,521,700
19	(kd) Kinship care and long-term kinship				
20	care assessments	PR-S	A	1,464,000	1,464,000
21	(km) Federal block grant transfer; aids	PR-S	A	2,492,100	2,517,100
22	(kw) Interagency and intra-agency aids;				
23	Milwaukee child welfare services	PR-S	C	58,893,500	58,893,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	4,327,800	4,404,800
3	(ky) Interagency and intra-agency aids	PR-S	C	815,000	815,000
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	1,090,000	1,090,000
6	(m) Federal project operations	PR-F	C	270,200	270,300
7	(ma) Federal project aids	PR-F	C	1,593,300	1,468,300
8	(mb) Federal project local assistance	PR-F	C	-0-	-0-
9	(mc) Federal block grant operations	PR-F	C	2,313,000	2,051,200
10	(md) Federal block grant aids	PR-F	C	6,314,700	5,114,700
11	(me) Federal block grant local assistance	PR-F	C	250,000	-0-
12	(mw) Federal aid; Milwaukee child				
13	welfare services general program				
14	operations	PR-F	C	4,617,400	4,891,000
15	(mx) Federal aid; Milwaukee child				
16	welfare services aids	PR-F	C	6,187,300	6,934,800
17	(n) Federal program operations	PR-F	C	3,325,200	5,478,800
18	(na) Federal program aids	PR-F	C	2,915,000	2,915,000
19	(nL) Federal program local assistance	PR-F	C	4,360,600	5,889,200
20	(o) Community aids; prevention				
21	activities	PR-F	C	2,710,100	2,710,100
22	(om) National and community service				
23	board; federal aid for				
24	administration	PR-F	A	194,600	194,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(p) National and community service				
2	board; federal aid for grants	PR-F	C	2,074,500	2,074,500
3	(pd) Federal aid; state foster care and				
4	adoption services	PR-F	C	18,433,300	21,622,800
5	(pm) Federal aid; adoption incentive				
6	payments	PR-F	C	1,031,700	307,800
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			65,037,100	57,883,100
	PROGRAM REVENUE			152,769,800	159,760,600
	FEDERAL			(56,590,900)	(61,923,100)
	OTHER			(4,131,100)	(4,131,400)
	SERVICE			(92,047,800)	(93,706,100)
	TOTAL-ALL SOURCES			217,806,900	217,643,700
7	(4) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; HEALTH CARE FINANCING				
8	(a) General program operations	GPR	A	7,290,700	7,353,300
9	(af) HIRSP; transfer to fund for costs	GPR	A	9,900,000	11,900,000
10	(ah) HIRSP; transfer to fund for				
11	premium and deductible reduction				
12	subsidy	GPR	B	780,800	780,800
13	(b) Medical assistance program				
14	benefits	GPR	B	971,427,400	982,154,200
15	(bc) Health care for low-income families	GPR	C	22,356,500	34,218,300
16	(bm) Medical assistance administration	GPR	B	19,193,200	18,813,800
17	(bt) Relief block grants to counties	GPR	A	2,000,000	2,000,000
18	(d) Facility appeals mechanism	GPR	A	546,800	546,800
19	(e) Disease aids	GPR	B	4,060,300	4,932,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(g) Family care benefit; cost sharing	PR	C	–0–	8,476,700
2	(gm) Health services regulation and vital				
3	statistics	PR	A	1,610,100	1,610,700
4	(gp) Health care; aids	PR	C	1,500,000	1,500,000
5	(h) General assistance medical				
6	program; intergovernmental				
7	transfer	PR	A	2,500,000	2,500,000
8	(hg) General program operations; health				
9	care information	PR	A	1,902,000	1,937,500
10	(hi) Compilations and special reports	PR	C	–0–	–0–
11	(i) Gifts and grants; health care				
12	financing	PR	C	–0–	–0–
13	(im) Medical assistance; recovery of				
14	correct payments	PR	C	14,502,700	14,502,700
15	(in) Community options program; costs				
16	of care recovery administration	PR	A	72,500	72,600
17	(jz) Badger care premiums	PR	C	1,199,300	1,660,200
18	(kb) Relief block grants to tribal				
19	governing bodies	PR-S	A	800,000	800,000
20	(kx) Interagency and intra-agency				
21	programs	PR-S	C	1,074,000	1,374,000
22	(ky) Interagency and intra-agency aids	PR-S	C	1,008,700	1,070,000
23	(kz) Interagency and intra-agency local				
24	assistance	PR-S	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(m) Federal project operations	PR-F	C	347,500	338,500	
2	(ma) Federal project aids	PR-F	C	-0-	-0-	
3	(md) Federal block grant aids	PR-F	C	-0-	-0-	
4	(n) Federal program operations	PR-F	C	22,347,800	22,481,200	
5	(na) Federal program aids	PR-F	C	7,088,700	7,088,700	
6	(o) Federal aid; medical assistance	PR-F	C	1,764,592,000	1,844,535,600	
7	(p) Federal aid; health care for					
8	low-income families	PR-F	C	40,033,600	61,758,100	
9	(pa) Federal aid; medical assistance					
10	contracts administration	PR-F	C	35,269,200	36,889,100	
11	(u) HIRSP; administration	SEG	B	3,805,000	3,805,000	
12	(v) HIRSP; program benefits	SEG	C	46,668,500	46,668,500	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,037,555,700	1,062,699,200	
	PROGRAM REVENUE			1,895,848,100	2,008,595,600	
	FEDERAL			(1,869,678,800)	(1,973,091,200)	
	OTHER			(23,286,600)	(32,260,400)	
	SERVICE			(2,882,700)	(3,244,000)	
	SEGREGATED FUNDS			50,473,500	50,473,500	
	OTHER			(50,473,500)	(50,473,500)	
	TOTAL-ALL SOURCES			2,983,877,300	3,121,768,300	
13	(5) PUBLIC HEALTH SVCS PLANNING, REG & DELIVERY; PUBLIC HLTH; AIDS/LOCAL ASSIST					
14	(am) Services, reimburse & payment					
15	related to acquired					
16	immunodeficiency syndrome	GPR	A	3,665,900	4,033,800	
17	(cb) Women's health services	GPR	A	1,225,000	1,027,600	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cc) Cancer treatment, training,				
2	follow-up, control and prevention	GPR	A	1,282,800	1,282,800
3	(ce) Services for homeless individuals	GPR	C	125,000	125,000
4	(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
5	(cm) Immunization	GPR	S	-0-	-0-
6	(de) Dental services	GPR	A	2,860,500	2,970,500
7	(dg) Tobacco prevention and education				
8	program	GPR	A	1,000,000	1,000,000
9	(ds) Statewide poison control program	GPR	A	375,000	375,000
10	(e) Tuberculosis services	GPR	B	391,900	391,900
11	(ed) Radon aids	GPR	A	30,000	30,000
12	(ef) Lead poisoning or lead exposure				
13	services	GPR	A	1,004,100	1,004,100
14	(eg) Pregnancy counseling	GPR	A	275,000	275,000
15	(em) Supplemental food program for				
16	women, infants and children				
17	benefits	GPR	C	167,300	167,300
18	(ev) Pregnancy outreach and infant				
19	health	GPR	A	350,000	350,000
20	(f) Family planning	GPR	A	1,955,200	1,955,200
21	(fh) Community health services	GPR	A	3,950,000	4,450,000
22	(i) Gifts and grants; aids	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ja) Congenital disorders; diagnosis,				
2	special dietary treatment and				
3	counseling	PR	A	1,456,400	1,456,400
4	(jk) Newborn hearing screening				
5	programs	PR	C	333,000	333,000
6	(ke) Cooperative American Indian				
7	health projects	PR-S	A	120,000	120,000
8	(ky) Interagency and intra-agency aids	PR-S	C	2,517,000	2,517,000
9	(kz) Interagency and intra-agency local				
10	assistance	PR-S	C	234,100	234,100
11	(ma) Federal project aids	PR-F	C	3,614,100	3,614,100
12	(md) Block grant aids	PR-F	C	9,174,000	9,174,000
13	(na) Federal program aids	PR-F	C	56,803,000	56,803,000
14	(tc) Statewide tobacco control program	SEG	C	2,092,000	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			20,857,700	21,638,200
	PROGRAM REVENUE			74,251,600	74,251,600
	FEDERAL			(69,591,100)	(69,591,100)
	OTHER			(1,789,400)	(1,789,400)
	SERVICE			(2,871,100)	(2,871,100)
	SEGREGATED FUNDS			2,092,000	-0-
	OTHER			(2,092,000)	(-0-)
	TOTAL-ALL SOURCES			97,201,300	95,889,800
15	(6) SUPPORTIVE LIVING; STATE OPERATIONS				
16	(a) General program operations;				
17	projects; council on physical				
18	disabilities	GPR	A	13,420,300	13,878,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(dm) Nursing home monitoring and				
2	receivership supplement	GPR	S	–0–	–0–
3	(e) Principal repayment and interest	GPR	S	32,500	31,400
4	(ee) Admin. exp. for state suppl to				
5	federal supplemental security				
6	income program	GPR	A	859,800	859,800
7	(g) Nursing facility resident protection	PR	C	150,000	150,000
8	(ga) Community-based residential				
9	facility monitoring and receivership				
10	ops	PR	C	–0–	–0–
11	(gb) Alcohol and drug abuse initiatives	PR	C	733,800	733,800
12	(gd) Group home revolving loan fund	PR	A	100,000	100,000
13	(gg) Contractural services	PR	C	–0–	–0–
14	(hs) Interpreter services for hearing				
15	impaired	PR	A	40,000	40,000
16	(hx) Services related to drivers, receipts	PR	A	–0–	–0–
17	(i) Gifts and grants	PR	C	21,200	21,200
18	(jb) Fees for administrative services	PR	C	420,800	420,800
19	(jm) Licensing and support services	PR	A	2,708,000	3,099,000
20	(k) Nursing home monitoring and				
21	receivership operations	PR-S	C	–0–	–0–
22	(kx) Interagency and intra-agency				
23	programs	PR-S	C	1,579,800	1,531,900
24	(m) Federal project operations	PR-F	C	4,392,200	4,263,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(mc) Federal block grant operations	PR-F	C	2,138,200	2,099,800
2	(n) Federal program operations	PR-F	C	14,558,100	14,894,300
(6) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			14,312,600	14,769,400
	PROGRAM REVENUE			26,842,100	27,354,500
	FEDERAL			(21,088,500)	(21,257,800)
	OTHER			(4,173,800)	(4,564,800)
	SERVICE			(1,579,800)	(1,531,900)
	TOTAL-ALL SOURCES			41,154,700	42,123,900
3	(7) SUPPORTIVE LIVING; AIDS AND LOCAL ASSISTANCE				
4	(b) Community aids	GPR	A	181,191,500	189,991,400
5	(bc) Grants for community programs	GPR	A	1,757,600	1,727,600
6	(bd) Community options program; pilot				
7	projects; family care benefit	GPR	A	103,982,800	103,990,200
8	(be) Mental health treatment services	GPR	A	12,334,000	12,334,000
9	(bg) Alzheimer's disease; training and				
10	information grants	GPR	A	132,700	132,700
11	(bL) Community support program				
12	grants	GPR	A	186,900	186,900
13	(bm) Purchased services for clients	GPR	A	163,900	163,900
14	(br) Respite care	GPR	A	50,000	225,000
15	(bt) Early intervention services for				
16	infants and toddlers with				
17	disabilities	GPR	A	4,759,200	4,759,200
18	(c) Independent living centers	GPR	A	1,221,000	1,221,000
19	(ce) Services for homeless individuals	GPR	A	45,000	45,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cg) Guardianship grant program	GPR	A	193,600	193,600
2	(co) Integrated service programs for				
3	children with severe disabilities	GPR	A	133,300	133,300
4	(d) Telecommunication aid for the				
5	hearing impaired	GPR	A	80,000	80,000
6	(da) Reimbursements to local units of				
7	government	GPR	S	400,000	400,000
8	(dh) Programs for senior citizens; elder				
9	abuse services; benefit specialist				
10	pgm	GPR	A	10,161,100	10,161,100
11	(ed) State supplement to federal				
12	supplemental security income				
13	program	GPR	S	128,281,600	128,281,600
14	(gg) Collection remittances to local units				
15	of government	PR	C	100,000	100,000
16	(hy) Services for drivers, local assistance	PR	A	1,000,000	1,000,000
17	(i) Gifts and grants; local assistance	PR	C	-0-	-0-
18	(im) Community options program;				
19	family care benefit; recovery of				
20	costs	PR	C	15,000	15,000
21	(kb) Severely emotionally disturbed				
22	children	PR-S	C	1,242,300	1,242,300
23	(kc) Independent living center grants	PR-S	A	300,000	300,000
24	(kd) Rehabilitation teaching aids	PR-S	C	22,700	22,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(kg) Compulsive gambling awareness					
2	campaigns	PR-S	A	250,000	250,000	
3	(kL) Indian aids	PR-S	A	271,600	271,600	
4	(km) Indian drug abuse prevention and					
5	education	PR-S	A	500,000	500,000	
6	(kw) Interagency community aids	PR-S	A	31,800,000	18,086,200	
7	(ky) Interagency and intra-agency aids	PR-S	C	14,070,700	18,303,500	
8	(kz) Interagency and intra-agency local					
9	assistance	PR-S	C	2,500,900	2,500,900	
10	(ma) Federal project aids	PR-F	C	12,471,500	12,471,500	
11	(mb) Federal project local assistance	PR-F	C	-0-	-0-	
12	(md) Federal block grant aids	PR-F	C	5,906,700	7,392,700	
13	(me) Federal block grant local assistance	PR-F	C	10,928,700	10,728,700	
14	(na) Federal program aids	PR-F	C	22,687,700	22,687,700	
15	(nL) Federal program local assistance	PR-F	C	5,553,800	5,553,800	
16	(o) Federal aid; community aids	PR-F	C	88,538,900	84,555,100	
	(7) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			445,074,200	454,026,500	
	PROGRAM REVENUE			198,160,500	185,981,700	
	FEDERAL			(146,087,300)	(143,389,500)	
	OTHER			(1,115,000)	(1,115,000)	
	SERVICE			(50,958,200)	(41,477,200)	
	TOTAL-ALL SOURCES			643,234,700	640,008,200	
17	(8) GENERAL ADMINISTRATION					
18	(a) General program operations	GPR	A	16,171,800	16,154,400	
19	(i) Gifts and grants	PR	C	422,400	422,400	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(k) Administrative and support				
2	services	PR-S	A	32,639,500	34,847,200
3	(kx) Interagency and intra-agency				
4	programs	PR-S	C	209,700	214,400
5	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-
6	(kz) Interagency and intra-agency local				
7	assistance	PR-S	C	-0-	-0-
8	(m) Federal project operations	PR-F	C	7,000	7,000
9	(ma) Federal project aids	PR-F	C	-0-	-0-
10	(mb) Income augmentation services				
11	receipts	PR-F	C	313,300	1,435,200
12	(mc) Federal block grant operations	PR-F	C	1,561,700	1,406,900
13	(mm) Reimbursements from federal				
14	government	PR-F	C	-0-	-0-
15	(n) Federal program operations	PR-F	C	3,721,500	2,337,400
16	(pz) Indirect cost reimbursements	PR-F	C	1,989,100	1,981,000

(8) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	16,171,800	16,154,400
PROGRAM REVENUE	40,864,200	42,651,500
FEDERAL	(7,592,600)	(7,167,500)
OTHER	(422,400)	(422,400)
SERVICE	(32,849,200)	(35,061,600)
TOTAL-ALL SOURCES	57,036,000	58,805,900

20.435 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	1,689,167,800	1,725,546,000
PROGRAM REVENUE	2,572,746,400	2,686,013,200
FEDERAL	(2,191,434,100)	(2,298,162,100)
OTHER	(190,663,700)	(202,346,500)
SERVICE	(190,648,600)	(185,504,600)
SEGREGATED FUNDS	53,296,500	50,804,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(53,296,500)	(50,804,500)
	TOTAL-ALL SOURCES			4,315,210,700	4,462,363,700
1	20.440 Health and educational facilities authority				
2	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
3	(a) General program operations	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(2) RURAL HOSPITAL LOAN GUARANTEE				
5	(a) Rural assistance loan fund	GPR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
6	20.445 Workforce development, department of				
7	(1) WORKFORCE DEVELOPMENT				
8	(a) General program operations	GPR	A	6,971,000	6,971,000
9	(aa) Special death benefit	GPR	S	479,100	479,100
10	(bc) Assistance for dislocated workers	GPR	A	-0-	-0-
11	(cm) Wisconsin service corps member				
12	compensation and support	GPR	C	94,300	94,300
13	(f) Death and disability benefit				
14	payments; public insurrections	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(fg) Employment transit aids, state				
2	funds	GPR	A	579,100	579,100
3	(g) Gifts and grants	PR	C	–0–	100
4	(ga) Auxiliary services	PR	C	586,500	586,500
5	(gb) Local agreements	PR	C	5,793,900	5,418,300
6	(gc) Unemployment administration	PR	C	–0–	–0–
7	(gd) Unemployment interest and				
8	penalty payments	PR	C	246,000	246,000
9	(ge) Unemployment reserve fund				
10	research	PR	A	263,700	251,500
11	(gf) Employment security				
12	administration	PR	A	1,566,100	1,525,900
13	(gg) Unemployment information				
14	technology systems; interest and				
15	penalties	PR	C	–0–	–0–
16	(gh) Unemployment information				
17	technology systems; assessments	PR	C	1,000,700	1,400
18	(ha) Worker's compensation operations	PR	A	9,495,500	9,561,300
19	(hb) Worker's compensation contracts	PR	C	500,000	500,000
20	(hp) Uninsured employers program;				
21	administration	PR	A	926,400	897,000
22	(jm) Dislocated worker program grants	PR	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(jr) Wisconsin service corps member				
2	compensation & support; sponsor				
3	contribution	PR	C	-0-	-0-
4	(ka) Interagency and intra-agency				
5	agreements	PR-S	C	281,100	131,200
6	(kc) Administrative services	PR-S	A	45,317,500	45,395,400
7	(km) Wisconsin service corps member				
8	compensation and support; service				
9	funds	PR-S	C	-0-	-0-
10	(kr) Employment transit aids, federal				
11	oil overcharge funds	PR-F	C	-0-	-0-
12	(L) Childsupport – related fees	PR	C	-0-	-0-
13	(m) Federal funds	PR-F	C	1,958,700	1,460,100
14	(ma) Federal aid — program				
15	administration	PR-F	C	3,076,100	3,081,900
16	(mb) Federal aid — employment and				
17	training local assistance	PR-F	C	1,186,900	1,149,700
18	(mc) Federal aid — employment and				
19	training aids	PR-F	C	20,497,000	19,882,200
20	(n) Unemployment administration;				
21	federal moneys	PR-F	C	81,860,400	76,060,700
22	(na) Employment security buildings and				
23	equipment	PR-F	C	99,300	99,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(nb) Unemployment information					
2	technology systems; federal moneys	PR-F	C	-0-	-0-	
3	(ox) Employment transit aids, federal					
4	funds	PR-F	C	-0-	-0-	
5	(pz) Indirect cost reimbursements	PR-F	C	234,000	234,000	
6	(s) Self-insured employers liability					
7	fund	SEG	C	-0-	-0-	
8	(sm) Uninsured employers fund;					
9	payments	SEG	S	1,200,000	1,200,000	
10	(t) Work injury supplemental benefit					
11	fund	SEG	C	2,500,000	2,500,000	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			8,123,500	8,123,500	
	PROGRAM REVENUE			174,889,800	166,482,500	
	FEDERAL			(108,912,400)	(101,967,900)	
	OTHER			(20,378,800)	(18,988,000)	
	SERVICE			(45,598,600)	(45,526,600)	
	SEGREGATED FUNDS			3,700,000	3,700,000	
	OTHER			(3,700,000)	(3,700,000)	
	TOTAL-ALL SOURCES			186,713,300	178,306,000	
12	(2) REVIEW COMMISSION					
13	(a) General program operations, review					
14	commission	GPR	A	186,500	186,500	
15	(ha) Worker's compensation operations	PR	A	582,500	551,900	
16	(m) Federal moneys	PR-F	C	121,600	115,200	
17	(n) Unemployment administration;					
18	federal moneys	PR-F	C	1,579,900	1,501,600	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			186,500	186,500	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	PROGRAM REVENUE			2,284,000	2,168,700
	FEDERAL			(1,701,500)	(1,616,800)
	OTHER			(582,500)	(551,900)
	TOTAL-ALL SOURCES			2,470,500	2,355,200
1	(3) ECONOMIC SUPPORT				
2	(a) General program operations	GPR	A	29,053,000	28,876,000
3	(br) Public assistance reform studies	GPR	C	525,300	525,300
4	(cm) Wisconsin works child care	GPR	A	16,449,400	16,449,400
5	(cr) State supplement to employment				
6	opportunity demonstration projects	GPR	A	250,000	250,000
7	(dc) Emergency assistance program	GPR	A	1,659,700	1,659,700
8	(dz) Wisconsin works and other public				
9	assistance administration and				
10	benefits	GPR	A	192,269,600	164,406,600
11	(e) Job access loans	GPR	B	450,000	450,000
12	(em) Employment skills advancement				
13	program	GPR	A	50,000	50,000
14	(i) Gifts and grants	PR	C	15,900	15,900
15	(ja) Child support state operations-fees	PR	C	8,135,700	7,235,700
16	(jb) Fees for administrative services	PR	C	483,700	485,800
17	(jL) Job access loan repayments	PR	C	83,300	83,300
18	(k) Child support transfers	PR-S	C	43,649,200	44,319,000
19	(kp) Delinquent support and maintenance				
20	payments	PR-S	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	871,700	871,800
3	(ky) Interagency and intra-agency aids	PR-S	C	20,000,000	20,000,000
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	-0-	-0-
6	(L) Welfare fraud and error reductions;				
7	state operations	PR	A	906,300	911,200
8	(Lm) Welfare fraud and error reduction;				
9	local assistance	PR	C	1,469,800	1,469,800
10	(m) Federal project operations	PR-F	C	4,951,000	4,951,000
11	(ma) Federal project aids	PR-F	C	330,000	330,000
12	(mb) Federal project local assistance	PR-F	C	-0-	-0-
13	(mc) Federal block grant operations	PR-F	A	35,086,800	34,619,300
14	(md) Federal block grant aids	PR-F	A	297,210,300	357,612,800
15	(mm) Reimbursements from federal				
16	government	PR-F	C	-0-	-0-
17	(n) Federal program operations	PR-F	C	40,562,300	40,382,500
18	(na) Federal program aids	PR-F	C	4,000,000	4,000,000
19	(nL) Federal program local assistance	PR-F	C	64,010,300	61,251,900
20	(pm) Food stamp employment and				
21	training program; administration	PR-F	C	403,500	403,600
22	(ps) Food stamp employment and				
23	training program; aids	PR-F	C	7,510,600	7,510,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(pv) Food stamps; electronic benefit				
2	transfer	PR-F	C	-0-	-0-
3	(pz) Income augmentation services				
4	receipts	PR-F	C	-0-	-0-
5	(q) Centralized support receipt and				
6	disbursement; interest	SEG	S	852,500	852,500
7	(r) Support receipt and disbursement				
8	program; payments	SEG	C	-0-	-0-
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			240,707,000	212,667,000
	PROGRAM REVENUE			529,680,400	586,454,200
	FEDERAL			(454,064,800)	(511,061,700)
	OTHER			(11,094,700)	(10,201,700)
	SERVICE			(64,520,900)	(65,190,800)
	SEGREGATED FUNDS			852,500	852,500
	OTHER			(852,500)	(852,500)
	TOTAL-ALL SOURCES			771,239,900	799,973,700
9	(4) ADJUDICATION OF CLAIMS				
10	(a) Administration of mining damage				
11	claims	GPR	A	-0-	-0-
12	(b) Funding for mining damage claims	GPR	S	-0-	-0-
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
13	(5) VOCATIONAL REHABILITATION SERVICES				
14	(a) General program operations	GPR	A	5,178,700	5,178,700
15	(bm) Purchased services for clients	GPR	A	5,354,500	5,354,500
16	(gg) Contractual services	PR	C	29,100	29,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(gp) Contractual services aids	PR	C	1,662,000	1,662,000	
2	(h) Enterprises and services for blind					
3	and visually impaired	PR	C	129,000	129,000	
4	(hd) Rehabilitation teaching aids	PR	A	–0–	–0–	
5	(he) Supervised business enterprise	PR	C	150,000	150,000	
6	(i) Gifts and grants	PR	C	10,100	10,100	
7	(kg) Vocational rehabilitation services					
8	for tribes	PR-S	A	350,000	350,000	
9	(kx) Interagency and intra-agency					
10	programs	PR-S	C	222,300	215,900	
11	(ky) Interagency and intra-agency aids	PR-S	C	727,100	827,100	
12	(kz) Interagency and intra-agency local					
13	assistance	PR-S	C	–0–	–0–	
14	(m) Federal project operations	PR-F	C	462,400	462,400	
15	(ma) Federal project aids	PR-F	C	675,000	700,000	
16	(n) Federal program operations	PR-F	C	21,356,200	21,411,100	
17	(na) Federal program aids	PR-F	C	28,834,300	28,834,300	
18	(nL) Federal program local assistance	PR-F	C	–0–	–0–	
	(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			10,533,200	10,533,200	
	PROGRAM REVENUE			54,607,500	54,781,000	
	FEDERAL			(51,327,900)	(51,407,800)	
	OTHER			(1,980,200)	(1,980,200)	
	SERVICE			(1,299,400)	(1,393,000)	
	TOTAL-ALL SOURCES			65,140,700	65,314,200	
19	(6) WISCONSIN CONSERVATION CORPS					

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(b) General enrollee operations	GPR	B	1,225,600	1,225,600
2	(bm) General enrollee operations				
3	supplement	GPR	B	281,100	281,100
4	(c) Administrative support; general				
5	program operations	GPR	A	230,700	233,100
6	(j) General enrollee operations;				
7	sponsor contribution	PR	C	–0–	–0–
8	(ja) Administrative support; sponsor				
9	contribution	PR	C	–0–	–0–
10	(jb) Gifts and related support	PR	C	–0–	–0–
11	(k) General enrollee operations; service				
12	funds	PR-S	C	455,900	455,900
13	(kb) Administrative support; service				
14	funds	PR-S	C	46,800	44,500
15	(m) General enrollee operations; federal				
16	funds	PR-F	C	–0–	–0–
17	(n) Administrative support; federal				
18	funds	PR-F	C	–0–	–0–
19	(u) General enrollee operations;				
20	conservation fund	SEG	B	2,889,500	2,996,600
21	(w) General enrollee operations;				
22	environmental fund	SEG	B	76,700	76,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(x) General enrollee operations;				
2	waterfront projects; conservation				
3	fund	SEG	B	141,700	141,700
4	(y) Administrative support;				
5	conservation fund	SEG	A	466,200	470,900
(6) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,737,400	1,739,800
	PROGRAM REVENUE			502,700	500,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(502,700)	(500,400)
	SEGREGATED FUNDS			3,574,100	3,685,900
	OTHER			(3,574,100)	(3,685,900)
	TOTAL-ALL SOURCES			5,814,200	5,926,100
6	(7) GOVERNOR'S WORK-BASED LEARNING BOARD				
7	(a) General program operations	GPR	A	688,400	688,400
8	(b) Local youth apprenticeship grants	GPR	A	1,150,000	1,150,000
9	(ef) School-to-work programs for				
10	children at risk	GPR	A	300,000	300,000
11	(em) Youth apprenticeship training				
12	grants	GPR	A	-0-	-0-
13	(kb) Funds transferred from the				
14	technical college system board;				
15	school-to-work	PR-S	C	2,277,300	2,277,300
16	(kc) Transfer of public assistance funds;				
17	work-based learning programs	PR-S	C	2,969,700	6,084,500
18	(kx) Interagency and intra-agency				
19	programs	PR-S	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			2,138,400	2,138,400	
PROGRAM REVENUE			5,247,000	8,361,800	
SERVICE			(5,247,000)	(8,361,800)	
TOTAL-ALL SOURCES			7,385,400	10,500,200	
20.445 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUES			263,426,000	235,388,400	
PROGRAM REVENUE			767,211,400	818,748,600	
FEDERAL			(616,006,600)	(666,054,200)	
OTHER			(34,036,200)	(31,721,800)	
SERVICE			(117,168,600)	(120,972,600)	
SEGREGATED FUNDS			8,126,600	8,238,400	
OTHER			(8,126,600)	(8,238,400)	
TOTAL-ALL SOURCES			1,038,764,000	1,062,375,400	
1	20.455 Justice, department of				
2	(1) LEGAL SERVICES				
3	(a) General program operations	GPR	A	12,606,200	12,624,800
4	(b) Special counsel	GPR	S	1,100,000	1,100,000
5	(d) Legal expenses	GPR	B	931,400	931,400
6	(gh) Investigations and prosecution	PR	A	–0–	–0–
7	(gs) Delinquent obligation collection	PR	A	66,300	66,300
8	(hm) Restitution	PR	C	–0–	–0–
9	(k) Environment litigation project	PR-S	C	352,600	352,700
10	(km) Interagency and intra-agency				
11	assistance	PR-S	A	393,100	393,100
12	(kt) Telecommunications positions	PR	C	119,200	119,200
13	(m) Federal aid	PR-F	C	609,500	606,000
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES			14,637,600	14,656,200	
PROGRAM REVENUE			1,540,700	1,537,300	
FEDERAL			(609,500)	(606,000)	

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
	OTHER			(185,500)	(185,500)
	SERVICE			(745,700)	(745,800)
	TOTAL-ALL SOURCES			16,178,300	16,193,500
1	(2) LAW ENFORCEMENT SERVICES				
2	(a) General program operations	GPR	A	12,918,400	12,960,200
3	(am) Officer training reimbursement	GPR	S	50,000	50,000
4	(b) Investigations and operations	GPR	A	-0-	-0-
5	(c) Crime laboratory equipment	GPR	B	-0-	-0-
6	(cm) Computers for transaction				
7	information for management of				
8	enforcement system	GPR	A	1,062,800	1,062,800
9	(dg) Weed and seed and law				
10	enforcement technology	GPR	A	500,000	500,000
11	(dq) Law enforcement community				
12	policing grants	GPR	B	-0-	-0-
13	(e) Drug enforcement	GPR	A	-0-	-0-
14	(g) Gaming law enforcement; racing				
15	revenues	PR	A	97,600	97,800
16	(gc) Gaming law enforcement; Indian				
17	gaming	PR	A	99,300	99,700
18	(gm) Criminal history searches;				
19	fingerprint identification	PR	C	2,718,900	2,719,000
20	(gr) Gun purchaser record checks	PR	C	363,500	364,300
21	(h) Terminal charges	PR	A	2,720,200	2,805,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(i) Penalty assessment surcharge,				
2	receipts	PR	A	-0-	-0-
3	(j) Law enforcement training fund,				
4	local assistance	PR	A	3,635,500	3,715,500
5	(ja) Law enforcement training fund,				
6	state operations	PR	A	2,903,800	2,915,100
7	(jb) Crime laboratory equipment and				
8	supplies	PR	A	377,300	377,300
9	(k) Interagency and intra-agency				
10	assistance; investigations	PR-S	C	1,423,800	747,000
11	(kd) Drug law enforcement and crime				
12	laboratories	PR-S	A	2,031,300	2,037,300
13	(ke) Drug enforcement intelligence				
14	operations	PR-S	A	1,265,700	1,266,600
15	(kg) Interagency and intra-agency				
16	assistance; fingerprint				
17	identification	PR-S	A	-0-	-0-
18	(km) Lottery background investigations	PR-S	A	-0-	-0-
19	(kt) County-tribal programs, local				
20	assistance	PR-S	A	708,400	708,400
21	(ku) County-tribal programs, state				
22	operations	PR-S	A	50,500	50,500
23	(Lm) Crime laboratories;				
24	deoxyribonucleic acid analysis	PR	C	899,900	1,280,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(m) Federal aid, state operations	PR-F	C	655,700	655,700
2	(ma) Federal aid, drug enforcement	PR-F	C	-0-	-0-
3	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
4	(r) Gaming law enforcement; lottery				
5	revenues	SEG	A	226,000	226,700
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			14,531,200	14,573,000
	PROGRAM REVENUE			19,951,400	19,840,400
	FEDERAL			(655,700)	(655,700)
	OTHER			(13,816,000)	(14,374,900)
	SERVICE			(5,479,700)	(4,809,800)
	SEGREGATED FUNDS			226,000	226,700
	OTHER			(226,000)	(226,700)
	TOTAL-ALL SOURCES			34,708,600	34,640,100
6	(3) ADMINISTRATIVE SERVICES				
7	(a) General program operations	GPR	A	4,080,700	4,080,700
8	(g) Gifts, grants and proceeds	PR	C	89,900	89,900
9	(k) Interagency and intra-agency				
10	assistance	PR-S	A	-0-	-0-
11	(m) Federal aid, state operations	PR-F	C	-0-	-0-
12	(pz) Indirect cost reimbursements	PR-F	C	80,600	80,600
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			4,080,700	4,080,700
	PROGRAM REVENUE			170,500	170,500
	FEDERAL			(80,600)	(80,600)
	OTHER			(89,900)	(89,900)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,251,200	4,251,200
13	(5) VICTIMS AND WITNESSES				
14	(a) General program operations	GPR	A	866,000	869,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999–00	2000–01
1	(b) Awards for victims of crimes	GPR	A	1,324,200	1,324,200
2	(c) Reimbursement for victim and				
3	witness services	GPR	A	1,497,100	1,497,100
4	(g) Crime victim and witness				
5	assistance surcharge, general				
6	services	PR	A	2,080,900	2,152,300
7	(gc) Crime victim and witness				
8	surcharge, sexual assault victim				
9	services	PR	C	1,500,000	2,000,000
10	(h) Crime victim compensation services	PR	A	38,900	38,900
11	(i) Victim compensation, inmate				
12	payments	PR	C	–0–	–0–
13	(k) Interagency and intra–agency				
14	assistance; reimbursement to				
15	counties	PR–S	A	961,700	961,700
16	(kj) Victim payments, victim surcharge	PR–S	A	488,800	488,800
17	(kk) Reimbursement to counties for				
18	providing victim and witness				
19	services	PR–S	C	–0–	–0–
20	(kp) Reimbursement to counties for				
21	victim–witness services	PR–S	A	660,800	773,000
22	(m) Federal aid; victim compensation	PR–F	C	643,900	643,900
23	(ma) Federal aid, state operations	PR–F	C	92,700	123,600
24	(mh) Federal aid; victim assistance	PR–F	C	4,642,100	4,020,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01		
(5) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES			3,687,300	3,691,200		
PROGRAM REVENUE			11,109,800	11,202,900		
FEDERAL			(5,378,700)	(4,788,200)		
OTHER			(3,619,800)	(4,191,200)		
SERVICE			(2,111,300)	(2,223,500)		
TOTAL-ALL SOURCES			14,797,100	14,894,100		
20.455 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUES			36,936,800	37,001,100		
PROGRAM REVENUE			32,772,400	32,751,100		
FEDERAL			(6,724,500)	(6,130,500)		
OTHER			(17,711,200)	(18,841,500)		
SERVICE			(8,336,700)	(7,779,100)		
SEGREGATED FUNDS			226,000	226,700		
OTHER			(226,000)	(226,700)		
TOTAL-ALL SOURCES			69,935,200	69,978,900		
1	20.465	Military affairs, department of				
2	(1)	NATIONAL GUARD OPERATIONS				
3	(a)	General program operations	GPR	A	4,689,600	4,694,800
4	(b)	Repair and maintenance	GPR	A	650,400	650,400
5	(c)	Public emergencies	GPR	S	48,500	48,500
6	(d)	Principal repayment and interest	GPR	S	3,092,900	2,977,100
7	(e)	State service flags	GPR	A	400	400
8	(f)	Energy costs	GPR	A	1,518,800	1,518,800
9	(g)	Military property	PR	A	396,600	396,600
10	(h)	Intergovernmental services	PR	A	194,900	194,900
11	(k)	Armory store operations	PR-S	A	237,600	237,600
12	(km)	Agency services	PR-S	A	68,300	68,300
13	(Li)	Gifts and grants	PR	C	-0-	-0-
14	(m)	Federal aid	PR-F	C	16,474,500	16,474,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(pz) Indirect cost reimbursements	PR-F	C	454,200	454,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			10,000,600	9,890,000
	PROGRAM REVENUE			17,826,100	17,826,100
	FEDERAL			(16,928,700)	(16,928,700)
	OTHER			(591,500)	(591,500)
	SERVICE			(305,900)	(305,900)
	TOTAL-ALL SOURCES			27,826,700	27,716,100
2	(2) GUARD MEMBERS' BENEFITS				
3	(a) Tuition grants	GPR	A	3,589,400	3,589,400
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,589,400	3,589,400
	TOTAL-ALL SOURCES			3,589,400	3,589,400
4	(3) EMERGENCY MANAGEMENT SERVICES				
5	(a) General program operations	GPR	A	557,000	557,000
6	(c) Helicopter support services	GPR	A	150,000	150,000
7	(dd) Regional emergency response				
8	teams	GPR	A	1,577,400	1,400,000
9	(dh) Hazardous substance emergency				
10	response; administration	GPR	A	91,100	91,100
11	(dp) Emergency response equipment	GPR	A	568,000	568,000
12	(dr) Emergency response supplement	GPR	C	-0-	-0-
13	(dt) Emergency response training	GPR	B	64,900	64,900
14	(e) Disaster recovery aid	GPR	S	1,035,100	888,100
15	(f) Civil air patrol aids	GPR	A	19,000	19,000
16	(g) Program services	PR	A	1,050,700	1,043,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(i) Emergency planning and reporting;				
2	administration	PR	A	744,300	765,200
3	(j) Division of emergency				
4	management; gifts and grants	PR	C	-0-	-0-
5	(jm) Division of emergency				
6	management; emergency planning				
7	grants	PR	C	834,700	834,700
8	(jt) Regional emergency response				
9	reimbursement	PR	C	-0-	-0-
10	(m) Federal aid, state operations	PR-F	C	1,300,600	1,269,800
11	(n) Federal aid, local assistance	PR-F	C	7,387,000	7,387,000
12	(o) Federal aid, individuals and				
13	organizations	PR-F	C	1,348,600	1,348,600
14	(r) Division of emergency				
15	management; petroleum inspection				
16	fund	SEG	A	465,700	465,700
17	(t) Emergency response training –				
18	environmental fund	SEG	B	1,700	10,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			4,062,500	3,738,100
	PROGRAM REVENUE			12,665,900	12,649,000
	FEDERAL			(10,036,200)	(10,005,400)
	OTHER			(2,629,700)	(2,643,600)
	SEGREGATED FUNDS			467,400	476,200
	OTHER			(467,400)	(476,200)
	TOTAL-ALL SOURCES			17,195,800	16,863,300
19	(4) NATIONAL GUARD YOUTH PROGRAMS				
20	(b) Badger challenge program	GPR	A	299,400	249,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(c) Youth challenge program	GPR	A	843,700	983,700
2	(g) Program fees	PR	C	–0–	–0–
3	(h) Gifts, grants and contributions	PR	C	–0–	–0–
4	(k) Interagency assistance; badger				
5	challenge program	PR-S	C	33,300	83,200
6	(m) Federal aid – youth programs	PR-F	C	1,971,000	1,831,000
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,143,100	1,233,200
	PROGRAM REVENUE			2,004,300	1,914,200
	FEDERAL			(1,971,000)	(1,831,000)
	OTHER			(–0–)	(–0–)
	SERVICE			(33,300)	(83,200)
	TOTAL-ALL SOURCES			3,147,400	3,147,400
20.465 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			18,795,600	18,450,700
	PROGRAM REVENUE			32,496,300	32,389,300
	FEDERAL			(28,935,900)	(28,765,100)
	OTHER			(3,221,200)	(3,235,100)
	SERVICE			(339,200)	(389,100)
	SEGREGATED FUNDS			467,400	476,200
	OTHER			(467,400)	(476,200)
	TOTAL-ALL SOURCES			51,759,300	51,316,200
7	20.475 District attorneys				
8	(1) DISTRICT ATTORNEYS				
9	(d) Salaries and fringe benefits	GPR	A	33,343,200	33,600,400
10	(f) Firearm prosecution costs; firearm				
11	law media campaign	GPR	A	153,300	124,400
12	(h) Gifts and grants	PR	C	1,163,000	1,163,000
13	(i) Other employes	PR	A	169,600	174,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(k) Interagency and intra-agency				
2	assistance	PR-S	C	96,400	-0-
3	(m) Federal aid	PR-F	C	-0-	-0-
20.475 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			33,496,500	33,724,800
	PROGRAM REVENUE			1,429,000	1,337,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,332,600)	(1,337,700)
	SERVICE			(96,400)	(-0-)
	TOTAL-ALL SOURCES			34,925,500	35,062,500
4	20.485 Veterans affairs, department of				
5	(1) HOMES FOR VETERANS				
6	(b) General fund supplement to				
7	institutional operations	GPR	B	-0-	-0-
8	(d) Cemetery maintenance and				
9	beautification	GPR	A	24,900	24,900
10	(e) Lease rental payments	GPR	S	-0-	-0-
11	(f) Principal repayment and interest	GPR	S	1,551,000	1,526,000
12	(g) Home exchange	PR	A	236,900	248,800
13	(gd) Veterans home cemetery operations	PR	C	4,500	4,500
14	(gk) Institutional operations	PR	A	36,159,600	36,277,500
15	(go) Self-amortizing housing facilities;				
16	principal repayment and interest	PR	S	-0-	56,700
17	(h) Gifts and bequests	PR	C	214,700	214,700
18	(hm) Gifts and grants	PR	C	-0-	-0-
19	(i) State-owned housing maintenance	PR	A	65,700	65,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(j) Geriatric program receipts	PR	C	112,400	112,400
2	(m) Federal aid; care at veterans home	PR-F	C	-0-	-0-
3	(mj) Federal aid; geriatric unit	PR-F	C	-0-	-0-
4	(mn) Federal projects	PR-F	C	12,500	12,500
5	(t) Veterans home member accounts	SEG	C	-0-	-0-
6	(u) Rentals; improvements; equipment;				
7	land acquisition	SEG	A	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,575,900	1,550,900
	PROGRAM REVENUE			36,806,300	36,992,800
	FEDERAL			(12,500)	(12,500)
	OTHER			(36,793,800)	(36,980,300)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			38,382,200	38,543,700
8	(2) LOANS AND AIDS TO VETERANS				
9	(b) Wisconsin veterans museum space				
10	rental	GPR	A	411,700	471,100
11	(c) Operation of Wisconsin veterans				
12	museum	GPR	A	656,500	478,000
13	(d) Veterans memorials at The				
14	Highground	GPR	C	-0-	-0-
15	(db) General fund supplement to				
16	veterans trust fund	GPR	A	-0-	-0-
17	(dm) World War II memorial	GPR	C	166,100	-0-
18	(e) Veterans memorial grants	GPR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(em) Payments related to The				
2	Highground	GPR	C	–0–	–0–
3	(g) Consumer reporting agency fees	PR	C	–0–	–0–
4	(gd) Gifts	PR	C	–0–	–0–
5	(kg) American Indian services				
6	coordinator	PR-S	A	51,900	58,000
7	(km) American Indian grants	PR-S	A	27,500	27,500
8	(m) Federal aid projects	PR-F	C	187,000	183,000
9	(mn) Federal projects; museum				
10	acquisitions and operations	PR-F	C	–0–	–0–
11	(rm) Veterans assistance program	SEG	B	1,365,700	1,454,300
12	(rp) Veterans assistance program				
13	receipts	SEG	A	80,000	80,000
14	(tf) Veterans' tuition and fee				
15	reimbursement program	SEG	A	1,477,500	1,551,400
16	(th) Correspondence courses and				
17	part-time classroom study	SEG	A	395,900	415,600
18	(tj) Retraining grant program	SEG	A	288,000	288,000
19	(tm) Facilities	SEG	C	–0–	–0–
20	(u) Administration of loans and aids to				
21	veterans	SEG	A	3,255,700	2,952,800
22	(v) Wisconsin veterans museum sales				
23	receipts	SEG	C	154,200	154,200
24	(vg) Health care aid grants	SEG	A	1,200,000	1,200,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(vm) Subsistence grants	SEG	A	276,000	300,600
2	(vo) Veterans of World War I	SEG	A	2,500	2,500
3	(vw) Payments to veterans organizations				
4	for claims service	SEG	A	75,000	75,000
5	(vx) County grants	SEG	A	299,200	296,000
6	(w) Home for needy veterans	SEG	C	10,000	10,000
7	(wd) Operation of Wisconsin veterans				
8	museum	SEG	A	363,800	390,500
9	(x) Federal per diem payments	SEG-F	A	304,900	295,000
10	(yg) Acquisition of 1981 revenue bond				
11	mortgages	SEG	S	-0-	-0-
12	(yn) Veterans trust fund loans and				
13	expenses	SEG	B	15,450,000	15,450,000
14	(yo) Debt payment	SEG	S	177,000	1,263,300
15	(z) Gifts	SEG	C	-0-	-0-
16	(zm) Museum gifts and bequests	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			1,234,300	949,100
	PROGRAM REVENUE			266,400	268,500
	FEDERAL			(187,000)	(183,000)
	OTHER			(-0-)	(-0-)
	SERVICE			(79,400)	(85,500)
	SEGREGATED FUNDS			25,175,400	26,179,200
	FEDERAL			(304,900)	(295,000)
	OTHER			(24,870,500)	(25,884,200)
	TOTAL-ALL SOURCES			26,676,100	27,396,800
17	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
18	(b) Self insurance	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(e) General program deficiency	GPR	S	–0–	–0–
2	(q) Foreclosure loss payments	SEG	C	801,000	801,000
3	(r) Funded reserves	SEG	C	50,000	50,000
4	(rm) Other reserves	SEG	C	–0–	–0–
5	(s) General program operations	SEG	A	4,526,400	4,218,900
6	(sm) County grants	SEG	A	448,800	444,000
7	(t) Debt service	SEG	C	71,080,000	76,633,900
8	(v) Revenue obligation repayment	SEG	C	–0–	–0–
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	SEGREGATED FUNDS			76,906,200	82,147,800
	OTHER			(76,906,200)	(82,147,800)
	TOTAL-ALL SOURCES			76,906,200	82,147,800
9	(4) VETERANS MEMORIAL CEMETERIES				
10	(g) Cemetery operations	PR	A	84,400	87,700
11	(h) Gifts, grants and bequests	PR	C	–0–	–0–
12	(m) Federal aid; cemetery operations				
13	and burials	PR-F	C	26,700	44,900
14	(q) Cemetery administration and				
15	maintenance	SEG	A	699,600	553,300
16	(qm) Repayment of principal and				
17	interest	SEG	S	10,800	10,700
18	(r) Cemetery energy costs	SEG	A	11,800	21,800
(4) PROGRAM TOTALS					
	PROGRAM REVENUE			111,100	132,600
	FEDERAL			(26,700)	(44,900)
	OTHER			(84,400)	(87,700)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	SEGREGATED FUNDS			722,200	585,800
	OTHER			(722,200)	(585,800)
	TOTAL-ALL SOURCES			833,300	718,400
1	(5) EDUCATIONAL APPROVAL BOARD				
2	(g) Proprietary school programs	PR-S	A	366,300	368,300
3	(m) Federal aid	PR-F	C	263,000	265,000
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			629,300	633,300
	FEDERAL			(263,000)	(265,000)
	SERVICE			(366,300)	(368,300)
	TOTAL-ALL SOURCES			629,300	633,300
	20.485 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			2,810,200	2,500,000
	PROGRAM REVENUE			37,813,100	38,027,200
	FEDERAL			(489,200)	(505,400)
	OTHER			(36,878,200)	(37,068,000)
	SERVICE			(445,700)	(453,800)
	SEGREGATED FUNDS			102,803,800	108,912,800
	FEDERAL			(304,900)	(295,000)
	OTHER			(102,498,900)	(108,617,800)
	TOTAL-ALL SOURCES			143,427,100	149,440,000
4	20.490 Wisconsin housing and economic development authority				
5	(1) FACILITATION OF CONSTRUCTION				
6	(a) Capital reserve fund deficiency	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
7	(2) HOUSING REHABILITATION LOAN PROGRAM				
8	(a) General program operations	GPR	C	-0-	-0-
9	(q) Loan loss reserve fund	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
1	(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
2	(g) Disadvantaged business				
3	mobilization loan guarantee	PR	C	-0-	-0-
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
5	(a) Wisconsin development reserve				
6	fund	GPR	C	-0-	-0-
7	(q) Recycling fund transfer to				
8	Wisconsin development reserve				
9	fund	SEG	C	-0-	-0-
10	(r) Agrichemical management fund				
11	transfer to Wisconsin development				
12	reserve fd.	SEG	C	-0-	-0-
13	(s) Petroleum inspection fund transfer				
14	to WDRF	SEG	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
15	(6) WISCONSIN JOB TRAINING LOAN GUARANTEES				
16	(a) Wisconsin job training reserve fund	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(k) Department of commerce				
2	appropriation transfer to Wisconsin				
3	job training	PR-S	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.490 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
4	20.495 University of Wisconsin hospitals and clinics board				
5	(1) CONTRACTUAL SERVICES				
6	(g) General program operations	PR	C	61,962,900	64,427,400
	20.495 DEPARTMENT TOTALS				
	PROGRAM REVENUE			61,962,900	64,427,400
	OTHER			(61,962,900)	(64,427,400)
	TOTAL-ALL SOURCES			61,962,900	64,427,400
	Human Relations and Resources				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			2,723,507,300	2,765,754,800
	PROGRAM REVENUE			3,647,596,700	3,818,144,600
	FEDERAL			(2,846,638,700)	(3,002,665,700)
	OTHER			(433,590,100)	(448,321,500)
	SERVICE			(367,367,900)	(367,157,400)
	SEGREGATED FUNDS			164,950,300	168,688,600
	FEDERAL			(304,900)	(295,000)
	OTHER			(164,645,400)	(168,393,600)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,536,054,300	6,752,588,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
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General Executive Functions

1	20.505 Administration, department of			
2	(1) SUPERVISION AND MANAGEMENT; LAND INFORMATION BOARD			
3	(a) General program operations	GPR	A	9,095,400 9,095,400
4	(aw) Emergency weather warning			
5	system	GPR	A	-0- -0-
6	(b) Midwest interstate low-level			
7	radioactive waste compact; loan			
8	from gen. fund	GPR	C	-0- -0-
9	(c) Salaries, fringe benefits, supplies			
10	and services for certain employes	GPR	A	-0- -0-
11	(f) Badger state games assistance	GPR	A	50,000 50,000
12	(fm) National community service board;			
13	Wisconsin promise challenge grants	GPR	C	-0- -0-
14	(fo) Federal resource acquisition			
15	support grants	GPR	A	100,000 -0-
16	(g) Midwest interstate low-level			
17	radioactive waste compact;			
18	membership & costs	PR	A	60,700 60,700
19	(ie) Land information board; general			
20	program operations	PR	A	384,400 384,400
21	(ig) Land information board; technical			
22	assistance and education	PR	A	-0- -0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ij) Land information board; aids to				
2	counties	PR	C	1,384,000	1,384,000
3	(ik) Land information board; soil				
4	surveys and mapping	PR	A	415,000	415,000
5	(im) Services to nonstate governmental				
6	units	PR	A	1,339,800	1,339,800
7	(is) Information technology processing				
8	svcs to nonstate entities & state				
9	schools	PR	C	-0-	-0-
10	(iu) Plat review	PR	C	347,900	347,900
11	(j) Gifts and donations	PR	C	-0-	-0-
12	(ja) Justice information systems	PR	A	3,919,700	1,300,000
13	(ka) Materials and services to state				
14	agencies and certain districts	PR-S	A	5,097,800	5,097,800
15	(kb) Transportation services	PR-S	A	16,428,700	16,827,600
16	(kc) Capital planning and building				
17	construction services	PR-S	A	10,457,400	10,515,600
18	(kd) Printing, document sales, mail				
19	distribution and record services	PR-S	A	18,471,400	19,001,200
20	(ke) Telecommunications and data				
21	processing services	PR-S	A	37,170,000	37,170,000
22	(kh) Comprehensive planning grants;				
23	state agency support	PR-S	A	1,430,000	1,288,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(ki) Comprehensive planning;				
2	administrative support	PR-S	A	50,000	50,000
3	(kj) Financial services	PR-S	A	9,994,700	9,228,500
4	(kL) Information technology processing				
5	services to agencies	PR-S	C	49,158,200	49,158,200
6	(kp) Interagency assistance; justice				
7	information systems	PR-S	A	729,800	2,024,100
8	(kq) Justice information systems				
9	development, operation and				
10	maintenance	PR-S	A	-0-	1,200,000
11	(kr) Information technology				
12	development and management				
13	services	PR-S	A	-0-	-0-
14	(ks) Wisconsin land council; state				
15	agency support	PR-S	C	311,400	311,400
16	(kt) Land information board; soil				
17	surveys and mapping; state agency				
18	support	PR-S	C	265,200	265,200
19	(ku) Management assistance grants to				
20	counties	PR-S	A	-0-	-0-
21	(kv) Public broadcasting corporation				
22	grant	PR	C	-0-	-0-
23	(ma) Federal grants and contracts	PR-F	C	43,100	43,100
24	(mb) Federal energy grants and				
25	contracts	PR-F	C	981,300	981,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(mc) Coastal zone management	PR-F	C	1,143,000	1,143,000
2	(md) Oil overcharge restitution funds	PR-F	C	6,887,100	6,887,100
3	(n) Federal aid; local assistance	PR-F	C	-0-	-0-
4	(pz) Indirect cost reimbursements	PR-F	C	161,400	161,400
5	(r) VendorNet fund administration	SEG	A	90,200	90,200
6	(v) General program operations —				
7	environmental improvement				
8	programs; state funds	SEG	A	753,300	753,300
9	(x) General program operations —				
10	clean water fund program; federal				
11	funds	SEG-F	C	-0-	-0-
12	(y) General program operations — safe				
13	drinking water loan program;				
14	federal funds	SEG-F	C	-0-	-0-
15	(z) Planning grants to local				
16	governmental units	SEG-S	A	1,000,000	1,000,000
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			9,245,400	9,145,400
	PROGRAM REVENUE			166,632,000	166,585,500
	FEDERAL			(9,215,900)	(9,215,900)
	OTHER			(7,851,500)	(5,231,800)
	SERVICE			(149,564,600)	(152,137,800)
	SEGREGATED FUNDS			1,843,500	1,843,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(843,500)	(843,500)
	SERVICE			(1,000,000)	(1,000,000)
	TOTAL-ALL SOURCES			177,720,900	177,574,400

17 (2) RISK MANAGEMENT

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(a) General fund supplement — risk				
2	management claims	GPR	S	–0–	–0–
3	(k) Risk management costs	PR-S	C	19,900,000	20,400,000
4	(ki) Risk management administration	PR-S	A	4,627,500	4,627,500
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			–0–	–0–
	PROGRAM REVENUE			24,527,500	25,027,500
	SERVICE			(24,527,500)	(25,027,500)
	TOTAL-ALL SOURCES			24,527,500	25,027,500
5	(3) COMMITTEES AND INTERSTATE BODIES				
6	(a) General program operations	GPR	A	359,800	359,800
7	(b) Women's council operations	GPR	A	87,300	87,300
8	(c) Criminal penalties study committee	GPR	B	–0–	–0–
9	(g) Gifts and grants	PR	C	–0–	–0–
10	(h) Program fees	PR	A	6,100	6,100
11	(j) Contributions to boys and girls				
12	clubs of Wisconsin	PR	C	–0–	–0–
13	(m) Federal aid	PR-F	C	–0–	–0–
(3) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			447,100	447,100
	PROGRAM REVENUE			6,100	6,100
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,100)	(6,100)
	TOTAL-ALL SOURCES			453,200	453,200
14	(4) ATTACHED DIVISIONS, BOARDS, COUNCILS AND COMMISSIONS				
15	(a) Adjudication of tax appeals	GPR	A	586,300	593,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(b) Adjudication of equalization					
2	appeals	GPR	S	–0–	–0–	
3	(c) Claims board; general program					
4	operations	GPR	A	46,600	46,600	
5	(d) Claims awards	GPR	S	25,000	25,000	
6	(f) Hearings and appeals operations	GPR	A	2,017,500	2,037,700	
7	(gm) Gifts and grants	PR	C	–0–	–0–	
8	(h) Program services	PR	A	26,000	26,000	
9	(is) Relay service	PR	A	5,007,200	5,007,200	
10	(k) Waste facility siting board; general					
11	program operations	PR-S	A	121,600	121,600	
12	(ka) State use board — general program					
13	operations	PR-S	A	140,500	140,500	
14	(kp) Hearings and appeals fees	PR-S	A	1,923,500	1,937,200	
15	(r) State capitol and executive					
16	residence board; gifts and grants	SEG	C	–0–	–0–	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			2,675,400	2,702,300	
	PROGRAM REVENUE			7,218,800	7,232,500	
	OTHER			(5,033,200)	(5,033,200)	
	SERVICE			(2,185,600)	(2,199,300)	
	SEGREGATED FUNDS			–0–	–0–	
	OTHER			(–0–)	(–0–)	
	TOTAL-ALL SOURCES			9,894,200	9,934,800	
17	(5) FACILITIES MANAGEMENT					
18	(c) Principal repayment and interest;					
19	Black Point Estate	GPR	S	21,700	135,100	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(d) Prin repymt & int for former educ				
2	comm bd & cert grnts made for dig				
3	tv conv	GPR	S	-0-	-0-
4	(g) Principal repayment, interest and				
5	rebates; parking	PR-S	S	1,251,800	1,255,200
6	(h) Lease payments for educational				
7	broadcasting facilities	PR	C	-0-	-0-
8	(i) Emergency weather warning				
9	system operation	PR	A	-0-	-0-
10	(ka) Facility operations and				
11	maintenance; police and protection				
12	functions	PR-S	A	29,894,200	30,153,000
13	(kb) Parking	PR	A	706,900	714,900
14	(kc) Principal repayment, interest and				
15	rebates	PR-S	C	9,509,600	9,122,500
16	(q) Energy efficiency	SEG	S	-0-	-0-
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			21,700	135,100
	PROGRAM REVENUE			41,362,500	41,245,600
	OTHER			(706,900)	(714,900)
	SERVICE			(40,655,600)	(40,530,700)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			41,384,200	41,380,700
17	(6) OFFICE OF JUSTICE ASSISTANCE				
18	(a) General program operations	GPR	A	330,300	334,200
19	(c) Law enforcement officer				
20	supplement grants	GPR	A	1,000,000	1,000,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(i) Gifts and grants	PR	C	–0–	–0–
2	(j) Penalty assessment surcharge				
3	receipts	PR	C	–0–	–0–
4	(k) Anti-drug enforcement program —				
5	administration	PR-S	A	135,600	135,600
6	(kp) Anti-drug enforcement program,				
7	penalty assessment – local	PR-S	A	1,183,100	1,184,200
8	(kq) County law enforcement services	PR	A	250,000	250,000
9	(ks) Tribal law enforcement assistance	PR-S	A	525,000	925,000
10	(kt) Anti-drug enforcement program,				
11	penalty assessment – state	PR-S	A	996,900	1,294,200
12	(m) Federal aid, planning and				
13	administration, state operations	PR-F	C	350,700	352,800
14	(o) Federal aid, criminal justice				
15	improvement projects, state				
16	operations	PR-F	C	4,037,200	2,608,700
17	(p) Federal aid, criminal justice				
18	improvement projects, local				
19	assistance	PR-F	C	3,357,100	2,834,600
20	(pa) Federal aid, criminal justice				
21	improvement projects, aid to				
22	organizations	PR-F	C	1,429,500	1,458,500
23	(pb) Federal aid, anti-drug enforcement				
24	program, aids and local assistance	PR-F	C	5,742,500	5,741,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(pc) Federal aid, anti-drug enforcement				
2	program, state operations	PR-F	C	3,737,000	4,630,700
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,330,300	1,334,200
	PROGRAM REVENUE			21,744,600	21,415,700
	FEDERAL			(18,654,000)	(17,626,700)
	OTHER			(250,000)	(250,000)
	SERVICE			(2,840,600)	(3,539,000)
	TOTAL-ALL SOURCES			23,074,900	22,749,900
3	(7) HOUSING ASSISTANCE				
4	(a) General program operations	GPR	A	922,900	922,900
5	(b) Housing grants and loans	GPR	B	2,800,300	2,800,300
6	(c) Payments to designated agents	GPR	A	-0-	-0-
7	(d) Grants to local housing				
8	organizations	GPR	B	500,000	500,000
9	(dm) Transitional housing grants	GPR	A	375,000	375,000
10	(fm) Shelter for homeless and				
11	transitional housing	GPR	A	1,131,000	1,131,000
12	(g) Gifts and grants	PR	C	-0-	-0-
13	(gm) Funding for the homeless	PR	C	-0-	-0-
14	(h) Interest on real estate trust				
15	accounts	PR	C	-0-	-0-
16	(jf) Mobile home parks, dealers and				
17	salespersons	PR	A	142,300	-0-
18	(k) Sale of materials or services	PR-S	C	-0-	-0-
19	(kg) Housing program services	PR-S	C	6,702,600	6,702,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(km) Weatherization assistance	PR-S	C	10,000,000	10,000,000
2	(m) Federal aid; state operations	PR-F	C	4,111,500	4,111,500
3	(n) Federal aid; local assistance	PR-F	C	1,777,000	1,777,000
4	(o) Federal aid; individuals and				
5	organizations	PR-F	C	72,269,300	72,269,300
(7) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			5,729,200	5,729,200
	PROGRAM REVENUE			95,002,700	94,860,400
	FEDERAL			(78,157,800)	(78,157,800)
	OTHER			(142,300)	(-0-)
	SERVICE			(16,702,600)	(16,702,600)
	TOTAL-ALL SOURCES			100,731,900	100,589,600
6	(8) DIVISION OF GAMING				
7	(g) General program operations; racing	PR	A	2,141,200	2,141,200
8	(h) General program operations; Indian				
9	gaming	PR	A	2,080,200	1,320,700
10	(hm) Indian gaming receipts	PR	C	-0-	-0-
11	(i) County fair association grants	PR	C	50,000	50,000
12	(j) General program operations;				
13	charitable and crane games	PR	A	419,400	419,400
(8) PROGRAM TOTALS					
	PROGRAM REVENUE			4,690,800	3,931,300
	OTHER			(4,690,800)	(3,931,300)
	TOTAL-ALL SOURCES			4,690,800	3,931,300
20.505 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			19,449,100	19,493,300
	PROGRAM REVENUE			361,185,000	360,304,600
	FEDERAL			(106,027,700)	(105,000,400)
	OTHER			(18,680,800)	(15,167,300)
	SERVICE			(236,476,500)	(240,136,900)
	SEGREGATED FUNDS			1,843,500	1,843,500
	FEDERAL			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(843,500)	(843,500)
	SERVICE			(1,000,000)	(1,000,000)
	TOTAL-ALL SOURCES			382,477,600	381,641,400
1	20.506 Public broadcasting transitional board				
2	(1) PUBLIC BROADCASTING TRANSITIONAL BOARD				
3	(a) Transitional services	GPR	C	50,000	-0-
	20.506 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			50,000	-0-
	TOTAL-ALL SOURCES			50,000	-0-
4	20.507 Board of commissioners of public lands				
5	(1) TRUST LANDS AND INVESTMENTS				
6	(h) Trust lands and investments –				
7	general program operations	PR-S	A	1,126,300	1,154,500
8	(j) Payments to American Indian				
9	tribes or bands for raised sunken				
10	logs	PR	C	-0-	-0-
11	(k) Trust lands and investments –				
12	interagency and intra-agency				
13	assistance	PR-S	A	-0-	-0-
14	(mg) Federal aid — flood control	PR-F	C	52,700	52,700
	20.507 DEPARTMENT TOTALS				
	PROGRAM REVENUE			1,179,000	1,207,200
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,126,300)	(1,154,500)
	TOTAL-ALL SOURCES			1,179,000	1,207,200
15	20.510 Elections board				
16	(1) ADMINISTRATION OF ELECTION AND CAMPAIGN LAWS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(a) General program operations;				
2	general purpose revenue	GPR	B	867,500	868,400
3	(g) Recount fees	PR	C	–0–	–0–
4	(h) Materials and services	PR	A	15,000	15,000
5	(i) General program operations;				
6	program revenue	PR	A	27,200	27,200
7	(j) Electronic filing software	PR	C	–0–	–0–
8	(q) Wisconsin election campaign fund	SEG	C	100,000	700,000
2 0 . 5 1 0 D E P A R T M E N T T O T A L S					
	GENERAL PURPOSE REVENUES			867,500	868,400
	PROGRAM REVENUE			42,200	42,200
	OTHER			(42,200)	(42,200)
	SEGREGATED FUNDS			100,000	700,000
	OTHER			(100,000)	(700,000)
	TOTAL-ALL SOURCES			1,009,700	1,610,600
9	20.512 Employment relations, department of				
10	(1) EMPLOYMENT RELATIONS				
11	(a) General program operations	GPR	A	5,713,000	5,687,400
12	(i) Services to nonstate governmental				
13	units	PR	A	161,400	161,400
14	(j) Gifts and donations	PR	C	–0–	–0–
15	(jm) Employment of aid recipients	PR	A	189,800	191,400
16	(k) Funds received from other state				
17	agencies	PR-S	C	16,000	16,000
18	(ka) Publications	PR-S	A	169,300	183,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(km) Collective bargaining grievance				
2	arbitrations	PR-S	A	85,200	85,200
3	(m) Federal grants and contracts	PR-F	C	-0-	-0-
4	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			5,713,000	5,687,400
	PROGRAM REVENUE			621,700	637,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(351,200)	(352,800)
	SERVICE			(270,500)	(284,500)
	TOTAL-ALL SOURCES			6,334,700	6,324,700
5	(2) AFFIRMATIVE ACTION COUNCIL				
6	(a) General program operations	GPR	A	-0-	-0-
7	(j) Gifts and donations	PR	C	-0-	-0-
8	(m) Federal grants and contracts	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.512 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			5,713,000	5,687,400
	PROGRAM REVENUE			621,700	637,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(351,200)	(352,800)
	SERVICE			(270,500)	(284,500)
	TOTAL-ALL SOURCES			6,334,700	6,324,700
9	20.515 Employee trust funds, department of				
10	(1) EMPLOYE BENEFIT PLANS				
11	(a) Annuity supplements and				
12	payments	GPR	S	5,672,000	4,812,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(b) Health insurance payments for				
2	certain retired state employees	GPR	S	–0–	–0–
3	(c) Contingencies	GPR	S	–0–	–0–
4	(t) Automated operating system	SEG	C	272,000	272,000
5	(u) Employee-funded reimbursement				
6	account plan	SEG	C	–0–	–0–
7	(um) Benefit administration	SEG	B	5,000	5,000
8	(ut) Health insurance data collection				
9	and analysis contracts	SEG	A	269,800	269,800
10	(w) Administration	SEG	A	14,266,800	14,012,400

20.515 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	5,672,000	4,812,500
SEGREGATED FUNDS	14,813,600	14,559,200
OTHER	(14,813,600)	(14,559,200)
TOTAL-ALL SOURCES	20,485,600	19,371,700

11 20.521 Ethics board

12	(1) ETHICS AND LOBBYING REGULATION				
13	(a) General program operations;				
14	general purpose revenue	GPR	A	226,700	226,700
15	(g) General program operations;				
16	program revenue	PR	A	286,000	286,000
17	(h) Gifts and grants	PR	C	–0–	–0–
18	(i) Materials and services	PR	A	15,000	15,000

20.521 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	226,700	226,700
PROGRAM REVENUE	301,000	301,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
	OTHER			(301,000)	(301,000)
	TOTAL-ALL SOURCES			527,700	527,700
1	20.525 Office of the governor				
2	(1) EXECUTIVE ADMINISTRATION				
3	(a) General program operations	GPR	S	2,862,000	2,862,000
4	(b) Contingent fund	GPR	S	21,700	21,700
5	(c) Membership in national				
6	associations	GPR	S	107,100	111,400
7	(d) Disability board	GPR	S	-0-	-0-
8	(f) Literacy improvement aids	GPR	A	28,000	28,000
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(kb) Assistance from state agencies	PR-S	C	25,000	25,000
11	(kf) Literacy improvement aids;				
12	program revenues	PR-S	A	25,000	25,000
13	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,018,800	3,023,100
	PROGRAM REVENUE			50,000	50,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(50,000)	(50,000)
	TOTAL-ALL SOURCES			3,068,800	3,073,100
14	(2) EXECUTIVE RESIDENCE				
15	(a) General program operations	GPR	S	184,600	184,600
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			184,600	184,600
	TOTAL-ALL SOURCES			184,600	184,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
20.525 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			3,203,400	3,207,700
PROGRAM REVENUE			50,000	50,000
FEDERAL			(0-)	(0-)
OTHER			(0-)	(0-)
SERVICE			(50,000)	(50,000)
TOTAL-ALL SOURCES			3,253,400	3,257,700
1 20.536 Investment board				
2 (1) INVESTMENT OF FUNDS				
3 (k) General program operations	PR-S	A	13,161,800	15,328,600
4 (ka) General program operations;				
5 environmental improvement fund	PR-S	C	-0-	-0-
20.536 DEPARTMENT TOTALS				
PROGRAM REVENUE			13,161,800	15,328,600
SERVICE			(13,161,800)	(15,328,600)
TOTAL-ALL SOURCES			13,161,800	15,328,600
6 20.540 Office of the lieutenant governor				
7 (1) EXECUTIVE COORDINATION				
8 (a) General program operations	GPR	A	503,100	503,100
9 (g) Gifts, grants and proceeds	PR	C	-0-	-0-
10 (k) Grants from state agencies	PR-S	C	-0-	-0-
11 (m) Federal aid	PR-F	C	-0-	-0-
20.540 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			503,100	503,100
PROGRAM REVENUE			-0-	-0-
FEDERAL			(0-)	(0-)
OTHER			(0-)	(0-)
SERVICE			(0-)	(0-)
TOTAL-ALL SOURCES			503,100	503,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	20.547 Personnel commission				
2	(1) REVIEW OF PERSONNEL DECISIONS				
3	(a) General program operations	GPR	A	855,500	857,700
4	(h) Publications	PR	A	3,000	3,000
5	(m) Federal aid	PR-F	C	-0-	-0-
	20.547 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			855,500	857,700
	PROGRAM REVENUE			3,000	3,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,000)	(3,000)
	TOTAL-ALL SOURCES			858,500	860,700
6	20.550 Public defender board				
7	(1) LEGAL ASSISTANCE				
8	(a) Program administration	GPR	A	1,894,400	2,415,400
9	(b) Appellate representation	GPR	A	3,850,300	3,851,000
10	(c) Trial representation	GPR	A	34,978,700	34,998,700
11	(d) Private bar and investigator				
12	reimbursement	GPR	B	18,314,000	18,826,700
13	(e) Private bar and investigator				
14	payments; administration costs	GPR	A	553,600	553,600
15	(f) Transcript and record payments	GPR	A	1,249,600	1,249,600
16	(fb) Payments from clients;				
17	administrative costs	PR	A	130,000	130,000
18	(g) Gifts and grants	PR	C	-0-	-0-
19	(h) Contractual agreements	PR-S	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(i) Tuition payments	PR	C	-0-	-0-
2	(kj) Conferences and training	PR-S	A	113,300	113,300
3	(L) Private bar and inv.				
4	reimbursement; payments for legal				
5	representation	PR	C	1,024,700	1,024,700
6	(m) Federal aid	PR-F	C	-0-	-0-
20.550 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			60,840,600	61,895,000
	PROGRAM REVENUE			1,268,000	1,268,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,154,700)	(1,154,700)
	SERVICE			(113,300)	(113,300)
	TOTAL-ALL SOURCES			62,108,600	63,163,000
7	20.566 Revenue, department of				
8	(1) COLLECTION OF TAXES				
9	(a) General program operations	GPR	A	50,631,400	48,040,400
10	(g) Administration of county sales and				
11	use taxes	PR	A	2,922,300	2,172,300
12	(ga) Cigarette tax stamps	PR	A	177,800	177,800
13	(gb) Business tax registration	PR	A	1,513,500	1,186,800
14	(gd) Administration of special district				
15	taxes	PR	A	382,700	337,700
16	(gf) Administration of resort tax	PR	A	18,500	18,500
17	(gg) Administration of local taxes	PR	A	278,900	203,900
18	(gm) Administration of tax on controlled				
19	substances dealers	PR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(h) Debt collection	PR	A	294,300	293,100
2	(ha) Administration of liquor tax	PR	A	215,400	170,400
3	(hm) Collections under contracts	PR	S	352,800	352,800
4	(hp) Administration of endangered				
5	resources voluntary payments	PR	A	33,000	33,000
6	(i) Gifts and grants	PR	C	–0–	–0–
7	(m) Federal funds; state operations	PR-F	C	–0–	–0–
8	(qm) Administration of rental vehicle fee	SEG	A	31,200	31,200
9	(r) Administration of dry cleaner fees	SEG	A	54,800	54,800
10	(s) Petroleum inspection fee collection	SEG	A	126,100	126,100
11	(u) Motor fuel tax administration	SEG	A	1,097,400	1,097,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			50,631,400	48,040,400
	PROGRAM REVENUE			6,189,200	4,946,300
	FEDERAL			(–0–)	(–0–)
	OTHER			(6,189,200)	(4,946,300)
	SEGREGATED FUNDS			1,309,500	1,309,500
	OTHER			(1,309,500)	(1,309,500)
	TOTAL-ALL SOURCES			58,130,100	54,296,200
12	(2) STATE AND LOCAL FINANCE				
13	(a) General program operations	GPR	A	10,765,800	10,765,800
14	(g) County assessment studies	PR	C	–0–	–0–
15	(gi) Municipal finance report				
16	compliance	PR	A	40,300	40,300
17	(h) Reassessments	PR	A	635,700	635,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(hi) Wisconsin property assessment				
2	manual	PR	A	66,900	66,900
3	(i) Gifts and grants	PR	C	–0–	–0–
4	(m) Federal funds; state operations	PR-F	C	–0–	–0–
5	(q) Railroad and air carrier tax				
6	administration	SEG	A	186,800	186,800
7	(r) Lottery credit administration	SEG	A	43,300	33,500
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			10,765,800	10,765,800
	PROGRAM REVENUE			742,900	742,900
	FEDERAL			(–0–)	(–0–)
	OTHER			(742,900)	(742,900)
	SEGREGATED FUNDS			230,100	220,300
	OTHER			(230,100)	(220,300)
	TOTAL-ALL SOURCES			11,738,800	11,729,000
8	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
9	(a) General program operations	GPR	A	15,520,100	15,534,000
10	(b) Integrated tax system technology	GPR	A	5,736,000	–0–
11	(c) Expert professional services	GPR	A	30,000	30,000
12	(g) Services	PR	A	57,000	57,000
13	(gm) Reciprocity agreement and				
14	publications	PR	A	201,400	201,400
15	(go) Reciprocity agreement; Illinois	PR	A	105,000	50,700
16	(i) Gifts and grants	PR	C	–0–	–0–
17	(k) Internal services	PR-S	A	200,300	200,300
18	(m) Federal funds; state operations	PR-F	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
(3) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				21,286,100	15,564,000
PROGRAM REVENUE				563,700	509,400
FEDERAL				(-0-)	(-0-)
OTHER				(363,400)	(309,100)
SERVICE				(200,300)	(200,300)
TOTAL-ALL SOURCES				21,849,800	16,073,400
1	(7)	INVESTMENT AND LOCAL IMPACT FUND			
2	(e)	Investment and local impact fund			
3		supplement	GPR	A	-0- -0-
4	(g)	Investment and local impact fund			
5		administrative expenses	PR	A	-0- -0-
6	(n)	Federal mining revenue			
			PR-F	C	-0- -0-
7	(v)	Investment and local impact fund			
			SEG	C	-0- -0-
(7) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
PROGRAM REVENUE				-0-	-0-
FEDERAL				(-0-)	(-0-)
OTHER				(-0-)	(-0-)
SEGREGATED FUNDS				-0-	-0-
OTHER				(-0-)	(-0-)
TOTAL-ALL SOURCES				-0-	-0-
8	(8)	LOTTERY			
9	(q)	General program operations			
			SEG	A	21,095,800 21,095,800
10	(r)	Retailer compensation			
			SEG	S	27,927,600 30,573,800
11	(s)	Prizes			
			SEG	S	-0- -0-
12	(v)	Vendor fees			
			SEG	S	12,178,700 12,419,000
(8) PROGRAM TOTALS					
SEGREGATED FUNDS				61,202,100	64,088,600
OTHER				(61,202,100)	(64,088,600)
TOTAL-ALL SOURCES				61,202,100	64,088,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
20.566 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			82,683,300	74,370,200
PROGRAM REVENUE			7,495,800	6,198,600
FEDERAL			(-0-)	(-0-)
OTHER			(7,295,500)	(5,998,300)
SERVICE			(200,300)	(200,300)
SEGREGATED FUNDS			62,741,700	65,618,400
OTHER			(62,741,700)	(65,618,400)
TOTAL-ALL SOURCES			152,920,800	146,187,200

1 **20.575 Secretary of state**

2 (1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES

3 (g) Program fees	PR	A	622,100	618,900
4 (ka) Agency collections	PR-S	A	4,000	4,000

20.575 DEPARTMENT TOTALS

PROGRAM REVENUE			626,100	622,900
OTHER			(622,100)	(618,900)
SERVICE			(4,000)	(4,000)
TOTAL-ALL SOURCES			626,100	622,900

5 **20.585 Treasurer, state**

6 (1) CUSTODIAN OF STATE FUNDS

7 (b) Insurance	GPR	A	-0-	-0-
8 (e) Unclaimed property; contingency				
9 appropriation	GPR	S	-0-	-0-
10 (g) Processing services	PR	A	172,200	172,800
11 (h) Training conferences	PR	C	-0-	-0-
12 (i) Gifts and grants	PR	C	-0-	-0-
13 (j) Unclaimed property	PR	C	642,800	804,000
14 (jt) Allocation – cash management	PR	A	45,800	46,400
15 (kb) General program operations	PR-S	A	520,000	522,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(km) Credit card use charges	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			1,380,800	1,545,900
	OTHER			(860,800)	(1,023,200)
	SERVICE			(520,000)	(522,700)
	TOTAL-ALL SOURCES			1,380,800	1,545,900
2	(2) COLLEGE TUITION PREPAYMENT PROGRAM				
3	(a) Administrative expenses; general				
4	fund	GPR	A	85,000	85,000
5	(q) Payment of tuition	SEG	S	-0-	-0-
6	(r) Payment of refunds	SEG	S	-0-	-0-
7	(s) Administrative expenses; tuition				
8	trust fund	SEG	A	147,000	150,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			85,000	85,000
	SEGREGATED FUNDS			147,000	150,000
	OTHER			(147,000)	(150,000)
	TOTAL-ALL SOURCES			232,000	235,000
	20.585 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			85,000	85,000
	PROGRAM REVENUE			1,380,800	1,545,900
	OTHER			(860,800)	(1,023,200)
	SERVICE			(520,000)	(522,700)
	SEGREGATED FUNDS			147,000	150,000
	OTHER			(147,000)	(150,000)
	TOTAL-ALL SOURCES			1,612,800	1,780,900
	General Executive Functions FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			180,149,200	172,007,000
	PROGRAM REVENUE			387,314,400	387,509,300
	FEDERAL			(106,080,400)	(105,053,100)
	OTHER			(29,311,300)	(24,661,400)
	SERVICE			(251,922,700)	(257,794,800)
	SEGREGATED FUNDS			79,645,800	82,871,100
	FEDERAL			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
OTHER			(78,645,800)	(81,871,100)
SERVICE			(1,000,000)	(1,000,000)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			647,109,400	642,387,400

Judicial

1 20.625 Circuit courts

2 (1) COURT OPERATIONS

3 (a) Circuit courts	GPR	S	49,024,500	49,024,500
4 (as) Violent crime court costs	GPR	A	-0-	-0-
5 (b) Permanent reserve judges	GPR	A	-0-	-0-
6 (c) Court interpreter fees	GPR	A	188,800	188,800
7 (d) Circuit court support payments	GPR	B	16,489,600	16,489,600
8 (e) Guardian ad litem costs	GPR	A	4,738,500	4,738,500
9 (m) Federal aid	PR-F	C	-0-	-0-

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	70,441,400	70,441,400
PROGRAM REVENUE	-0-	-0-
FEDERAL	(-0-)	(-0-)
TOTAL-ALL SOURCES	70,441,400	70,441,400

10 (3) CHILD CUSTODY HEARINGS AND STUDIES IN OTHER STATES

11 (a) General program operations	GPR	S	-0-	-0-
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(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	-0-	-0-
TOTAL-ALL SOURCES	-0-	-0-

20.625 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	70,441,400	70,441,400
PROGRAM REVENUE	-0-	-0-
FEDERAL	(-0-)	(-0-)
TOTAL-ALL SOURCES	70,441,400	70,441,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	20.660 Court of appeals				
2	(1) APPELLATE PROCEEDINGS				
3	(a) General program operations	GPR	S	6,997,900	6,997,900
4	(m) Federal aid	PR-F	C	-0-	-0-
	20.660 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			6,997,900	6,997,900
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,997,900	6,997,900
5	20.665 Judicial commission				
6	(1) JUDICIAL CONDUCT				
7	(a) General program operations	GPR	A	172,700	173,100
8	(cm) Contractual agreements	GPR	B	18,200	18,200
9	(d) General program operations;				
10	judicial council	GPR	A	35,000	35,000
11	(mm) Federal aid	PR-F	C	-0-	-0-
	20.665 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			225,900	226,300
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			225,900	226,300
12	20.680 Supreme court				
13	(1) SUPREME COURT PROCEEDINGS				
14	(a) General program operations	GPR	S	3,848,100	3,848,100
15	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			3,848,100	3,848,100
	PROGRAM REVENUE			-0-	-0-

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	1999-00	2000-01
FEDERAL					(-0-)	(-0-)
TOTAL-ALL SOURCES					3,848,100	3,848,100
1	(2)	DIRECTOR OF STATE COURTS				
2	(a)	General program operations	GPR	B	4,809,300	4,809,300
3	(b)	Judicial planning and research	GPR	A	-0-	-0-
4	(g)	Gifts and grants	PR	C	-0-	-0-
5	(h)	Materials and services	PR	C	50,900	50,900
6	(i)	Municipal judge training	PR	C	115,400	115,400
7	(j)	Court information systems	PR	C	7,014,700	8,304,300
8	(kc)	Central services	PR-S	A	164,000	164,000
9	(kd)	Court operations information				
10		technology	PR-S	A	-0-	-0-
11	(ke)	Interagency and intra-agency				
12		automation assistance	PR-S	C	-0-	-0-
13	(kp)	Court information systems; penalty				
14		assessment receipts	PR	A	950,000	-0-
15	(m)	Federal aid	PR-F	C	400,000	400,000
16	(qm)	Mediation fund	SEG	C	657,800	657,800
(2) PROGRAM TOTALS						
GENERAL PURPOSE REVENUES					4,809,300	4,809,300
PROGRAM REVENUE					8,695,000	9,034,600
FEDERAL					(400,000)	(400,000)
OTHER					(8,131,000)	(8,470,600)
SERVICE					(164,000)	(164,000)
SEGREGATED FUNDS					657,800	657,800
OTHER					(657,800)	(657,800)
TOTAL-ALL SOURCES					14,162,100	14,501,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(3) BAR EXAMINERS AND RESPONSIBILITY				
2	(g) Board of bar examiners	PR	C	528,200	528,200
3	(h) Board of attorneys professional				
4	responsibility	PR	C	1,382,700	1,382,700
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			1,910,900	1,910,900
	OTHER			(1,910,900)	(1,910,900)
	TOTAL-ALL SOURCES			1,910,900	1,910,900
5	(4) LAW LIBRARY				
6	(a) General program operations	GPR	B	1,065,600	1,022,600
7	(g) Library collections and services	PR	C	111,300	111,300
8	(h) Gifts and grants	PR	C	229,200	229,200
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,065,600	1,022,600
	PROGRAM REVENUE			340,500	340,500
	OTHER			(340,500)	(340,500)
	TOTAL-ALL SOURCES			1,406,100	1,363,100
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUES			9,723,000	9,680,000
	PROGRAM REVENUE			10,946,400	11,286,000
	FEDERAL			(400,000)	(400,000)
	OTHER			(10,382,400)	(10,722,000)
	SERVICE			(164,000)	(164,000)
	SEGREGATED FUNDS			657,800	657,800
	OTHER			(657,800)	(657,800)
	TOTAL-ALL SOURCES			21,327,200	21,623,800
	Judicial				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUES			87,388,200	87,345,600
	PROGRAM REVENUE			10,946,400	11,286,000
	FEDERAL			(400,000)	(400,000)
	OTHER			(10,382,400)	(10,722,000)
	SERVICE			(164,000)	(164,000)
	SEGREGATED FUNDS			657,800	657,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(657,800)	(657,800)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			98,992,400	99,289,400

Legislative

1	20.765	Legislature			
2	(1)	ENACTMENT OF STATE LAWS			
3	(a)	General program operations —			
4		assembly	GPR	S	20,558,000 20,558,000
5	(b)	General program operations —			
6		senate	GPR	S	13,346,100 13,346,100
7	(d)	Legislative documents; exhibit	GPR	S	9,596,200 8,028,600
		(1) PROGRAM TOTALS			
		GENERAL PURPOSE REVENUES			43,500,300 41,932,700
		TOTAL-ALL SOURCES			43,500,300 41,932,700
8	(2)	SPECIAL STUDY GROUPS			
9	(a)	Retirement committees	GPR	A	217,000 212,800
10	(ab)	Retirement actuarial studies	GPR	B	15,000 15,000
		(2) PROGRAM TOTALS			
		GENERAL PURPOSE REVENUES			232,000 227,800
		TOTAL-ALL SOURCES			232,000 227,800
11	(3)	SERVICE AGENCIES AND NATIONAL ASSOCIATIONS			
12	(a)	Revisor of statutes bureau	GPR	B	712,300 718,500
13	(b)	Legislative reference bureau	GPR	B	3,635,000 3,637,800
14	(c)	Legislative audit bureau	GPR	B	3,981,200 3,981,200
15	(d)	Legislative fiscal bureau	GPR	B	2,527,600 2,595,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(e) Legislative council	GPR	B	2,734,200	2,734,200
2	(em) Legislative technology services				
3	bureau	GPR	B	1,430,600	1,438,000
4	(f) Joint committee on legislative				
5	organization	GPR	B	-0-	-0-
6	(fa) Membership in national				
7	associations	GPR	S	150,500	155,600
8	(g) Gifts and grants to service agencies	PR	C	-0-	-0-
9	(ka) Audit bureau reimbursable audits	PR-S	A	1,281,900	1,355,200
10	(m) Federal aid	PR-F	C	-0-	-0-

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUES	15,171,400	15,260,500
PROGRAM REVENUE	1,281,900	1,355,200
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
SERVICE	(1,281,900)	(1,355,200)
TOTAL-ALL SOURCES	16,453,300	16,615,700

20.765 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUES	58,903,700	57,421,000
PROGRAM REVENUE	1,281,900	1,355,200
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
SERVICE	(1,281,900)	(1,355,200)
TOTAL-ALL SOURCES	60,185,600	58,776,200

**Legislative
FUNCTIONAL AREA TOTALS**

GENERAL PURPOSE REVENUES	58,903,700	57,421,000
PROGRAM REVENUE	1,281,900	1,355,200
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
SERVICE	(1,281,900)	(1,355,200)
SEGREGATED FUNDS	-0-	-0-
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
SERVICE	(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			60,185,600	58,776,200

General Appropriations

1	20.835 Shared revenue and tax relief				
2	(1) SHARED REVENUE PAYMENTS				
3	(b) Small municipalities shared				
4	revenue	GPR	S	10,000,000	10,000,000
5	(c) Expenditure restraint program				
6	account	GPR	S	48,000,000	48,000,000
7	(d) Shared revenue account	GPR	S	930,459,800	930,459,800
8	(e) State aid; computers	GPR	S	63,800,000	71,000,000
9	(f) County mandate relief account	GPR	S	20,159,000	20,159,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			1,072,418,800	1,079,618,800
	TOTAL-ALL SOURCES			1,072,418,800	1,079,618,800
10	(2) TAX RELIEF				
11	(b) Claim of right credit	GPR	S	-0-	-0-
12	(c) Homestead tax credit	GPR	S	81,200,000	78,600,000
13	(ci) Development zones investment				
14	credit	GPR	S	2,500	2,500
15	(cL) Development zones location credit	GPR	S	2,500	2,500
16	(cm) Development zones jobs credit	GPR	S	150,000	150,000
17	(cn) Development zones sales tax credit	GPR	S	150,000	150,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(d) Farmers' drought property tax				
2	credit	GPR	S	-0-	-0-
3	(dm) Farmland preservation credit	GPR	S	19,000,000	18,100,000
4	(ep) Cigarette and tobacco product tax				
5	refunds	GPR	S	9,520,000	9,320,000
6	(f) Earned income tax credit	GPR	S	14,200,000	15,400,000
7	(kf) Earned income tax credit;				
8	temporary assistance for needy				
9	families	PR-S	A	58,000,000	61,000,000
10	(q) Farmland tax relief credit	SEG	S	20,200,000	18,800,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			124,225,000	121,725,000
	PROGRAM REVENUE			58,000,000	61,000,000
	SERVICE			(58,000,000)	(61,000,000)
	SEGREGATED FUNDS			20,200,000	18,800,000
	OTHER			(20,200,000)	(18,800,000)
	TOTAL-ALL SOURCES			202,425,000	201,525,000
11	(3) STATE PROPERTY TAX CREDITS				
12	(b) School levy tax credit	GPR	S	469,305,000	469,305,000
13	(q) Lottery credit	SEG	S	107,237,000	101,923,100
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			469,305,000	469,305,000
	SEGREGATED FUNDS			107,237,000	101,923,100
	OTHER			(107,237,000)	(101,923,100)
	TOTAL-ALL SOURCES			576,542,000	571,228,100
14	(4) COUNTY AND LOCAL TAXES				
15	(g) County taxes	PR	C	-0-	-0-
16	(gb) Special district taxes	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(gd) Premier resort area tax	PR	C	-0-	-0-
2	(gg) Local taxes	PR	C	-0-	-0-
(4) PROGRAM TOTALS					
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
3	(5) PAYMENTS IN LIEU OF TAXES				
4	(a) Payments for municipal services	GPR	A	18,065,300	18,065,300
(5) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			18,065,300	18,065,300
	TOTAL-ALL SOURCES			18,065,300	18,065,300
20.835 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			1,684,014,100	1,688,714,100
	PROGRAM REVENUE			58,000,000	61,000,000
	OTHER			(-0-)	(-0-)
	SERVICE			(58,000,000)	(61,000,000)
	SEGREGATED FUNDS			127,437,000	120,723,100
	OTHER			(127,437,000)	(120,723,100)
	TOTAL-ALL SOURCES			1,869,451,100	1,870,437,200
5	20.855 Miscellaneous appropriations				
6	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
7	(a) Obligation on operating notes	GPR	S	8,500,000	15,500,000
8	(b) Operating note expenses	GPR	S	110,000	110,000
9	(bm) Payment of cancelled drafts	GPR	S	1,100,000	1,100,000
10	(c) Interest payments to program				
11	revenue accounts	GPR	S	-0-	-0-
12	(d) Interest payments to segregated				
13	funds	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(dm) Interest reimbursements to federal				
2	government	GPR	S	-0-	-0-
3	(e) Interest on prorated local				
4	government payments	GPR	S	-0-	-0-
5	(gm) Payment of cancelled drafts;				
6	program revenues	PR	S	-0-	-0-
7	(q) Redemption of operating notes	SEG	S	-0-	-0-
8	(r) Interest payments to general fund	SEG	S	-0-	-0-
9	(rm) Payment of cancelled drafts;				
10	segregated revenues	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			9,710,000	16,710,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			9,710,000	16,710,000
11	(3) RELOCATION EXPENSES				
12	(a) Capitol offices relocation	GPR	S	2,420,400	2,420,400
13	(b) Capitol restoration and relocation				
14	planning	GPR	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			2,420,400	2,420,400
	TOTAL-ALL SOURCES			2,420,400	2,420,400
15	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
16	(a) Interest on overpayment of taxes	GPR	S	800,000	900,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(am) Great Lakes protection fund				
2	contribution	GPR	C	–0–	–0–
3	(b) Election campaign payments	GPR	S	310,000	310,000
4	(c) Minnesota income tax reciprocity	GPR	S	44,500,000	48,000,000
5	(ca) Minnesota income tax reciprocity				
6	bench mark	GPR	A	–0–	–0–
7	(cm) Illinois income tax reciprocity	GPR	S	–0–	–0–
8	(cn) Illinois income tax reciprocity				
9	benchmark	GPR	A	105,000	50,700
10	(co) Illinois income tax reciprocity, 1998				
11	and 1999	GPR	A	8,250,000	–0–
12	(e) Transfer to conservation fund; land				
13	acquisition reimbursement	GPR	S	238,700	247,900
14	(f) Supplemental title fee matching	GPR	S	10,600,000	10,400,000
15	(q) Terminal tax distribution	SEG	S	1,046,300	1,057,400
16	(r) Petroleum allowance	SEG	S	400,000	400,000
17	(s) Transfer to conservation fund;				
18	motorboat formula	SEG	S	10,101,300	10,495,500
19	(t) Transfer to conservation fund;				
20	snowmobile formula	SEG	S	3,676,500	3,846,800
21	(u) Transfer to conservation fund;				
22	all-terrain vehicle formula	SEG	S	635,000	720,500
(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			64,803,700	59,908,600
	SEGREGATED FUNDS			15,859,100	16,520,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	1999-00	2000-01
OTHER				(15,859,100)	(16,520,200)
TOTAL-ALL SOURCES				80,662,800	76,428,800
1	(5) STATE HOUSING AUTHORITY RESERVE FUND				
2	(a) Enhancement of credit of authority				
3	debt	GPR	A	-0-	-0-
(5) PROGRAM TOTALS					
GENERAL PURPOSE REVENUES				-0-	-0-
TOTAL-ALL SOURCES				-0-	-0-
4	(6) MISCELLANEOUS RECEIPTS				
5	(g) Gifts and grants	PR	C	-0-	-0-
6	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
7	(i) Miscellaneous program revenue	PR	A	-0-	-0-
8	(j) Custody accounts	PR	C	-0-	-0-
9	(k) Aids to individuals and				
10	organizations	PR-S	C	-0-	-0-
11	(ka) Local assistance	PR-S	C	-0-	-0-
12	(m) Federal aid	PR-F	C	-0-	-0-
13	(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-
14	(7) DEBT COLLECTIONS				
15	(j) Delinquent support and				
16	maintenance payments	PR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
		(7) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			-0-	-0-	
1	(8) MARQUETTE UNIVERSITY					
2	(a) Dental clinic and educ facility;					
3	principal repayment, interest &					
4	rebates	GPR	S	-0-	-0-	
		(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-	
	TOTAL-ALL SOURCES			-0-	-0-	
5	(9) STATE CAPITOL RENOVATION AND RESTORATION					
6	(a) South wing renovation and					
7	restoration	GPR	C	-0-	-0-	
		(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-	
	TOTAL-ALL SOURCES			-0-	-0-	
	20.855 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUES			76,934,100	79,039,000	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			15,859,100	16,520,200	
	OTHER			(15,859,100)	(16,520,200)	
	TOTAL-ALL SOURCES			92,793,200	95,559,200	
8	20.865 Program supplements					
9	(1) EMPLOYE COMPENSATION AND SUPPORT					
10	(a) Judgments and legal expenses	GPR	S	50,000	50,000	
11	(c) Compensation and related					
12	adjustments	GPR	S	-0-	-0-	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(cb) Pay rate or range reassignments	GPR	A	7,827,200	7,827,200
2	(ci) Nonrepresented university system				
3	faculty and academic pay				
4	adjustments	GPR	S	-0-	-0-
5	(cj) Pay adjustments for certain				
6	university employes	GPR	A	-0-	-0-
7	(d) Employer fringe benefit costs	GPR	S	76,300	76,300
8	(e) Additional biweekly payroll	GPR	A	-0-	30,000,000
9	(em) Financial services	GPR	A	172,200	172,200
10	(fm) Risk management	GPR	A	-0-	-0-
11	(fn) Physically handicapped				
12	supplements	GPR	A	6,900	6,900
13	(g) Judgments and legal expenses;				
14	program revenues	PR	S	-0-	-0-
15	(i) Compensation and related				
16	adjustments; program revenues	PR	S	-0-	-0-
17	(ib) Pay rate or range reassignments	PR	A	1,286,500	1,286,500
18	(ic) Nonrepresented university system				
19	faculty and academic pay				
20	adjustments	PR	S	-0-	-0-
21	(j) Employer fringe benefit costs;				
22	program revenues	PR	S	-0-	-0-
23	(jm) Additional biweekly payroll;				
24	nonfederal program revenues	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(js) Financial services; program				
2	revenues	PR	S	-0-	-0-
3	(kr) Risk management; program				
4	revenues	PR-S	S	-0-	-0-
5	(Ln) Physically handicapped				
6	supplements; program revenues	PR	S	-0-	-0-
7	(m) Additional biweekly payroll; federal				
8	program revenues	PR-F	S	-0-	-0-
9	(q) Judgments and legal expenses;				
10	segregated revenues	SEG	S	-0-	-0-
11	(s) Compensation and related				
12	adjustments; segregated revenues	SEG	S	-0-	-0-
13	(si) Nonrepresented university system				
14	faculty and academic pay				
15	adjustments	SEG	S	-0-	-0-
16	(t) Employer fringe benefit costs;				
17	segregated revenues	SEG	S	-0-	-0-
18	(tm) Additional biweekly payroll;				
19	nonfederal segregated revenues	SEG	S	-0-	-0-
20	(ts) Financial services; segregated				
21	revenues	SEG	S	-0-	-0-
22	(ur) Risk management; segregated				
23	revenues	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(vn) Physically handicapped				
2	supplements; segregated revenues	SEG	S	-0-	-0-
3	(x) Additional biweekly payroll; federal				
4	segregated revenues	SEG-F	S	-0-	-0-
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			8,132,600	38,132,600
	PROGRAM REVENUE			1,286,500	1,286,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,286,500)	(1,286,500)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			9,419,100	39,419,100
5	(2) STATE PROGRAMS AND FACILITIES				
6	(a) Space management and child care	GPR	A	3,441,300	3,935,000
7	(ag) State-owned office rent supplement	GPR	A	1,189,900	2,379,800
8	(d) State deposit fund	GPR	S	-0-	-0-
9	(e) Maintenance of capitol and				
10	executive residence	GPR	A	5,492,700	5,492,700
11	(eb) Executive residence furnishings				
12	replacement	GPR	C	25,000	25,000
13	(em) Groundwater survey and analysis	GPR	A	231,200	231,200
14	(g) Space management and child care;				
15	program revenues	PR	S	-0-	-0-
16	(gg) State-owned office rent				
17	supplement; program revenues	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01	
1	(j) State deposit fund; program					
2	revenues	PR	S	-0-	-0-	
3	(L) Data processing and					
4	telecommunications study; program					
5	revenues	PR-S	S	-0-	-0-	
6	(q) Space management and child care;					
7	segregated revenues	SEG	S	-0-	-0-	
8	(qg) State-owned office rent					
9	supplement; segregated revenues	SEG	S	-0-	-0-	
10	(t) State deposit fund; segregated					
11	revenues	SEG	S	-0-	-0-	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			10,380,100	12,063,700	
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SERVICE			(-0-)	(-0-)	
	SEGREGATED FUNDS			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			10,380,100	12,063,700	
12	(3) TAXES AND SPECIAL CHARGES					
13	(a) Property taxes	GPR	S	-0-	-0-	
14	(g) Property taxes; program revenues	PR	S	-0-	-0-	
15	(i) Payments for municipal services;					
16	program revenues	PR	S	-0-	-0-	
17	(q) Property taxes; segregated					
18	revenues	SEG	S	-0-	-0-	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(s) Payments for municipal services;				
2	segregated revenues	SEG	S	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
3	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
4	(a) General purpose revenue funds				
5	general program supplementation	GPR	B	24,741,400	77,733,600
6	(g) Program revenue funds general				
7	program supplementation	PR	S	1,534,200	2,790,400
8	(m) Federal funds general program				
9	supplementation	PR-F	C	108,219,000	10,000,000
10	(u) Segregated funds general program				
11	supplementation	SEG	S	1,997,300	37,867,100
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			24,741,400	77,733,600
	PROGRAM REVENUE			109,753,200	12,790,400
	FEDERAL			(108,219,000)	(10,000,000)
	OTHER			(1,534,200)	(2,790,400)
	SEGREGATED FUNDS			1,997,300	37,867,100
	OTHER			(1,997,300)	(37,867,100)
	TOTAL-ALL SOURCES			136,491,900	128,391,100
12	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REV.-SERVICE APPROPRIATIONS				
13	(g) Supplementation of program				
14	revenue and program rev.-service				
15	appropriations	PR	S	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
(8) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.865 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			43,254,100	127,929,900
PROGRAM REVENUE			111,039,700	14,076,900
FEDERAL			(108,219,000)	(10,000,000)
OTHER			(2,820,700)	(4,076,900)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			1,997,300	37,867,100
FEDERAL			(-0-)	(-0-)
OTHER			(1,997,300)	(37,867,100)
TOTAL-ALL SOURCES			156,291,100	179,873,900
1 20.866 Public debt				
2 (1) BOND SECURITY AND REDEMPTION FUND				
3 (u) Principal repayment and interest	SEG	S	-0-	-0-
20.866 DEPARTMENT TOTALS				
SEGREGATED FUNDS			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
4 20.867 Building commission				
5 (1) STATE OFFICE BUILDINGS				
6 (a) Principal repayment and interest;				
7 housing of state agencies	GPR	S	-0-	-0-
8 (b) Principal repayment and interest;				
9 capitol and executive residence	GPR	S	2,689,600	7,159,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			2,689,600	7,159,000
TOTAL-ALL SOURCES			2,689,600	7,159,000
10 (2) ALL STATE-OWNED FACILITIES				
11 (b) Asbestos removal	GPR	A	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(c) Hazardous materials removal	GPR	A	-0-	-0-
2	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
3	(q) Building trust fund	SEG	C	-0-	-0-
4	(r) Planning and design	SEG	C	-0-	-0-
5	(u) Aids for buildings	SEG	C	-0-	-0-
6	(v) Building program funding				
7	contingency	SEG	C	-0-	-0-
8	(w) Building program funding	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUES			-0-	-0-
	SEGREGATED FUNDS			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
9	(3) STATE BUILDING PROGRAM				
10	(a) Principal repayment and interest	GPR	S	-0-	20,013,700
11	(b) Principal repayment and interest	GPR	S	49,900	-0-
12	(bm) Principal repayment, interest and				
13	rebates	GPR	S	-0-	-0-
14	(c) Lease rental payments	GPR	S	-0-	-0-
15	(d) Interest rebates on obligation				
16	proceeds; general fund	GPR	S	-0-	-0-
17	(e) Principal repayment, interest and				
18	rebates; parking ramp	GPR	S	-0-	-0-
19	(g) Principal repayment, interest and				
20	rebates; program revenues	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
1	(h) Principal repayment, interest and				
2	rebates	PR	S	-0-	-0-
3	(i) Principal repayment, interest and				
4	rebates; capital equipment	PR	S	-0-	-0-
5	(k) Interest rebates on obligation				
6	proceeds; program revenues	PR-S	C	-0-	-0-
7	(q) Principal repayment and interest;				
8	segregated revenues	SEG	S	-0-	-0-
9	(r) Interest rebates on obligation				
10	proceeds; conservation fund	SEG	S	-0-	-0-
11	(s) Interest rebates on obligation				
12	proceeds; transportation fund	SEG	S	-0-	-0-
13	(t) Interest rebates on obligation				
14	proceeds; veterans trust fund	SEG	S	-0-	-0-
15	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUES			49,900	20,013,700
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED FUNDS			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			1,074,100	21,037,900
16	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
17	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
18	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED FUNDS			-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-
20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUES			2,739,500	27,172,700
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SERVICE			(-0-)	(-0-)
SEGREGATED FUNDS			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL-ALL SOURCES			3,763,700	28,196,900
1 20.875 Budget stabilization fund				
2 (1) TRANSFERS TO FUND				
3 (a) General fund transfer	GPR	A	-0-	-0-
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			-0-	-0-
TOTAL-ALL SOURCES			-0-	-0-
4 (2) TRANSFERS FROM FUND				
5 (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			1,806,941,800	1,922,855,700
PROGRAM REVENUE			169,039,700	75,076,900
FEDERAL			(108,219,000)	(10,000,000)
OTHER			(2,820,700)	(4,076,900)
SERVICE			(58,000,000)	(61,000,000)
SEGREGATED FUNDS			146,317,600	176,134,600
FEDERAL			(-0-)	(-0-)
OTHER			(146,317,600)	(176,134,600)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1999-00	2000-01
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			2,122,299,100	2,174,067,200
STATE TOTAL			20,210,228,000	20,674,828,400
GENERAL PURPOSE REVENUES			10,535,256,200	10,908,319,800
PROGRAM REVENUE			6,794,942,000	6,917,108,900
FEDERAL			(4,141,029,500)	(4,195,766,700)
OTHER			(1,889,777,100)	(1,942,216,200)
SERVICE			(764,135,400)	(779,126,000)
SEGREGATED FUNDS			2,880,029,800	2,849,399,700
FEDERAL			(632,423,900)	(582,023,000)
OTHER			(2,032,966,300)	(2,050,445,300)
SERVICE			(145,141,600)	(152,038,500)
LOCAL			(69,498,000)	(64,892,900)

1

2 **SECTION 173.** 20.115 (1) (g) of the statutes is amended to read:

3 20.115 (1) (g) *Related services.* The amounts in the schedule for the conduct of
4 services related to food and trade regulation, including special and overtime meat
5 inspection services under s. 97.42 (3), and investigative and audit services under ss.
6 93.06 (6) (b), 100.06 (1g) (c) and 100.07 (1). All, but excluding services financed under
7 pars. (gf) and (h). Except as provided in pars. (gf) and (h), all moneys received from
8 authorized service fees related to food and trade regulation shall be credited to this
9 appropriation.

10 **SECTION 174.** 20.115 (1) (gf) of the statutes is created to read:

11 20.115 (1) (gf) *Fruit and vegetable inspection.* The amounts in the schedule for
12 fruit and vegetable inspection. All moneys received for the inspection of fruits and
13 vegetables under ss. 93.06 (1m), 93.09 (10) and 100.03 (3) (a) 1. shall be credited to
14 this appropriation account.

15 **SECTION 175.** 20.115 (1) (gm) of the statutes is amended to read:

1 20.115 (1) (gm) *Dairy trade regulation; dairy product and vegetable producer*
2 *security and trade practices.* The amounts in the schedule for the regulation of
3 vegetable procurement under s. 100.03, of dairy plant financial condition under s.
4 100.06 and of dairy trade practices under s. 100.201. All moneys received under ss.
5 100.03 (3) (a) 2. and 3., 100.06 (9) and 100.201 (6) shall be credited to this
6 appropriation.

7 **SECTION 176.** 20.115 (1) (j) of the statutes is amended to read:

8 20.115 (1) (j) *Weights and measures inspection.* The amounts in the schedule
9 for weights and measures inspection, testing and enforcement under ch. 98. All
10 moneys received under ss. 93.06 (1p), 94.64 (4) (a) 6., 94.72 (6) (a) 3., 97.30 (3) (am),
11 98.04 (2), 98.05 (5), 98.16, 98.18 and 98.245 (7) shall be credited to this appropriation.

12 **SECTION 177.** 20.115 (1) (jb) of the statutes is created to read:

13 20.115 (1) (jb) *Consumer information and education.* The amounts in the
14 schedule for consumer protection information and education. All moneys received
15 under s. 100.261 (3) (b) shall be credited to this appropriation account.

16 **SECTION 178.** 20.115 (2) (j) of the statutes is amended to read:

17 20.115 (2) (j) *Dog licenses, rabies control and related services.* The amounts in
18 the schedule to provide dog license tags and forms under s. 174.07 (2), to perform
19 other program responsibilities under ch. 174, to administer the rabies control
20 program under s. 95.21, to help administer the rabies control media campaign and
21 to carry out the humane activities under s. 93.07 (11). All moneys received by the
22 ~~state treasurer~~ under s. ss. 95.21 (9) (c) and 174.09 (1) shall be credited to this
23 appropriation.

24 **SECTION 179.** 20.115 (2) (j) of the statutes, as affected by 1997 Wisconsin Act
25 192 and 1999 Wisconsin Act (this act), is repealed and recreated to read:

1 20.115 (2) (j) *Dog licenses, rabies control and related services.* The amounts in
2 the schedule to provide dog license tags and forms under s. 174.07 (2), to perform
3 other program responsibilities under ch. 174, to administer the rabies control
4 program under s. 95.21, to help administer the rabies control media campaign and
5 to carry out humane activities under s. 93.07 (11) and ch. 173. All moneys received
6 under ss. 95.21 (9) (c), 173.27 and 174.09 (1) shall be credited to this appropriation.

7 **SECTION 179p.** 20.115 (3) (c) of the statutes is created to read:

8 20.115 (3) (c) *Export promotion program.* A sum sufficient for promotion of
9 exports of agricultural products, not to exceed, in any fiscal year, the difference
10 between \$300,000 and the amount by which federal moneys received for this purpose
11 in that fiscal year exceed the federal moneys received for this purpose in fiscal year
12 1998–99.

13 **SECTION 180.** 20.115 (3) (g) of the statutes is amended to read:

14 20.115 (3) (g) *Related services.* The amounts in the schedule for the conduct of
15 authorized marketing services, ~~except services financed under par. (h).~~ Except as
16 provided in par. (h), all. All moneys received from authorized fees related to
17 marketing services, ~~including moneys received for inspection, grading and~~
18 ~~certification of fruits and vegetables under ss. 93.06 (1m), 93.09 (10) and 100.03 (3)~~
19 ~~(a) 1. and 2.,~~ shall be credited to this appropriation account.

20 **SECTION 181.** 20.115 (3) (h) of the statutes is renumbered 20.115 (1) (h).

21 **SECTION 182.** 20.115 (4) (cd) of the statutes is created to read:

22 20.115 (4) (cd) *Federal dairy policy reform.* Biennially, the amounts in the
23 schedule to provide assistance to organizations to reform federal dairy pricing
24 policies under s. 93.06 (12).

1 **SECTION 183.** 20.115 (4) (cd) of the statutes, as created by 1999 Wisconsin Act
2 (this act), is repealed.

3 **SECTION 183g.** 20.115 (4) (q) of the statutes is created to read:

4 20.115 (4) (q) *Grants for agriculture in the classroom program.* From the
5 agricultural management fund, the amounts in the schedule for grants for the
6 agriculture in the classroom program under s. 93.32.

7 **SECTION 183t.** 20.115 (7) (b) of the statutes is created to read:

8 20.115 (7) (b) *Conservation reserve enhancement program.* Biennially, the
9 amounts in the schedule for the conservation reserve enhancement program under
10 s. 93.70.

11 **SECTION 184.** 20.115 (7) (d) of the statutes is created to read:

12 20.115 (7) (d) *Drainage board grants.* The amounts in the schedule for grants
13 to drainage boards under s. 88.15. No moneys may be encumbered from this
14 appropriation after June 30, 2004.

15 **SECTION 184e.** 20.115 (7) (e) of the statutes is repealed.

16 **SECTION 185.** 20.115 (7) (ga) of the statutes is amended to read:

17 20.115 (7) (ga) *Related services.* All moneys received from publication sales and
18 service fees authorized by law that are related to agricultural resource management,
19 from fees under s. 94.50 and from costs paid by municipalities under s. 88.64 (6), for
20 the publication of informational materials and the conduct of services related to
21 agricultural resource management.

22 **SECTION 186.** 20.115 (7) (gb) of the statutes is created to read:

23 20.115 (7) (gb) *Agricultural resource management; gifts and grants.* All moneys
24 received from gifts, grants and bequests for the agricultural resource management
25 purposes under chs. 88 and 91 to 94 to carry out the purposes for which made.

1 **SECTION 187.** 20.115 (7) (j) of the statutes is repealed.

2 **SECTION 188.** 20.115 (7) (ja) of the statutes is created to read:

3 20.115 (7) (ja) *Plant protection.* All moneys received under s. 94.10 (2), (3) and
4 (3g) for plant protection, including nursery regulation and the detection and control
5 of plant pests.

6 **SECTION 188f.** 20.115 (7) (km) of the statutes is repealed.

7 **SECTION 189.** 20.115 (7) (qc) of the statutes is created to read:

8 20.115 (7) (qc) *Plant protection; conservation fund.* From the conservation
9 fund, the amounts in the schedule for plant protection, including nursery regulation
10 and control of plant pests.

11 **SECTION 189e.** 20.115 (7) (uc) of the statutes is created to read:

12 20.115 (7) (uc) *Pesticide sales and use reporting system administration.* From
13 the agrichemical management fund, as a continuing appropriation, the amounts in
14 the schedule for the development and administration of the pesticide sales and use
15 reporting system under s. 94.695.

16 **SECTION 189g.** 20.115 (7) (ue) of the statutes is created to read:

17 20.115 (7) (ue) *Pesticide sales and use reporting system development.* From the
18 environmental fund, as a continuing appropriation, the amounts in the schedule to
19 contract for assistance in developing the pesticide sales and use reporting system
20 under s. 94.695.

21 **SECTION 190.** 20.115 (8) (g) of the statutes is amended to read:

22 20.115 (8) (g) *Gifts and grants.* Except as provided in ~~sub.~~ subs. (2) (gb) or (3)
23 (ga), (4) (i) and (7) (gb), all moneys received from gifts and grants to carry out the
24 purposes for which made.

25 **SECTION 191.** 20.115 (8) (ga) of the statutes is amended to read:

1 20.115 **(8)** (ga) *Milk standards program*. All moneys received as payment for
2 milk standards produced and used in the calibration and verification of instruments
3 used for milk component testing and related costs for the milk standards program.
4 ~~On June 30, 1990, 1991, 1992, 1993 and 1994, the department shall make payments,~~
5 ~~of at least \$10,000 each year, to the general fund from this appropriation for the~~
6 ~~purpose of reimbursing milk standards program start-up costs. The payments shall~~
7 ~~total an amount equal to \$142,200 by June 30, 1994.~~

8 **SECTION 192.** 20.115 (8) (j) of the statutes is created to read:

9 20.115 **(8)** (j) *Electronic processing*. All moneys received under s. 93.06 (1n) to
10 be used for electronic processing authorized under s. 93.06 (1n) (a) and (b).

11 **SECTION 193.** 20.115 (8) (k) of the statutes is amended to read:

12 20.115 **(8)** (k) *Computer system equipment, staff and services*. The amounts in
13 the schedule for the costs of computer system equipment, staff and services. All
14 moneys transferred for this purpose from pars. (ga), (gm), (h), (ha), (i), (kp), (ks), (m)
15 and (pz) and subs. (1) (g), (gb), (gh), (gm), (hm), (j), (jm), (m), (r) and (s), (2) (g), (ha),
16 (j), (k) and (m), (3) (g), (h), (i), (j), (ja), (L) and (m) and (7) (g), (ga), (gm), (k) and (m)
17 received from the department for those purposes shall be credited to this
18 appropriation account.

19 **SECTION 193m.** 20.115 (8) (kt) of the statutes is repealed.

20 **SECTION 195c.** 20.143 (1) (br) (title) of the statutes is amended to read:

21 20.143 **(1)** (br) (title) *Brownfields and groundwater contamination grant*
22 *program; general purpose revenue.*

23 **SECTION 196.** 20.143 (1) (c) of the statutes, as affected by 1997 Wisconsin Act
24 237, section 24, and 1997 Wisconsin Act 310, section 1c, is repealed and recreated to
25 read:

1 20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements and*
2 *assistance.* Biennially, the amounts in the schedule for grants under ss. 560.081 (3),
3 560.145, 560.16 and 560.175; for grants and loans under ss. 560.62, 560.63 and
4 560.66; for loans under s. 560.147; for reimbursements under s. 560.167; for
5 providing assistance under s. 560.06; for the costs specified in s. 560.607; for the loan
6 under 1999 Wisconsin Act ... (this act), section 9110 (4); and for the grants under
7 1995 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin Act 119, section 2 (1), 1997
8 Wisconsin Act 27, section 9110 (6g), and 1999 Wisconsin Act ... (this act), section
9 9110 (5) and (6e). Of the amounts in the schedule, \$50,000 shall be allocated in each
10 of fiscal years 1997–98 and 1998–99 for providing the assistance under s. 560.06 (1).
11 Notwithstanding s. 560.607, of the amounts in the schedule, \$125,000 shall be
12 allocated in each of 4 consecutive fiscal years, beginning with fiscal year 1998–99,
13 for grants and loans under s. 560.62 (1) (a).

14 **SECTION 197.** 20.143 (1) (df) of the statutes is renumbered 20.143 (1) (kf) and
15 amended to read:

16 20.143 (1) (kf) *American Indian economic development; technical assistance.*
17 The amounts in the schedule for grants under s. 560.875 (1). All moneys transferred
18 from the appropriation account under s. 20.505 (8) (hm) 6f. shall be credited to this
19 appropriation account.

20 **SECTION 198.** 20.143 (1) (dg) of the statutes is renumbered 20.143 (1) (kg) and
21 amended to read:

22 20.143 (1) (kg) *American Indian economic development; liaison.* The amounts
23 in the schedule for the American Indian economic liaison program under s. 560.87,
24 other than for grants under s. 560.87 (6). All moneys transferred from the
25 appropriation account under s. 20.505 (8) (hm) 6g. shall be credited to this
26 appropriation account.

1 **SECTION 199.** 20.143 (1) (dh) of the statutes is renumbered 20.143 (1) (kh) and
2 amended to read:

3 20.143 (1) (kh) *American Indian economic development; liaison — grants.* The
4 amounts in the schedule for grants under s. 560.87 (6). All moneys transferred from
5 the appropriation account under s. 20.505 (8) (hm) 6h. shall be credited to this
6 appropriation account.

7 **SECTION 202.** 20.143 (1) (f) of the statutes is renumbered 20.143 (1) (kr) and
8 amended to read:

9 20.143 (1) (kr) *Physician and health care provider loan assistance programs,*
10 *repayments and contract.* ~~As a continuing appropriation, the amounts in the~~
11 ~~schedule~~ All moneys transferred from the appropriation account under s. 20.505 (8)
12 (hm) 6r. and all moneys transferred under 1999 Wisconsin Act ... (this act), section
13 9210 (1), for loan repayments under ss. 560.183 and 560.184 and for contracting
14 under ss. 560.183 (8) and 560.184 (7).

15 **SECTION 203.** 20.143 (1) (id) of the statutes is created to read:

16 20.143 (1) (id) *Gaming economic diversification grants and loans; repayments.*
17 The amounts in the schedule for grants and loans under s. 560.138. All moneys
18 received in repayment of loans under s. 560.138 shall be credited to this
19 appropriation account.

20 **SECTION 204.** 20.143 (1) (ie) of the statutes is amended to read:

21 20.143 (1) (ie) *Wisconsin development fund, repayments.* All moneys received
22 in repayment of grants or loans under s. 560.085 (4) (b), 1985 stats., s. 560.147, s.
23 560.16, 1995 stats., s. 560.165, 1993 stats., subch. V of ch. 560 except s. 560.65, 1989
24 Wisconsin Act 336, section 3015 (1m), 1989 Wisconsin Act 336, section 3015 (2m),
25 1989 Wisconsin Act 336, section 3015 (3gx), 1997 Wisconsin Act 27, section 9110 (7f),

1 and 1997 Wisconsin Act 310, section 2 (2d), and 1999 Wisconsin Act (this act),
2 section 9110 (4), to be used for grants and loans under subch. V of ch. 560 except s.
3 560.65, for loans under s. 560.147, for grants under ~~s. ss. 560.081 (3), 560.16, 560.175~~
4 and 560.25, for assistance under s. 560.06 (2), for the loans loan under 1997
5 ~~Wisconsin Act 27~~ 1999 Wisconsin Act (this act), section 9110 (7f), ~~and 1997~~
6 ~~Wisconsin Act 310, section 2 (2d) (4),~~ and for reimbursements under s. 560.167.

7 **SECTION 205.** 20.143 (1) (ig) of the statutes is created to read:

8 20.143 (1) (ig) *Gaming economic development grants and loans; repayments.*

9 The amounts in the schedule for grants and loans under s. 560.137. All moneys
10 received in repayment of loans under s. 560.137 shall be credited to this
11 appropriation account.

12 **SECTION 207.** 20.143 (1) (kj) of the statutes is created to read:

13 20.143 (1) (kj) *Gaming economic development grants and loans.* The amounts

14 in the schedule for grants and loans under s. 560.137, for marketing the program
15 under s. 560.137, for the grants under s. 560.139, for the grants to Brown County
16 under 1999 Wisconsin Act (this act), section 9110 (1), and for the grant under 1999
17 Wisconsin Act (this act), section 9110 (6c). From this appropriation, the
18 department may expend in each fiscal year for marketing the program under s.
19 560.137 no more than the difference between \$100,000 and the amount that the
20 department spends in the same fiscal year from the appropriation under par. (km)
21 for marketing the program under s. 560.138. All moneys transferred from the
22 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
23 appropriation account.

24 **SECTION 208.** 20.143 (1) (kj) of the statutes, as created by 1999 Wisconsin Act

25 (this act), is amended to read:

1 20.143 (1) (kj) *Gaming economic development grants and loans.* The amounts
2 in the schedule for grants and loans under s. 560.137, for marketing the program
3 under s. 560.137, and for the grants under s. 560.139, ~~for the grants to Brown County~~
4 ~~under 1999 Wisconsin Act (this act), section 9110, and for the grant under 1999~~
5 ~~Wisconsin Act (this act), section 9110 (6e).~~ From this appropriation, the
6 department may expend in each fiscal year for marketing the program under s.
7 560.137 no more than the difference between \$100,000 and the amount that the
8 department spends in the same fiscal year from the appropriation under par. (km)
9 for marketing the program under s. 560.138. All moneys transferred from the
10 appropriation account under s. 20.505 (8) (hm) 6j. shall be credited to this
11 appropriation account.

12 **SECTION 209.** 20.143 (1) (km) of the statutes is created to read:

13 20.143 (1) (km) *Gaming economic diversification grants and loans.* The
14 amounts in the schedule for grants and loans under s. 560.138, for marketing the
15 program under s. 560.138 and for the grants under s. 560.139. From this
16 appropriation, the department may expend in each fiscal year for marketing the
17 program under s. 560.138 no more than the difference between \$100,000 and the
18 amount that the department spends in the same fiscal year from the appropriation
19 under par. (kj) for marketing the program under s. 560.137. All moneys transferred
20 from the appropriation account under s. 20.505 (8) (hm) 6m. shall be credited to this
21 appropriation account.

22 **SECTION 212c.** 20.143 (1) (qm) (title) of the statutes is amended to read:

23 20.143 (1) (qm) (title) *Brownfields and groundwater contamination grant*
24 *program; environmental fund.*

25 **SECTION 213.** 20.143 (1) (s) of the statutes is repealed.

1 **SECTION 214.** 20.143 (1) (sm) of the statutes is repealed.

2 **SECTION 216g.** 20.143 (3) (j) of the statutes is amended to read:

3 20.143 **(3)** (j) *Safety and building operations.* The amounts in the schedule for
4 the purposes of ~~subchs. I, II, III, IV and VI of ch. chs.~~ chs. 101, ~~chs.~~ 145 and 168 and ss.
5 236.12 (2) (a), 236.13 (1) (d) and (2m) and 236.335. All moneys received under ch. 145
6 and ss. 101.177 (4) (a) 4., 101.178, 101.19, 101.63 (9), 101.654 (3), 101.73 (12), 101.82
7 (4), 101.9205 (3), 101.9208 (1) and (3) to (10), 101.9213 (8), 101.9223, 101.935,
8 101.951 (2), 101.952 (2), 101.955 (2), 101.973 (7) and 236.12 (7) shall be credited to
9 this appropriation.

10 **SECTION 216m.** 20.143 (3) (Lm) of the statutes is created to read:

11 20.143 **(3)** (Lm) *Petroleum storage remedial action fees.* The amounts in the
12 schedule for the administration of ss. 101.143 and 101.144. All moneys received
13 under s. 101.143 (2) (L) shall be credited to this appropriation account.

14 **SECTION 217.** 20.143 (3) (s) of the statutes is created to read:

15 20.143 **(3)** (s) *Petroleum inspection fund — revenue obligation proceeds.* As a
16 continuing appropriation, all proceeds from revenue obligations that are issued
17 under subch. II or IV of ch. 18, authorized under s. 101.143 (9m) and deposited in a
18 fund in the state treasury created under s. 18.57 (1), to provide for reserves and for
19 expenses of issuance and management of the revenue obligations, and the remainder
20 to be transferred to the petroleum inspection fund for the purposes of the petroleum
21 storage remedial action program under s. 101.143. Estimated disbursements under
22 this paragraph shall not be included in the schedule under s. 20.005.

23 **SECTION 218.** 20.143 (3) (t) of the statutes is created to read:

24 20.143 **(3)** (t) *Petroleum inspection fund — revenue obligation repayment.* From
25 the petroleum inspection fund, a sum sufficient to repay the fund in the state

1 treasury created under s. 18.57 (1), or the separate and distinct fund outside the state
2 treasury under s. 18.562 (3) and (5) (e), the amount needed to retire revenue
3 obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m).

4 **SECTION 219.** 20.143 (3) (u) of the statutes is created to read:

5 20.143 (3) (u) *Revenue obligation debt service -- petroleum inspection fund.*

6 From the fund in the state treasury created under s. 18.57 (1), all moneys received
7 by the fund for the purpose of the retirement of revenue obligations, providing for
8 reserves and for operations relating to the management and retirement of revenue
9 obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m).
10 All moneys received by the fund are irrevocably appropriated in accordance with
11 subch. II of ch. 18 and further established in resolutions authorizing the issuance of
12 the revenue obligations and setting forth the distribution of funds to be received
13 thereafter. Estimated disbursements under this paragraph shall not be included in
14 the schedule under s. 20.005.

15 **SECTION 220.** 20.143 (3) (v) of the statutes is amended to read:

16 20.143 (3) (v) *Petroleum storage environmental remedial action; awards.*

17 Biennially, from the petroleum inspection fund, the amounts in the schedule to pay
18 awards under s. 101.143 and, legal costs incurred under s. 101.143 (7m), amounts
19 to reduce principal of outstanding revenue obligations issued pursuant to s. 101.143
20 (9m) and, if the department promulgates rules under s. 101.143 (2) (i) 1., to purchase,
21 or provide funding to purchase, insurance described in s. 101.143 (2) (i) 2.

22 **SECTION 221.** 20.143 (3) (vb) of the statutes is created to read:

23 20.143 (3) (vb) *Petroleum storage environmental remedial action revenue*
24 *bonding; awards.* From the petroleum inspection fund, a sum sufficient not to exceed
25 the net proceeds of special fund obligations issued pursuant to s. 101.143 (9m) to pay

1 awards under s. 101.143 (4) and legal costs incurred under s. 101.143 (7m).
2 Estimated disbursements under this paragraph shall not be included in the schedule
3 under s. 20.005.

4 **SECTION 221m.** 20.143 (4) (kc) of the statutes is repealed.

5 **SECTION 222.** 20.144 (1) (g) of the statutes is amended to read:

6 20.144 (1) (g) *General program operations.* The amounts in the schedule for the
7 general program operations of the department of financial institutions. Except as
8 provided in pars.(a), (h), (i) and (u), all moneys received by the department, other
9 than by the office of credit unions, the division of banking and the division of savings
10 and loan, and 88% of all moneys received by the department's division of banking and
11 the department's division of savings and loan shall be credited to this appropriation,
12 but any balance at the close of a fiscal year ~~exceeding 10% of the previous fiscal year's~~
13 ~~expenditures~~ under this appropriation shall lapse to the general fund. Annually,
14 \$200,000 of the amounts received under this appropriation account shall be
15 transferred to the appropriation account under s.20.575 (1) (g).

16 **SECTION 225.** 20.155 (1) (Lb) of the statutes is amended to read:

17 20.155 (1) (Lb) *Gifts for stray voltage program.* All moneys received from gifts
18 and grants for the ~~purpose of the stray voltage program~~ to carry out the purpose for
19 which received.

20 **SECTION 226.** 20.155 (1) (Lm) of the statutes is created to read:

21 20.155 (1) (Lm) *Consumer education and awareness.* All moneys received from
22 gifts, grants, orders, judgments and settlements for consumer education and
23 awareness to carry out the purpose for which received.

24 **SECTION 226c.** 20.155 (1) (q) of the statutes is amended to read:

1 20.155 (1) (q) *Universal telecommunications service*. ~~Biennially, from~~ From the
2 universal service fund, the amounts in the schedule for the promotion of universal
3 telecommunications service for the purposes specified in s. 196.218 (5) (a) 1. to 4., 8.
4 and 9.

5 **SECTION 226e.** 20.165 (1) (i) of the statutes is amended to read:

6 20.165 (1) (i) *Examinations; general program operations*. All Ninety percent
7 of all moneys received under s. 440.05 (1) (b) for the purposes of preparing,
8 administering and grading examinations. Notwithstanding s. 20.001 (3) (c), any
9 unencumbered balance in this appropriation account, excluding any amount
10 specified by the secretary of administration that is reserved for the payment of future
11 employe compensation or fringe benefit costs, at the end of each fiscal year which
12 exceeds 30% of the estimated amount shown in the schedule under s. 20.005 for that
13 fiscal year shall be transferred to the appropriation account under par. (g).

14 **SECTION 226g.** 20.215 (1) (b) of the statutes, as affected by 1997 Wisconsin Act
15 237, is amended to read:

16 20.215 (1) (b) *State aid for the arts*. The amounts in the schedule for
17 grants-in-aid or contract payments to groups, individuals, organizations and
18 institutions by the arts board under s. 44.53 (1) (f) and (2) (a) ~~and~~, for grants and loans
19 related to arts incubators under s. 44.60 and for the grant under 1999 Wisconsin Act
20 (this act), section 9105 (1c).

21 **SECTION 226m.** 20.215 (1) (e) of the statutes is created to read:

22 20.215 (1) (e) *High Point fund*. The amounts in the schedule for a grant to the
23 Milwaukee Foundation, Inc., for deposit in the High Point fund under s. 44.53 (1) (j).

24 **SECTION 226p.** 20.215 (1) (kb) of the statutes is repealed.

25 **SECTION 227.** 20.215 (1) (km) of the statutes is created to read:

1 20.215 (1) (km) *State aid for the arts; Indian gaming receipts.* The amounts in
2 the schedule for grants-in-aid or contract payments to American Indian groups,
3 individuals, organizations and institutions under s. 44.53 (1) (fm) and (2) (am). All
4 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 4b. shall
5 be credited to this appropriation account.

6 **SECTION 228.** 20.218 of the statutes is created to read:

7 **20.218 Public broadcasting corporation.** There is appropriated to the
8 broadcasting corporation, as defined in s. 39.81 (2), for the following costs:

9 **(1) EDUCATIONAL PROGRAMMING AND TRANSMISSION.** (a) *General program*
10 *operations.* The amounts in the schedule for educational programming for the
11 elementary and secondary schools in this state and for transmission to remote and
12 underserved areas of the state.

13 **SECTION 229m.** 20.225 (1) (a) of the statutes is amended to read:

14 20.225 (1) (a) *General program operations.* The amounts in the schedule to
15 carry out its functions other than programming under ss. 39.11 and 39.13. If the
16 secretary of administration determines that the federal communications
17 commission has approved the transfer of all broadcasting licenses held by the board
18 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
19 date of the last license transferred as determined by the secretary of administration
20 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

21 **SECTION 230m.** 20.225 (1) (b) of the statutes is amended to read:

22 20.225 (1) (b) *Energy costs.* The amounts in the schedule to pay for utilities and
23 for fuel, heat and air conditioning, and to pay costs incurred under ss. 16.858 and
24 16.895, by or on behalf of the board, and to repay to the energy efficiency fund loans
25 made to the board under s. 16.847 (6). If the secretary of administration determines

1 that the federal communications commission has approved the transfer of all
2 broadcasting licenses held by the board to the broadcasting corporation, as defined
3 in s. 39.81 (2), on and after the effective date of the last license transferred as
4 determined by the secretary of administration under s. 39.88 (2), no moneys may be
5 encumbered under this paragraph.

6 **SECTION 231m.** 20.225 (1) (c) of the statutes is amended to read:

7 20.225 (1) (c) *Principal repayment and interest.* A sum sufficient to reimburse
8 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
9 the acquisition, construction, development, enlargement or improvement of facilities
10 approved by the building commission for operation by the educational
11 communications board. If the secretary of administration determines that the
12 federal communications commission has approved the transfer of all broadcasting
13 licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2),
14 on and after the effective date of the last license transferred as determined by the
15 secretary of administration under s. 39.88 (2), no moneys may be encumbered under
16 this paragraph.

17 **SECTION 232m.** 20.225 (1) (d) of the statutes is amended to read:

18 20.225 (1) (d) *Milwaukee area technical college Area Technical College.* The
19 amounts in the schedule to contract with Milwaukee area technical college Area
20 Technical College under s. 39.11 (18). If the secretary of administration determines
21 that the federal communications commission has approved the transfer of all
22 broadcasting licenses held by the board to the broadcasting corporation, as defined
23 in s. 39.81 (2), on and after the effective date of the last license transferred as
24 determined by the secretary of administration under s. 39.88 (2), no moneys may be
25 encumbered under this paragraph.

1 **SECTION 233m.** 20.225 (1) (eg) of the statutes is amended to read:

2 20.225 (1) (eg) *Transmitter construction.* As a continuing appropriation, the
3 amounts in the schedule to construct national weather service transmitters. If the
4 secretary of administration determines that the federal communications
5 commission has approved the transfer of all broadcasting licenses held by the board
6 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
7 date of the last license transferred as determined by the secretary of administration
8 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

9 **SECTION 234m.** 20.225 (1) (er) of the statutes is amended to read:

10 20.225 (1) (er) *Transmitter operation.* The amounts in the schedule to operate
11 the transmitter constructed with moneys appropriated under par. (eg). If the
12 secretary of administration determines that the federal communications
13 commission has approved the transfer of all broadcasting licenses held by the board
14 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
15 date of the last license transferred as determined by the secretary of administration
16 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

17 **SECTION 235m.** 20.225 (1) (f) of the statutes is amended to read:

18 20.225 (1) (f) *Programming.* The amounts in the schedule for programming
19 under s. 39.11. If the secretary of administration determines that the federal
20 communications commission has approved the transfer of all broadcasting licenses
21 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
22 after the effective date of the last license transferred as determined by the secretary
23 of administration under s. 39.88 (2), no moneys may be encumbered under this
24 paragraph.

25 **SECTION 236m.** 20.225 (1) (g) of the statutes is amended to read:

1 20.225 (1) (g) *Gifts, grants, contracts and leases.* All moneys received from
2 gifts, grants, contracts and the lease of excess capacity to carry out the purposes for
3 which received. If the secretary of administration determines that the federal
4 communications commission has approved the transfer of all broadcasting licenses
5 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
6 after the effective date of the last license transferred as determined by the secretary
7 of administration under s. 39.88 (2), no moneys may be encumbered under this
8 paragraph.

9 **SECTION 237m.** 20.225 (1) (h) of the statutes is amended to read:

10 20.225 (1) (h) *Instructional material.* The amounts in the schedule for
11 providing instructional materials under s. 39.11 (16). All moneys received from the
12 sale of instructional material under s. 39.11 (16) and all moneys received under s.
13 39.115 (1) shall be credited to this appropriation. If the secretary of administration
14 determines that the federal communications commission has approved the transfer
15 of all broadcasting licenses held by the board to the broadcasting corporation, as
16 defined in s. 39.81 (2), on and after the effective date of the last license transferred
17 as determined by the secretary of administration under s. 39.88 (2), no moneys may
18 be encumbered under this paragraph.

19 **SECTION 238m.** 20.225 (1) (k) of the statutes is amended to read:

20 20.225 (1) (k) *Funds received from other state agencies.* All moneys received
21 from other state agencies to carry out the purposes for which received. If the
22 secretary of administration determines that the federal communications
23 commission has approved the transfer of all broadcasting licenses held by the board
24 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective

1 date of the last license transferred as determined by the secretary of administration
2 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

3 **SECTION 239m.** 20.225 (1) (ka) of the statutes is repealed.

4 **SECTION 240m.** 20.225 (1) (kb) of the statutes is amended to read:

5 20.225 (1) (kb) *Emergency weather warning system operation.* From the
6 moneys received by the department of administration for the provision of state
7 telecommunications and data processing services and sale of telecommunications
8 and data processing inventory items primarily to state agencies, the amounts in the
9 schedule for the operation of the emergency weather warning system under s. 39.11
10 (21). If the secretary of administration determines that the federal communications
11 commission has approved the transfer of all broadcasting licenses held by the board
12 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
13 date of the last license transferred as determined by the secretary of administration
14 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

15 **SECTION 241m.** 20.225 (1) (m) of the statutes is amended to read:

16 20.225 (1) (m) *Federal grants.* All moneys received from the federal
17 government as authorized by the governor under s. 16.54 for the purposes for which
18 made and received. If the secretary of administration determines that the federal
19 communications commission has approved the transfer of all broadcasting licenses
20 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
21 after the effective date of the last license transferred as determined by the secretary
22 of administration under s. 39.88 (2), no moneys may be encumbered under this
23 paragraph.

24 **SECTION 242.** 20.235 (1) (fb) of the statutes is renumbered 20.235 (1) (k) and
25 amended to read:

1 20.235 (1) (k) *Indian student assistance.* Biennially, the amounts in the
2 schedule to carry out the purposes of s. 39.38. All moneys transferred from the
3 appropriation account under s. 20.505 (8) (hm) 4i. shall be credited to this
4 appropriation account.

5 **SECTION 244.** 20.235 (1) (km) of the statutes is created to read:

6 20.235 (1) (km) *Wisconsin higher education grants; tribal college students.*
7 Biennially, the amounts in the schedule for the Wisconsin higher education grant
8 program under s. 39.435 for tribal college students, except for grants awarded under
9 s. 39.435 (2) or (5). All moneys transferred from the appropriation account under s.
10 20.505 (8) (hm) 10. shall be credited to this appropriation account.

11 **SECTION 244m.** 20.235 (2) (ka) of the statutes is repealed.

12 **SECTION 245m.** 20.235 (3) of the statutes is renumbered 20.485 (5), and 20.485
13 (5) (g), as renumbered, is amended to read:

14 20.485 (5) (g) *Proprietary school programs.* The amounts in the schedule for
15 the examination and approval of proprietary school programs. All moneys received
16 from the issuance of solicitor's permits under s. ~~39.51~~ 45.54 (8) and fees under s. ~~39.51~~
17 45.54 (10) shall be credited to this appropriation.

18 **SECTION 246m.** 20.245 (1) (b) of the statutes is repealed.

19 **SECTION 247.** 20.245 (2) (km) of the statutes is created to read:

20 20.245 (2) (km) *Northern Great Lakes Center.* The amounts in the schedule for
21 the operation of the Northern Great Lakes Center. All moneys transferred from the
22 appropriation account under s. 20.505 (8) (hm) 4h. shall be credited to this
23 appropriation account.

24 **SECTION 247d.** 20.245 (3) (c) of the statutes is created to read:

1 20.245 (3) (c) *Neenah clock tower project*. Biennially, the amounts in the
2 schedule for a grant to the city of Neenah under s. 44.02 (28). No moneys may be
3 encumbered from this appropriation after June 30, 2001.

4 **SECTION 247g.** 20.245 (3) (e) of the statutes is created to read:

5 20.245 (3) (e) *Principal repayment, interest and rebates*. A sum sufficient to
6 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
7 in financing the grants under s. 44.49, and to make the payments determined by the
8 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of
9 obligations incurred in financing the grants under s. 44.49.

10 **SECTION 247k.** 20.245 (4) (f) of the statutes is repealed.

11 **SECTION 247m.** 20.245 (4) (ka) of the statutes is repealed.

12 **SECTION 248.** 20.245 (4) (y) of the statutes is renumbered 20.245 (2) (y), and
13 20.245 (2) (y) (title), as renumbered, is amended to read:

14 20.245 (2) (y) (title) *Northern Great Lakes Center; interpretive programming*.

15 **SECTION 249.** 20.250 (1) (c) of the statutes is repealed.

16 **SECTION 250m.** 20.250 (1) (k) of the statutes is created to read:

17 20.250 (1) (k) *Tobacco-related illnesses*. All moneys received from the
18 department of health and family services under s. 255.15 (3) (a) 4., for tobacco use
19 prevention and cessation activities.

20 **SECTION 252.** 20.255 (1) (hr) of the statutes is renumbered 20.255 (1) (kd) and
21 amended to read:

22 20.255 (1) (kd) *Alcohol and other drug abuse program*. ~~All moneys received~~
23 ~~under s. 165.87 (1)~~ The amounts in the schedule for the purpose of s. 115.36 (2) and
24 the administration of s. 115.36 (3). All moneys transferred from the appropriation
25 account under s. 20.505 (6) (j) 4. shall be credited to this appropriation account.

1 **SECTION 252m.** 20.255 (1) (kt) of the statutes is repealed.

2 **SECTION 253.** 20.255 (2) (ac) of the statutes is amended to read:

3 20.255 **(2)** (ac) *General equalization aids.* A sum sufficient for the payment of
4 educational aids under ss. 121.08, 121.09 and 121.105 and subch. VI of ch. 121 equal
5 to \$3,318,488,800 in the 1997–98 fiscal year, equal to \$3,460,133,800 in the 1998–99
6 fiscal year and equal to the amount determined by the joint committee on finance
7 under s. 121.15 (3m) (c) in each fiscal year thereafter, less the amount appropriated
8 under par. (bi) and less the amounts paid under ss. 118.40 (2r) (e) and 119.23 (4).

9 **SECTION 254.** 20.255 (2) (b) of the statutes is amended to read:

10 20.255 **(2)** (b) *Aids for special education and school age parents programs.* The
11 amounts in the schedule for the payment of aids for ~~public and private school pupils~~
12 special education and school age parents programs under ss. 115.88, 115.93 and
13 118.255.

14 **SECTION 256.** 20.255 (2) (ci) of the statutes is renumbered 20.255 (2) (km) and
15 amended to read:

16 20.255 **(2)** (km) *Alternative school American Indian language and culture*
17 *education aid.* The amounts in the schedule for the payment of aid to alternative
18 schools for American Indian language and culture education programs under s.
19 115.75. All moneys transferred from the appropriation account under s. 20.505 (8)
20 (hm) 11. shall be credited to this appropriation account.

21 **SECTION 257.** 20.255 (2) (cu) of the statutes is amended to read:

22 20.255 **(2)** (cu) *Achievement guarantee contracts.* The amounts in the schedule
23 for aid to school districts and the program evaluation under s. 118.43. No funds may
24 be encumbered from this appropriation after June 30, ~~2003~~ 2005.

25 **SECTION 258.** 20.255 (2) (d) of the statutes is repealed.

1 **SECTION 259.** 20.255 (2) (dc) of the statutes is repealed.

2 **SECTION 260.** 20.255 (2) (dm) (title) of the statutes is amended to read:

3 20.255 (2) (dm) (title) *Grants for early alcohol and other drug abuse prevention*
4 *and intervention programs.*

5 **SECTION 261m.** 20.255 (2) (ec) of the statutes is repealed.

6 **SECTION 262.** 20.255 (2) (ed) of the statutes is repealed.

7 **SECTION 265.** 20.255 (2) (fy) of the statutes is repealed.

8 **SECTION 266.** 20.255 (2) (g) of the statutes is renumbered 20.255 (2) (kd) and
9 amended to read:

10 20.255 (2) (kd) *Aid for alcohol and other drug abuse programs. All moneys*
11 *received under s. 165.87 (1) The amounts in the schedule for the purpose of s. 115.36*
12 *(3). All moneys transferred from the appropriation account under s. 20.505 (6) (j) 5.*
13 *shall be credited to this appropriation account.*

14 **SECTION 266m.** 20.255 (2) (kh) of the statutes is created to read:

15 20.255 (2) (kh) *Head start supplement; federal block grant aids. All moneys*
16 *transferred from the appropriation account under s. 20.445 (3) (md) for the head start*
17 *supplement under s. 115.3615.*

18 **SECTION 267.** 20.255 (2) (kp) of the statutes is created to read:

19 20.255 (2) (kp) *Aid to Milwaukee Public Schools; federal block grant aids. The*
20 *amounts in the schedule for aid to the school district operating under ch. 119 under*
21 *ss. 119.72 and 119.82, to be distributed according to the spending plan under s.*
22 *119.80. All moneys transferred from the appropriation account under s. 20.445 (3)*
23 *(md) shall be credited to this appropriation account.*

24 **SECTION 268.** 20.255 (3) (eb) of the statutes is repealed.

25 **SECTION 269.** 20.255 (3) (ed) of the statutes is repealed.

1 **SECTION 270.** 20.255 (3) (ef) of the statutes is renumbered 20.445 (7) (ef) and
2 amended to read:

3 20.445 (7) (ef) *School-to-work programs for children at risk.* The amounts in
4 the schedule for grants to nonprofit organizations under s. ~~118.153 (3m)~~ 106.13 (4m).

5 **SECTION 270m.** 20.255 (3) (q) of the statutes is created to read:

6 20.255 (3) (q) *Periodical and reference information data bases.* From the
7 universal service fund, the amounts in the schedule to contract for periodical and
8 reference information data bases under s. 115.28 (26).

9 **SECTION 271.** 20.275 (1) (b) of the statutes is created to read:

10 20.275 (1) (b) *Foreign language instruction grants.* The amounts in the
11 schedule for foreign language instruction grants under s. 44.72 (5).

12 **SECTION 272.** 20.275 (1) (er) of the statutes is amended to read:

13 20.275 (1) (er) *Principal, interest and rebates; general purpose revenue — public*
14 *library boards.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of
15 principal and interest costs incurred in financing subsidized educational technology
16 infrastructure loans financial assistance to public library boards under s. 44.72 (4)
17 and to make full payment of the amounts determined by the building commission
18 under s. 13.488 (1) (m), to the extent that these costs and payments are not paid
19 under par. (hb).

20 **SECTION 273.** 20.275 (1) (es) of the statutes is amended to read:

21 20.275 (1) (es) *Principal, interest and rebates; general purpose revenue — school*
22 *districts.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal
23 and interest costs incurred in financing subsidized educational technology
24 infrastructure loans financial assistance to school districts under s. 44.72 (4) and to
25 make full payment of the amounts determined by the building commission under s.

1 13.488 (1) (m), to the extent that these costs and payments are not paid under par.
2 (h).

3 **SECTION 273m.** 20.275 (1) (et) of the statutes is amended to read:

4 20.275 (1) (et) *Educational technology training and technical assistance*
5 *grants.* ~~Biennially, the~~ The amounts in the schedule for grants to cooperative
6 educational service agencies and consortia under s. 44.72 (1).

7 **SECTION 274.** 20.275 (1) (fs) of the statutes is repealed.

8 **SECTION 274m.** 20.275 (1) (gf) of the statutes is created to read:

9 20.275 (1) (gf) *Payments from telecommunications carriers; school districts.* All
10 moneys received from telecommunications carriers in lieu of discounted service to
11 school districts under 47 USC 254 to make payments to telecommunications
12 providers under contracts with the department of administration under s. 16.974 (7)
13 (a) and, prior to July 1, 2002, to make grants to school districts under s. 44.73 (6).
14 Notwithstanding s. 20.001 (3) (c), the amount expended under this paragraph and
15 par. (s), in the aggregate, may not exceed the amounts in the schedule for par. (s).

16 **SECTION 274r.** 20.275 (1) (gg) of the statutes is created to read:

17 20.275 (1) (gg) *Payments from telecommunications carriers; libraries.* All
18 moneys received from telecommunications carriers in lieu of discounted service to
19 libraries under 47 USC 254 to make payments to telecommunications providers
20 under contracts with the department of administration under s. 16.974 (7) (b).
21 Notwithstanding s. 20.001 (3) (c), the amount expended under this paragraph and
22 par. (t), in the aggregate, may not exceed the amounts in the schedule for par. (t).

23 **SECTION 274t.** 20.275 (1) (gh) of the statutes is created to read:

24 20.275 (1) (gh) *Payments from telecommunications carriers; private schools.*
25 All moneys received from telecommunications carriers in lieu of discounted service

1 to private schools under 47 USC 254 to make payments to telecommunications
2 providers under contracts with the department of administration under s. 16.974 (7)
3 (c) and, prior to July 1, 2002, to make grants to private schools under s. 44.73 (6).
4 Notwithstanding s. 20.001 (3) (c), the amount expended under this paragraph and
5 par. (tm), in the aggregate, may not exceed the amounts in the schedule for par. (tm).

6 **SECTION 275.** 20.275 (1) (gm) of the statutes is created to read:

7 20.275 (1) (gm) *Wisconsin advanced telecommunications foundation services.*

8 All moneys received from the Wisconsin advanced telecommunications foundation
9 to provide administrative services to the Wisconsin advanced telecommunications
10 foundation under contracts under s. 44.71 (2) (bm).

11 **SECTION 276.** 20.275 (1) (h) of the statutes is amended to read:

12 20.275 (1) (h) *Principal, interest and rebates; program revenue — school*
13 *districts.* All moneys received under s. 44.72 (4) (c) to reimburse s. 20.866 (1) (u) for
14 the payment of principal and interest costs incurred in financing subsidized
15 educational technology infrastructure loans financial assistance to school districts
16 under s. 44.72 (4) and to make full payment of the amounts determined by the
17 building commission under s. 13.488 (1) (m).

18 **SECTION 277.** 20.275 (1) (hb) of the statutes is amended to read:

19 20.275 (1) (hb) *Principal, interest and rebates; program revenue — public*
20 *library boards.* All moneys received under s. 44.72 (4) (c) to reimburse s. 20.866 (1)
21 (u) for the payment of principal and interest costs incurred in financing subsidized
22 educational technology infrastructure loans financial assistance to public library
23 boards under s. 44.72 (4) and to make full payment of the amounts determined by the
24 building commission under s. 13.488 (1) (m).

25 **SECTION 278.** 20.275 (1) (L) of the statutes is amended to read:

1 20.275 (1) (L) *Equipment purchases and leases.* All moneys received from
2 school districts, cooperative educational service agencies and public educational
3 institutions for the purchase or lease of educational technology equipment under s.
4 44.71 (2) ~~(h)~~ (a) 8., for the purpose of purchasing such equipment.

5 **SECTION 279m.** 20.275 (1) (s) of the statutes is amended to read:

6 20.275 (1) (s) ~~*Educational telecommunications*~~ *Telecommunications* ~~*access*~~
7 ~~*support; school districts, cooperative educational service agencies and technical*~~
8 ~~*college districts.*~~ Biennially, from the universal service fund, the amounts in the
9 schedule to make payments to telecommunications providers under contracts with
10 the department of administration under s. 16.974 (7) (a) to the extent that the
11 amounts due are not paid from the ~~appropriation~~ appropriations under ~~par. (gf)~~ and
12 s. 20.505 (1) (is) and, prior to July 1, 2002, to the extent that the amounts due school
13 districts are not paid from the appropriation under par. (gf). to make grants to school
14 districts under s. ~~196.218 (4r) (g)~~ 44.73 (6).

15 **SECTION 280m.** 20.275 (1) (t) of the statutes is amended to read:

16 20.275 (1) (t) ~~*Educational telecommunications*~~ *Telecommunications* ~~*access*~~
17 ~~*support; private and technical colleges and public library boards*~~ *libraries.*
18 Biennially, from the universal service fund, the amounts in the schedule to make
19 payments to telecommunications providers under contracts with the department of
20 administration under s. 16.974 (7) (b) to the extent that the amounts due are not paid
21 from the ~~appropriation~~ appropriations under ~~par. (gg)~~ and s. 20.505 (1) (is).

22 **SECTION 281m.** 20.275 (1) (tm) of the statutes is amended to read:

23 20.275 (1) (tm) ~~*Educational telecommunications*~~ *Telecommunications* ~~*access*~~
24 ~~*support; private schools.*~~ Biennially, from the universal service fund, the amounts
25 in the schedule to make payments to telecommunications providers under contracts

1 with the department of administration under s. 16.974 (7) (c) to the extent that the
2 amounts due are not paid from the ~~appropriation~~ appropriations under par. (gh) and
3 s. 20.505 (1) (is) and, prior to July 1, 2002, to the extent that the amounts due private
4 schools are not paid from the appropriation under par. (gh), to make grants to private
5 schools under s. ~~196.218 (4r) (g)~~ 44.73 (6).

6 **SECTION 283.** 20.275 (1) (tu) of the statutes is created to read:

7 20.275 (1) (tu) *Telecommunications access; state schools.* Biennially, from the
8 universal service fund, the amounts in the schedule to make payments to
9 telecommunications providers under contracts with the department of
10 administration under s. 16.974 (7) (d) to the extent that the amounts due are not paid
11 from the appropriation under s. 20.505 (1) (kL).

12 **SECTION 283m.** 20.275 (1) (u) of the statutes is repealed.

13 **SECTION 285.** 20.285 (1) (b) of the statutes is amended to read:

14 20.285 (1) (b) *Area health education ~~center~~ centers.* The amounts in the
15 schedule ~~for the~~ to operate and implement jointly with the Medical College of
16 Wisconsin area health education center ~~at the University of Wisconsin–Madison~~
17 ~~under s. 36.25 (37)~~ centers and projects. Beginning October 1, 1999, the area health
18 education centers and projects shall be implemented and operated solely by the
19 board of regents of the University of Wisconsin System.

20 **SECTION 286m.** 20.285 (1) (er) of the statutes is created to read:

21 20.285 (1) (er) *Grants for study abroad.* The amounts in the schedule for grants
22 for study abroad under s. 36.36.

23 **SECTION 290.** 20.285 (1) (gm) of the statutes is repealed.

24 **SECTION 291.** 20.285 (1) (h) of the statutes is amended to read:

1 20.285 (1) (h) *Auxiliary enterprises.* Except as provided under ~~par. (gm) and~~
2 subs. (5) (i) and (6) (g), all moneys received by the university of Wisconsin system for
3 or on account of any housing facility, commons, dining halls, cafeteria, student union,
4 athletic activities, stationery stand or bookstore, parking facilities or car fleet, or
5 such other auxiliary enterprise activities as the board designates and including such
6 fee revenues as allocated by the board and including such moneys received under
7 leases entered into previously with nonprofit building corporations as the board
8 designates to be receipts under this paragraph, to be used for the operation,
9 maintenance and capital expenditures of activities specified in this paragraph,
10 including the transfer of funds to pars. (kd) and (ke) and to nonprofit building
11 corporations to be used by the corporations for the retirement of existing
12 indebtedness and such other payments as may be required under existing loan
13 agreements, and for optional rental payments in addition to the mandatory rental
14 payments under the leases and subleases in connection with the providing of
15 facilities for such activities. A separate account shall be maintained for each campus
16 and extension. Upon the request of the extension or any campus within the system,
17 the board of regents may transfer surplus moneys appropriated under this
18 paragraph to the appropriation account under par. (kp).

19 **SECTION 292f.** 20.285 (1) (kc) of the statutes is repealed.

20 **SECTION 292m.** 20.285 (1) (kf) of the statutes is created to read:

21 20.285 (1) (kf) *Outdoors skills training.* The amounts in the schedule for
22 outdoors skills training under s. 29.598. All moneys transferred from the
23 appropriation account under s. 20.370 (1) (mu) shall be credited to this appropriation
24 account.

25 **SECTION 293.** 20.285 (1) (km) of the statutes is created to read:

1 20.285 (1) (km) *Aquaculture demonstration facility; principal repayment and*
2 *interest.* The amounts in the schedule to reimburse s. 20.866 (1) (u) for the payment
3 of principal and interest costs incurred in financing the construction of the
4 aquaculture demonstration facility enumerated under 1999 Wisconsin Act ... (this
5 act), section 9107 (1) (i) 3. and to make the payments determined by the building
6 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
7 obligations incurred in financing that facility. All moneys transferred from the
8 appropriation account under s. 20.505 (8) (hm) 1c. shall be credited to this
9 appropriation account.

10 **SECTION 294.** 20.285 (1) (kn) of the statutes is created to read:

11 20.285 (1) (kn) *Aquaculture demonstration facility; operational costs.* The
12 amounts in the schedule for the operational costs of the aquaculture demonstration
13 facility enumerated under 1999 Wisconsin Act ... (this act), section 9107 (1) (i) 3. All
14 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 11a.
15 shall be credited to this appropriation account.

16 **SECTION 294g.** 20.285 (1) (kr) of the statutes is created to read:

17 20.285 (1) (kr) *University of Wisconsin center for tobacco research and*
18 *intervention.* All moneys received from the department of health and family services
19 under s. 255.15 (3) (a) 1., to advance the work of the tobacco research and
20 intervention center at the University of Wisconsin–Madison in developing new
21 educational programs to discourage tobacco use, determining the most effective
22 strategies for preventing tobacco use and expanding smoking cessation programs
23 throughout the state.

24 **SECTION 294m.** 20.285 (1) (ks) of the statutes is created to read:

1 20.285 (1) (ks) *Extension local planning program*. The amounts in the schedule
2 for the University of Wisconsin–Extension local planning program under s. 36.11
3 (37) and for development of a model ordinance for traditional neighborhood
4 development under s. 66.034. All moneys transferred from the appropriation
5 account under s. 20.505 (1) (kh) shall be credited to this appropriation account.

6 **SECTION 294r.** 20.285 (1) (La) of the statutes is created to read:

7 20.285 (1) (La) *Public broadcasting*. All moneys received from the
8 broadcasting corporation, as defined in s. 39.81 (2), for the purpose of providing
9 services to such corporation under an agreement under s. 36.25 (5) (c) 2.

10 **SECTION 295m.** 20.285 (1) (qd) of the statutes is created to read:

11 20.285 (1) (qd) *Ginseng research*. Biennially, from the agricultural
12 management fund, the amounts in the schedule to research the properties of ginseng
13 that grows in this state. No moneys may be encumbered under this paragraph after
14 June 30, 2001.

15 **SECTION 297m.** 20.285 (3) (ka) of the statutes is repealed.

16 **SECTION 298.** 20.285 (4) (de) of the statutes is repealed.

17 **SECTION 299.** 20.292 (1) (cm) of the statutes is repealed.

18 **SECTION 299m.** 20.292 (1) (cw) of the statutes is created to read:

19 20.292 (1) (cw) *La Crosse Health Science Center*. The amounts in the schedule
20 for Western Wisconsin Technical College’s share of the costs of the La Crosse Health
21 Science Center. No moneys may be encumbered from this appropriation after June
22 30, 2001.

23 **SECTION 300.** 20.292 (1) (d) of the statutes is amended to read:

24 20.292 (1) (d) *State aid for technical colleges; statewide guide*. The amounts in
25 the schedule for state aids for technical college districts and technical colleges,

1 including area schools and programs established and maintained under the
2 supervision of the board ~~to be distributed,~~ under s. 38.28 (2) (b), and for production
3 and distribution of the statewide guide under s. 38.04 (18). Of the amount in the
4 schedule for each fiscal year not exceeding \$50,000 may be spent by the board to
5 match federal funds made available for technical education by any act of congress for
6 the purposes set forth in such act and no more than \$125,000 may be spent by the
7 board to produce and distribute the statewide guide under s. 38.04 (18). If, in any
8 fiscal year, actual program fees raised under s. 38.24 (1m) exceed board estimates,
9 the increase shall be used to offset actual district aidable cost.

10 **SECTION 302.** 20.292 (1) (gt) of the statutes is amended to read:

11 20.292 (1) (gt) *Telecommunications retraining.* All moneys received under s.
12 38.42 (4) to fund telecommunications retraining grants under s. 38.42 (5). This
13 paragraph does not apply after June 30, 1999 2000.

14 **SECTION 302m.** 20.292 (1) (kc) of the statutes is repealed.

15 **SECTION 303g.** 20.315 (1) (g) and (ka) of the statutes are repealed.

16 **SECTION 303m.** 20.320 (1) (c) of the statutes is amended to read:

17 20.320 (1) (c) *Principal repayment and interest — clean water fund program.*

18 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and
19 interest costs incurred in transferring moneys from s. 20.866 (2) (tc) to the
20 environmental improvement fund for the purposes of the clean water fund program
21 under s. 281.58 and the urban storm water loan program under s. 281.595.

22 **SECTION 303p.** 20.320 (1) (q) of the statutes is amended to read:

23 20.320 (1) (q) *Clean water fund program revenue obligation funding.* As a
24 continuing appropriation, all proceeds from revenue obligations issued under subch.
25 II or IV of ch. 18, as authorized under s. 281.59 (4) and deposited in the fund in the

1 state treasury created under s. 18.57 (1), providing for reserves and for expenses of
2 issuance and management of the revenue obligations, and the remainder to be
3 transferred to the environmental improvement fund for the purposes of the clean
4 water fund program under s. 281.58 and the urban storm water loan program under
5 s. 281.595. Estimated disbursements under this paragraph shall not be included in
6 the schedule under s. 20.005.

7 **SECTION 303q.** 20.320 (1) (s) of the statutes is amended to read:

8 20.320 (1) (s) *Clean water fund program financial assistance.* From the
9 environmental improvement fund, a sum sufficient for the purposes of providing
10 clean water fund program financial assistance under s. 281.58 and urban storm
11 water loan program assistance under s. 281.595.

12 **SECTION 303s.** 20.320 (1) (t) of the statutes is amended to read:

13 20.320 (1) (t) *Principal repayment and interest — clean water fund program*
14 *bonds.* From the environmental improvement fund, the amounts in the schedule to
15 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
16 in transferring moneys from s. 20.866 (2) (tc) to the environmental improvement
17 fund for the purposes of the clean water fund program under s. 281.58 and the urban
18 storm water loan program under s. 281.595. Fifty percent of all moneys received
19 from municipalities as payment of interest on loans or portions of loans under ~~s.~~ ss.
20 281.58 and 281.595 the revenues of which have not been pledged to secure revenue
21 obligations shall be credited to this appropriation account.

22 **SECTION 303u.** 20.320 (1) (x) of the statutes is amended to read:

23 20.320 (1) (x) *Clean water fund program financial assistance; federal.* From
24 the clean water fund program federal revolving loan fund account in the
25 environmental improvement fund, all moneys received from the federal government

1 to provide financial assistance under the clean water fund program under s. 281.58
2 and under the urban storm water loan program under s. 281.595, as authorized by
3 the governor under s. 16.54, except moneys appropriated under par. (y), for financial
4 assistance under the clean water fund program under s. 281.58 and under the urban
5 storm water loan program under s. 281.595.

6 **SECTION 304.** 20.320 (3) of the statutes is created to read:

7 20.320 (3) PRIVATE SEWAGE SYSTEM PROGRAM. (q) *Private sewage system loans.*

8 From the environmental improvement fund, as a continuing appropriation, the
9 amounts in the schedule for private sewage system replacement or rehabilitation
10 loans under s. 145.245 (12m).

11 **SECTION 305m.** 20.360 (1) (ka) of the statutes is repealed.

12 **SECTION 306.** 20.370 (1) (ct) of the statutes is created to read:

13 20.370 (1) (ct) *Timber sales contracts — repair and reimbursement costs.* All
14 moneys received by the department as sureties under s. 28.05 (1) to be used to repair
15 damage and recover costs incurred by the improper performance of timber sales
16 contracts and to reimburse persons who provide sureties as provided in s. 28.05 (1).

17 **SECTION 306m.** 20.370 (1) (fs) of the statutes is amended to read:

18 20.370 (1) (fs) *Endangered resources — voluntary payments; sales, leases and*
19 *fees.* As a continuing appropriation, from moneys received as amounts designated
20 under s. ss. 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under s. ss. 71.10
21 (5) (h) 4. and 71.30 (10) (h) 3., all moneys received from the sale or lease of resources
22 derived from the land in the state natural areas system and all moneys received from
23 fees collected under ss. 23.27 (3) (b), 29.563 (10) and 341.14 (6r) (b) 5., for the purposes
24 of the endangered resources program, as defined under s. ss. 71.10 (5) (a) 2. and 71.30
25 (10) (a) 2. Three percent of the moneys certified under s. ss. 71.10 (5) (h) 4. and 71.30

1 (10) (h) 3. in each fiscal year, but not exceed \$100,000, and 3% of the fees received
2 under s. 341.14 (6r) (b) 5. in each fiscal year shall be allocated for wildlife damage
3 control and payment of claims for damage associated with endangered or threatened
4 species, except that this combined allocation may not exceed \$100,000 per fiscal year.

5 **SECTION 307.** 20.370 (1) (hk) of the statutes is created to read:

6 20.370 (1) (hk) *Elk management.* From the general fund, the amounts in the
7 schedule for the costs associated with the management of the elk population in this
8 state and for the costs associated with the transportation of elk brought into the
9 state. All moneys transferred from the appropriation account under s. 20.505 (8)
10 (hm) 8g. shall be credited to this appropriation account.

11 **SECTION 308.** 20.370 (1) (iu) of the statutes is created to read:

12 20.370 (1) (iu) *Gravel pit reclamation.* All moneys received under s. 23.20 to
13 be used to reclaim gravel pits and similar facilities on property under the jurisdiction
14 of the department of natural resources.

15 **SECTION 308k.** 20.370 (1) (Lk) of the statutes is created to read:

16 20.370 (1) (Lk) *Wild crane management.* From the general fund, the amounts
17 in the schedule for the study on crop damage by cranes under 1999 Wisconsin Act ...
18 (this act), section 9136 (10m), and for the costs associated with reintroducing
19 whooping cranes into the state. All moneys transferred from the appropriation
20 account under s. 20.505 (8) (hm) 8i. shall be credited to this appropriation account.

21 **SECTION 308L.** 20.370 (1) (Lk) of the statutes, as created by 1999 Wisconsin Act
22 (this act), is amended to read:

23 20.370 (1) (Lk) *Wild crane management.* From the general fund, the amounts
24 in the schedule for ~~the study on crop damage by cranes under 1999 Wisconsin Act ...~~
25 ~~(this act), section 9136 (10m) and for the costs associated with reintroducing~~

1 whooping cranes into the state. All moneys transferred from the appropriation
2 account under s. 20.505 (8) (hm) 8i. shall be credited to this appropriation account.

3 **SECTION 308m.** 20.370 (1) (Lt) of the statutes is created to read:

4 20.370 (1) (Lt) *Wildlife management.* The amounts in the schedule for wildlife
5 management activities in forested areas of this state.

6 **SECTION 309.** 20.370 (1) (mt) of the statutes is created to read:

7 20.370 (1) (mt) *Land preservation and management — endowment fund.* From
8 the natural resources land endowment fund, a sum sufficient for preserving,
9 developing, managing or maintaining land as provided in s. 23.0918 (2).

10 **SECTION 309e.** 20.370 (1) (mu) of the statutes is amended to read:

11 20.370 (1) (mu) *General program operations — state funds.* The amounts in
12 the schedule for general program operations that do not relate to the management
13 and protection of the state's fishery resources under ss. 23.09 to 23.11, 27.01, 30.203
14 and 30.277, subch. VI of ch. 77 and chs. 26, 28 and 29 and for transfers to the
15 appropriation account under s. 20.285 (1) (kf).

16 **SECTION 312.** 20.370 (3) (ak) of the statutes is created to read:

17 20.370 (3) (ak) *Law enforcement — snowmobile enforcement and safety*
18 *training; service funds.* From the general fund, the amounts in the schedule for
19 snowmobile enforcement operations under ss. 350.055, 350.12 (4) (a) 2m., 3. and 3m.
20 and 350.155 and for safety training and fatality reporting. All moneys transferred
21 from the appropriation account under s. 20.505 (8) (hm) 8k. shall be credited to this
22 appropriation account.

23 **SECTION 313.** 20.370 (3) (aq) of the statutes is amended to read:

24 20.370 (3) (aq) *Law enforcement — snowmobile enforcement and safety*
25 *training.* The amounts in the schedule from the snowmobile account in the

1 conservation fund for state law enforcement operations ~~and~~ under ss. 350.055,
2 350.12 (4) (a) 2m., 3. and 3m. and 350.155 and for safety training and fatality
3 reporting.

4 **SECTION 313i.** 20.370 (3) (ar) of the statutes is amended to read:

5 20.370 (3) (ar) *Law enforcement — boat enforcement and safety training.*
6 Annually, from the moneys received under s. 30.52 (3) and (3e), the amounts in the
7 schedule for boat law enforcement by the state and for boat safety training.

8 **SECTION 314.** 20.370 (3) (at) of the statutes is created to read:

9 20.370 (3) (at) *Education and safety programs.* Fifty percent of all moneys
10 remitted to the department of natural resources under s. 29.591 (3) and all moneys
11 remitted to the department under ss. 23.33 (5) (d), 30.74 (1) (b) and 350.055 for
12 programs or courses of instruction under ss. 23.33 (5) (d), 29.591, 30.74 (1) (a) and
13 350.055.

14 **SECTION 317.** 20.370 (4) (bg) of the statutes is created to read:

15 20.370 (4) (bg) *Water regulation and zoning — computer access fees.* From the
16 general fund, all moneys received under s. 23.322 from fees collected for providing
17 computer accessible information.

18 **SECTION 318.** 20.370 (4) (kk) of the statutes is created to read:

19 20.370 (4) (kk) *Fishery resources for ceded territories.* From the general fund,
20 the amounts in the schedule for the management of the state's fishery resources
21 within an area where federally recognized American Indian tribes or bands
22 domiciled in this state hold treaty-based, off-reservation rights to fish and for
23 liaison activities with these tribes or bands that relate to fishery resources. All
24 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8d. shall
25 be credited to this appropriation account.

1 **SECTION 318g.** 20.370 (4) (mt) of the statutes is amended to read:

2 20.370 (4) (mt) *General program operations — environmental improvement*
3 *programs; state funds.* From the environmental improvement fund, the amounts in
4 the schedule for general program operations under s. 281.58, 281.59, 281.595,
5 281.60, 281.61 or 281.62.

6 **SECTION 318j.** 20.370 (4) (mx) of the statutes is amended to read:

7 20.370 (4) (mx) *General program operations — clean water fund program;*
8 *federal funds.* As a continuing appropriation, from the clean water fund program
9 federal revolving loan fund account in the environmental improvement fund, the
10 amounts in the schedule for general program operations of the clean water fund
11 program and the urban storm water loan program under s. ss. 281.58 or, 281.59 and
12 281.595.

13 **SECTION 318m.** 20.370 (5) (at) of the statutes is created to read:

14 20.370 (5) (at) *Ice age trail area grants.* The amounts in the schedule for the
15 ice age trail area grants under s. 23.295.

16 **SECTION 318r.** 20.370 (5) (ay) of the statutes is created to read:

17 20.370 (5) (ay) *Resource aids — urban land conservation.* The amounts in the
18 schedule for the annual grant to a nonstock, nonprofit corporation under s. 23.0957.

19 **SECTION 319.** 20.370 (5) (by) of the statutes is amended to read:

20 20.370 (5) (by) *Resource aids — fire suppression grants.* The amounts in the
21 schedule for grants for fire suppression clothing, supplies, equipment and vehicles
22 under s. 26.145. ~~No moneys may be encumbered under this paragraph after June~~
23 ~~30, 1999.~~

24 **SECTION 319b.** 20.370 (5) (cb) of the statutes is created to read:

1 20.370 (5) (cb) *Recreation aids — snowmobile trail and area aids; general fund.*
2 From the general fund, the amounts in the schedule for the purposes specified under
3 s. 350.12 (4) (b).

4 **SECTION 319g.** 20.370 (5) (cq) of the statutes, as affected by 1997 Wisconsin Act
5 27, section 378no, is amended to read:

6 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
7 a continuing appropriation, the amounts in the schedule for recreational boating
8 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the
9 Portage levee system and the Portage canal under s. 31.309, for activities relating
10 to aquatic nuisance species under s. 30.1255 (4) and for the engineering and
11 environmental study under s. 31.307.

12 **SECTION 319h.** 20.370 (5) (cq) of the statutes, as affected by 1997 Wisconsin Act
13 237, section 35, is amended to read:

14 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
15 a continuing appropriation, the amounts in the schedule for recreational boating
16 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the
17 Portage levee system and the Portage canal under s. 31.309, for activities relating
18 to aquatic nuisance species under s. 30.1255 (4) and for the engineering and
19 environmental study under s. 31.307.

20 **SECTION 319j.** 20.370 (5) (cq) of the statutes, as affected by 1999 Wisconsin Act
21 (this act), sections 319g and 319h, is repealed and recreated to read:

22 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
23 a continuing appropriation, the amounts in the schedule for recreational boating
24 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the

1 Portage levee system and the Portage canal under s. 31.309 and for the engineering
2 and environmental study under s. 31.307.

3 **SECTION 322.** 20.370 (5) (fq) of the statutes is amended to read:

4 20.370 (5) (fq) *Wildlife damage claims and abatement.* All moneys received
5 under ss. 29.181 (3), 29.559 (1r) (b) and 29.563 (13) and not appropriated under par.
6 (fr) and sub. (1) (Ls) to provide state aid ~~under~~ for the wildlife damage abatement
7 program under s. 29.889 (5) (c) and the wildlife damage claim program under s.
8 29.889 (7) (d) ~~and~~, for county administration costs under s. 29.889 (2) (d) and for
9 payments under s. 29.89.

10 **SECTION 322p.** 20.370 (6) (aa) of the statutes is amended to read:

11 20.370 (6) (aa) *Environmental aids; nonpoint source.* Biennially, the amounts
12 in the schedule for grants and assistance under the nonpoint source water pollution
13 abatement program under s. 281.65 ~~and for transfers to the appropriation account~~
14 ~~under s. 20.115 (7) (km) as provided in s. 281.65 (4) (t).~~ Beginning in fiscal year
15 1999–2000, the department may not expend more than 50% of the funds
16 appropriated under this paragraph in each fiscal year for local assistance. The
17 department shall allocate \$300,000 in each fiscal year from this appropriation for
18 grants under s. 281.65 (8) (cm).

19 **SECTION 323v.** 20.370 (6) (aq) of the statutes is amended to read:

20 20.370 (6) (aq) *Environmental aids — nonpoint source program.* Biennially,
21 from the environmental fund, the amounts in the schedule for nonpoint source
22 grants and assistance under s. 281.65 ~~and for transfers to the appropriation account~~
23 ~~under s. 20.115 (7) (km) as provided in s. 281.65 (4) (t).~~

24 **SECTION 324g.** 20.370 (6) (ar) of the statutes is amended to read:

1 20.370 (6) (ar) *Environmental aids — lake management grants protection.*

2 From the conservation fund, as a continuing appropriation, the amounts in the
3 schedule for lake management grants and contracts under s. ss. 281.68 and 281.69.

4 **SECTION 324r.** 20.370 (6) (as) of the statutes is repealed.

5 **SECTION 325b.** 20.370 (6) (au) of the statutes is created to read:

6 20.370 (6) (au) *Environmental aids — river protection; environmental fund.*

7 From the environmental fund, as a continuing appropriation, the amounts in the
8 schedule for river protection grants under s. 281.70. Notwithstanding 20.001 (3) (a),
9 on June 30 of each fiscal year the unencumbered balance in this appropriation
10 account shall be transferred to the appropriation account under par. (ar).

11 **SECTION 325m.** 20.370 (6) (av) of the statutes is created to read:

12 20.370 (6) (av) *Environmental aids — river protection; conservation fund.*

13 From the conservation fund, as a continuing appropriation, the amounts in the
14 schedule for river protection grants and contracts under s. 281.70. Notwithstanding
15 s. 20.001 (3) (a), on June 30 of each fiscal year the unencumbered balance in this
16 appropriation account shall be transferred to the appropriation account under par.
17 (ar).

18 **SECTION 325p.** 20.370 (6) (aw) of the statutes is created to read:

19 20.370 (6) (aw) *Environmental aids — river protection, nonprofit organization*
20 *contracts.* From the conservation fund, as a continuing appropriation, the amounts
21 in the schedule for contracts under s. 281.72.

22 **SECTION 326.** 20.370 (6) (bq) 9. of the statutes is amended to read:

23 20.370 (6) (bq) 9. In fiscal year 1999–2000, ~~\$231,749,200~~ \$227,749,200 plus the
24 amount of any refunds under s. 287.23 in prior fiscal years, less the amount
25 encumbered under subds. 1. to 8.

1 **SECTION 327.** 20.370 (6) (bq) 10. of the statutes is created to read:

2 20.370 (6) (bq) 10. In fiscal year 2000–01, \$242,749,200 plus the amount of any
3 refunds under s. 287.23 in prior fiscal years, less the amount encumbered under
4 subds. 1. to 9.

5 **SECTION 328.** 20.370 (6) (br) of the statutes is amended to read:

6 20.370 (6) (br) *Environmental aids — waste reduction and recycling*
7 *demonstration grants.* From the recycling fund, as a continuing appropriation, the
8 amounts in the schedule for waste reduction and recycling demonstration grants
9 under s. 287.25 and the grants required under ~~1997 Wisconsin Act 237, section 9136~~
10 ~~(2f)~~ 1999 Wisconsin Act (this act), section 9136 (9).

11 **SECTION 329.** 20.370 (6) (ck) of the statutes is created to read:

12 20.370 (6) (ck) *Environmental aids — drinking water study.* The amounts in
13 the schedule for the drinking water study under 1999 Wisconsin Act (this act),
14 section 9136 (4). All moneys transferred from the appropriation account under s.
15 20.505 (8) (hm) 17g. shall be credited to this appropriation account.

16 **SECTION 330.** 20.370 (6) (ck) of the statutes, as created by 1999 Wisconsin Act
17 (this act), is repealed.

18 **SECTION 331.** 20.370 (6) (dk) of the statutes is created to read:

19 20.370 (6) (dk) *Environmental aids — Oneida Nation; Indian gaming.* The
20 amounts in the schedule for nonpoint grants and assistance to the Oneida Nation of
21 Chippewa under s. 281.65. All moneys transferred from the appropriation account
22 under s. 20.505 (8) (hm) 17e. shall be credited to this appropriation account.

23 **SECTION 331d.** 20.370 (6) (dq) of the statutes is created to read:

24 20.370 (6) (dq) *Environmental aids – urban nonpoint source.* From the
25 environmental fund, the amounts in the schedule to provide financial assistance for

1 urban nonpoint source water pollution abatement and storm water management
2 under s. 281.66.

3 **SECTION 331e.** 20.370 (6) (dr) of the statutes is created to read:

4 20.370 (6) (dr) *Environmental aids – municipal flood control and riparian*
5 *restoration.* From the environmental fund, the amounts in the schedule to provide
6 financial assistance for municipal flood control and riparian restoration under s.
7 281.665.

8 **SECTION 332.** 20.370 (6) (eq) of the statutes is amended to read:

9 20.370 (6) (eq) *Environmental aids — dry cleaner environmental response.*
10 ~~From Biennially, from~~ the dry cleaner environmental response fund, the amounts in
11 the schedule for financial assistance under ss. 292.65 and 292.66 and to make
12 transfers required under s. 292.65 (11).

13 **SECTION 332e.** 20.370 (6) (er) of the statutes is created to read:

14 20.370 (6) (er) *Environmental aids — sustainable urban development zones.*
15 Biennially, from the environmental fund, the amounts in the schedule for the
16 sustainable urban development zone program under s. 292.77.

17 **SECTION 333.** 20.370 (6) (et) of the statutes is created to read:

18 20.370 (6) (et) *Environmental aids — brownfield site assessment.* Biennially,
19 from the environmental fund, the amounts in the schedule for brownfield site
20 assessment grants under s. 292.75.

21 **SECTION 333b.** 20.370 (7) (aa) of the statutes, as affected by 1997 Wisconsin Act
22 27, section 412, is amended to read:

23 20.370 (7) (aa) *Resource acquisition and development — principal repayment*
24 *and interest.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of
25 principal and interest costs incurred in financing the placement of structures and fill

1 under s. 30.203, in financing the acquisition, construction, development,
2 enlargement or improvement of state recreation facilities under s. 20.866 (2) (tp) and
3 (tr), in financing state aids for land acquisition and development of local parks under
4 s. 20.866 (2) (tq), in financing land acquisition activities under s. 20.866 (2) (ts) and
5 (tt), in financing the aid program for dams under s. 20.866 (2) (tx), in financing ice
6 age trail development under s. 20.866 (2) (tw) and, in ~~funding~~ financing the Warren
7 Knowles–Gaylord Nelson stewardship program under s. 20.866 (2) (tz) and in
8 financing the Warren Knowles–Gaylord Nelson stewardship 2000 program under s.
9 20.866 (2) (ta), but not including payments made under ~~sub. (7) pars.~~ (ac) and (au).

10 **SECTION 333f.** 20.370 (7) (au) of the statutes is created to read:

11 20.370 (7) (au) *State forest acquisition and development — principal repayment*
12 *and interest.* From the conservation fund, the amounts in the schedule to reimburse
13 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing
14 land acquisition and development for state forests from the appropriations under s.
15 20.866 (2) (ta) and (tz).

16 **SECTION 333n.** 20.370 (7) (ce) of the statutes is amended to read:

17 20.370 (7) (ce) *Principal repayment and interest — nonpoint source ~~compliance~~.*
18 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and
19 interest costs incurred in financing nonpoint source ~~compliance~~ projects under s.
20 20.866 (2) (tf) and to make the payments determined by the building commission
21 under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred
22 in financing those projects.

23 **SECTION 333p.** 20.370 (7) (cf) of the statutes is created to read:

24 20.370 (7) (cf) *Principal repayment and interest — urban nonpoint source*
25 *cost-sharing.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of

1 principal and interest costs incurred in financing cost-sharing grants for urban
2 nonpoint source water pollution abatement and storm water management projects
3 under s. 20.866 (2) (th) and to make the payments determined by the building
4 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
5 obligations incurred in financing those grants.

6 **SECTION 333r.** 20.370 (7) (da) of the statutes is created to read:

7 20.370 (7) (da) *Principal repayment and interest — municipal flood control and*
8 *riparian restoration cost-sharing.* A sum sufficient to reimburse s. 20.866 (1) (u) for
9 the payment of principal and interest costs incurred in financing cost-sharing grants
10 for municipal flood control and riparian restoration projects under s. 20.866 (2) (ti)
11 and to make the payments determined by the building commission under s. 13.488
12 (1) (m) that are attributable to the proceeds of obligations incurred in financing those
13 grants.

14 **SECTION 334.** 20.370 (7) (fk) of the statutes is created to read:

15 20.370 (7) (fk) *Resource acquisition and development — service funds;*
16 *transportation moneys.* All moneys received by the department from the department
17 of transportation for the acquisition of land for, or for construction or development
18 of, facilities, or for materials or services provided by the department, to pay for
19 expenses associated with those facilities, materials or services.

20 **SECTION 335m.** 20.370 (8) (mh) of the statutes is repealed.

21 **SECTION 336.** 20.370 (8) (mt) of the statutes is amended to read:

22 20.370 (8) (mt) *Equipment pool operations.* All moneys received by the
23 department from the department or from other state agencies from car, truck,
24 airplane, heavy equipment, information technology or radio pools for operation,

1 maintenance, replacement and purchase of vehicles, equipment, radio services and
2 information technology.

3 **SECTION 337.** 20.370 (9) (hk) of the statutes is created to read:

4 20.370 (9) (hk) *Approval fees to Lac du Flambeau band–service funds.* From
5 the general fund, the amounts in the schedule for the purpose of making payments
6 to the Lac du Flambeau band of the Lake Superior Chippewa under s. 29.2295 (4) (a).
7 All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 8r.
8 shall be credited to this appropriation account.

9 **SECTION 338.** 20.370 (9) (ht) of the statutes is amended to read:

10 20.370 (9) (ht) *Approval fees to Lac du Flambeau band.* A sum sufficient that
11 is equal to the amount calculated under s. 29.2295 (4) (b), for the purpose of making
12 necessary to make full payments to the Lac du Flambeau band of the Lake Superior
13 Chippewa under s. 29.2295 (4) ~~(a)~~ (c) 2.

14 **SECTION 339.** 20.370 (9) (hu) of the statutes is amended to read:

15 20.370 (9) (hu) *Handling and other fees.* All moneys received by the
16 department under s. ~~ss. 23.33 (2) (o), 29.556, 30.52 (1m) (e) and 350.12 (3h) (g)~~ for the
17 handling of approvals by the department under s. 29.556 licensing, for the issuing
18 and renewing of certificates by the department under ss. 23.33 (2) (i), 30.52 (1m) and
19 350.12 (3h).

20 **SECTION 341h.** 20.370 (9) (mt) of the statutes is amended to read:

21 20.370 (9) (mt) *Aids administration — environmental improvement programs;*
22 *state funds.* From the environmental improvement fund, the amounts in the
23 schedule for the administration of ss. 281.58, ~~280.60~~ 281.595, 281.60, 281.61 and
24 281.62.

25 **SECTION 341k.** 20.370 (9) (mx) of the statutes is amended to read:

1 20.370 (9) (mx) *Aids administration — clean water fund program; federal*
2 *fun*ds. From the clean water fund program federal revolving loan fund account in
3 the environmental improvement fund, all moneys received from the federal
4 government to administer the clean water fund program and the urban storm water
5 loan program, as authorized by the governor under s. 16.54, for the administration
6 of the clean water fund program and the urban storm water loan program under s.
7 ss. 281.58 ~~or~~, 281.59 and 281.595.

8 **SECTION 342.** 20.380 (1) (b) of the statutes is amended to read:

9 20.380 (1) (b) *Tourism marketing: general purpose revenue.* The amounts in the
10 schedule for tourism marketing service expenses and the execution of the functions
11 under ss. 41.11 (4) and 41.17 and the grants under 1997 Wisconsin Act 27, section
12 9148 (2f) and (2x). In each fiscal year, the department shall expend for tourism
13 marketing service expenses and the execution of the functions under ss. 41.11 (4) and
14 41.17 an amount that bears the same proportion to the amount in the schedule for
15 the fiscal year as the amount expended under par. (kg) in that fiscal year bears to the
16 amount in the schedule for par. (kg) for that fiscal year. Of the amounts under this
17 paragraph, not more than 50% shall be used to match funds allocated under s. 41.17
18 by private or public organizations for the joint effort marketing of tourism with the
19 state. The department shall expend at least \$125,000 in each fiscal year from this
20 appropriation to conduct or contract for marketing activities related to sporting
21 activities and events. Of the amounts in the schedule, \$25,000 shall be allocated in
22 each fiscal year for state sponsorship of, and advertising during, media broadcasts
23 of the Milwaukee symphony. Of the amounts in the schedule, \$50,000 shall be
24 allocated in each fiscal year for grants to America's Black Holocaust Museum in the
25 city of Milwaukee.

1 **SECTION 342m.** 20.380 (1) (kd) of the statutes is repealed.

2 **SECTION 343.** 20.380 (1) (kg) of the statutes is created to read:

3 20.380 (1) (kg) *Tourism marketing; gaming revenue.* All moneys transferred
4 from the appropriation account under s. 20.505 (8) (hm) 6. for tourism marketing
5 service expenses and the execution of the functions under ss. 41.11 (4) and 41.17 and
6 for the grant under 1999 Wisconsin Act (this act), section 9149 (1to). In each fiscal
7 year, the department shall expend for tourism marketing service expenses and the
8 execution of the functions under ss. 41.11 (4) and 41.17 an amount that bears the
9 same proportion to the amount in the schedule for the fiscal year as the amount
10 expended under par. (b) in that fiscal year bears to the amount in the schedule for
11 par. (b) for that fiscal year. Of the amounts in the schedule, \$200,000 shall be
12 allocated in each fiscal year for grants to the Milwaukee Public Museum for Native
13 American exhibits and activities.

14 **SECTION 343d.** 20.380 (1) (km) of the statutes is created to read:

15 20.380 (1) (km) *Tourist information assistant.* The amounts in the schedule to
16 pay for a tourist information assistant. All moneys transferred from the
17 appropriation account under s. 20.505 (8) (hm) 6. shall be credited to this
18 appropriation account.

19 **SECTION 344.** 20.395 (1) (cq) of the statutes is amended to read:

20 20.395 (1) (cq) *Elderly and disabled capital aids, state funds.* ~~The~~ As a
21 continuing appropriation, the amounts in the schedule for specialized transportation
22 capital assistance for the elderly and disabled under s. 85.22.

23 **SECTION 344m.** 20.395 (1) (hq) of the statutes is amended to read:

1 20.395 (1) (hq) *Tier A transit operating aids, state funds.* The amounts in the
2 schedule for mass transit aids under s. 85.20 (4m) (a) 6. This paragraph does not
3 apply after December 31, 1999.

4 **SECTION 345gm.** 20.395 (1) (ht) of the statutes is created to read:

5 20.395 (1) (ht) *Tier A-1 transit operating aids, state funds.* The amounts in the
6 schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.

7 **SECTION 345gr.** 20.395 (1) (hu) of the statutes is created to read:

8 20.395 (1) (hu) *Tier A-2 transit operating aids, state funds.* The amounts in the
9 schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

10 **SECTION 345m.** 20.395 (2) (ct) of the statutes is created to read:

11 20.395 (2) (ct) *Passenger railroad station improvement grants, state funds.*
12 Biennially, the amounts in the schedule to make passenger railroad station
13 improvement grants under s. 85.055.

14 **SECTION 345n.** 20.395 (2) (cu) of the statutes is created to read:

15 20.395 (2) (cu) *Passenger railroad station improvement grants, local funds.* All
16 moneys received from any local unit of government or other sources for passenger
17 railroad station improvements under s. 85.055, for such purposes.

18 **SECTION 346.** 20.395 (2) (dq) of the statutes is amended to read:

19 20.395 (2) (dq) *Aeronautics assistance, state funds.* As a continuing
20 appropriation, the amounts in the schedule for the state's share of airport projects
21 under ss. 114.34 and 114.35; for developing air marking and other air navigational
22 facilities; for administration of the powers and duties of the secretary of
23 transportation under s. 114.31; for costs associated with aeronautical activities
24 under s. 114.31, except for the program under s. 114.31 (3) (b); and for the

1 administration of other aeronautical activities, except aircraft registration under s.
2 114.20, authorized by law.

3 **SECTION 346c.** 20.395 (2) (ds) of the statutes is created to read:

4 20.395 (2) (ds) *Aviation career education, state funds.* The amounts in the
5 schedule for an aviation career education program under s. 114.31 (3) (b).

6 **SECTION 346m.** 20.395 (2) (gr) of the statutes is amended to read:

7 20.395 (2) (gr) *Railroad crossing improvement and protection installation,*
8 *state funds.* As a continuing appropriation, the amounts in the schedule to pay the
9 costs for railroad crossing protection improvements under s. 195.28 (2) and for the
10 installation of railroad crossing gates under 1999 Wisconsin Act (this act), section
11 9150 (9g).

12 **SECTION 346q.** 20.395 (2) (gx) of the statutes is amended to read:

13 20.395 (2) (gx) *Railroad crossing improvement, federal funds.* All moneys
14 received from the federal government for the purposes of railroad crossing protection
15 under s. 195.28 and for the purposes of railroad crossing gates under 1999 Wisconsin
16 Act (this act), section 9150 (9g), for such purposes.

17 **SECTION 347.** 20.395 (2) (ny) of the statutes is created to read:

18 20.395 (2) (ny) *Milwaukee lakeshore walkway, federal funds.* Biennially, from
19 the moneys received from the federal government under P.L. 102–240, section 1045,
20 and P.L. 105–277, section 373, the amounts in the schedule for the purpose of
21 awarding grants under 1999 Wisconsin Act (this act), section 9150 (3). No moneys
22 may be encumbered under this paragraph after June 30, 2002.

23 **SECTION 348.** 20.395 (3) (cq) of the statutes is amended to read:

24 20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing
25 appropriation, the amounts in the schedule for improvement of existing state trunk

1 and connecting highways; for improvement of bridges on state trunk or connecting
2 highways and other bridges for which improvement is a state responsibility, for
3 necessary approach work for such bridges and for replacement of such bridges with
4 at-grade crossing improvements; for the construction and rehabilitation of the
5 national system of interstate and defense highways and bridges and related
6 appurtenances; for special maintenance activities under s. 84.04 on roadside
7 improvements; for bridges under s. 84.10; for payment to a local unit of government
8 for a jurisdictional transfer under s. 84.02 (8); ~~and for the disadvantaged business~~
9 ~~demonstration and training program under s. 84.076; for the transfers required~~
10 ~~under 1999 Wisconsin Act ... (this act), section 9250 (1); and for the purposes~~
11 ~~described under 1999 Wisconsin Act ... (this act), section 9150 (7e) and (8g).~~

12 **SECTION 349.** 20.395 (3) (eq) of the statutes is amended to read:

13 20.395 (3) (eq) *Highway maintenance, repair and traffic operations, state*
14 *funds.* Biennially, the amounts in the schedule for the maintenance and repair of
15 roadside improvements under s. 84.04, state trunk highways under s. 84.07 and
16 bridges that are not on the state trunk highway system under s. 84.10; for highway
17 operations such as permit issuance, pavement marking, highway signing, traffic
18 signalization and highway lighting under ss. 84.04, 84.07, 84.10 and 348.25 to 348.27
19 and ch. 349; ~~for the grant under 1997 Wisconsin Act 27, section 9149 (3d) for the~~
20 ~~scenic byway program under s. 84.106; and for the disadvantaged business~~
21 ~~demonstration and training program under s. 84.076.~~ This paragraph does not apply
22 to special maintenance activities under s. 84.04 on roadside improvements.

23 **SECTION 350.** 20.395 (3) (ev) of the statutes is amended to read:

24 20.395 (3) (ev) *Highway maintenance, repair and traffic operations, local*
25 *funds.* All moneys received from any local unit of government or other sources for

1 the maintenance and repair of roadside improvements under s. 84.04, state trunk
2 highways under s. 84.07 and bridges that are not on the state trunk highway system
3 under s. 84.10; for signing under s. 86.195; for highway operations such as permit
4 issuance, pavement marking, highway signing, traffic signalization and highway
5 lighting under ss. 84.04, 84.07, 84.10 and 348.25 to 348.27 and ch. 349; for the scenic
6 byway program under s. 84.106; and for the disadvantaged business demonstration
7 and training program under s. 84.076; for such purposes. This paragraph does not
8 apply to special maintenance activities under s. 84.04 on roadside improvements.

9 **SECTION 351.** 20.395 (3) (ex) of the statutes is amended to read:

10 20.395 (3) (ex) *Highway maintenance, repair and traffic operations, federal*
11 *funds.* All moneys received from the federal government for the maintenance and
12 repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07
13 and bridges that are not on the state trunk highway system under s. 84.10; for
14 highway operations such as permit issuance, pavement marking, highway signing,
15 traffic signalization and highway lighting under ss. 84.04, 84.07, 84.10 and 348.25
16 to 348.27 and ch. 349; for the scenic byway program under s. 84.106; and for the
17 disadvantaged business demonstration and training program under s. 84.076; for
18 such purposes. This paragraph does not apply to special maintenance activities
19 under s. 84.04 on roadside improvements.

20 **SECTION 352.** 20.395 (3) (ix) of the statutes is amended to read:

21 20.395 (3) (ix) *Administration and planning, federal funds.* All moneys
22 received from the federal government for the administration and planning of
23 departmental programs under subs. (1) to (3) and to transfer to the appropriation
24 account under s. 20.505 (1) (z) the amounts in the schedule under s. 20.505 (1) (z).

25 **SECTION 352m.** 20.395 (4) (as) of the statutes is repealed.

1 **SECTION 354.** 20.395 (4) (bh) of the statutes is repealed.

2 **SECTION 354m.** 20.395 (5) (cL) of the statutes is created to read:

3 20.395 (5) (cL) *Licensing fees, state funds.* From the general fund, all moneys
4 received under s. 341.14 (6r) (b) 7. a. for the purpose of making payments of licensing
5 fees under s. 341.14 (6r) (h).

6 **SECTION 355.** 20.395 (5) (cq) of the statutes is amended to read:

7 20.395 (5) (cq) *Vehicle registration, inspection and maintenance ~~and~~ driver*
8 *licensing and aircraft registration, state funds.* The amounts in the schedule for
9 administering the vehicle registration and driver licensing program, including the
10 traffic violation and registration program and the driver license reinstatement
11 training program under s. 85.28, for administering the motor vehicle emission
12 inspection and maintenance program under s. 110.20, for the training of inspectors
13 under s. 110.22, for administering the fuel tax and fee reporting program under s.
14 341.45, for administering the aircraft registration program under s. 114.20 and to
15 compensate for services performed, as determined by the secretary of transportation,
16 by any county providing registration services.

17 **SECTION 356.** 20.395 (5) (di) of the statutes is amended to read:

18 20.395 (5) (di) *Chemical testing training and services, state funds.* From the
19 general fund, the amounts in the schedule for the chemical testing training and
20 services provided by the state traffic patrol. All moneys transferred from the
21 appropriation account under s. 20.435 (6) (hx) shall be credited to this appropriation
22 account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance in this
23 appropriation account on June 30 of each year shall be transferred to the
24 appropriation account under s. 20.435 (6) (hx).

25 **SECTION 357.** 20.395 (5) (dL) of the statutes is created to read:

1 20.395 (5) (dL) *Public safety radio management, state funds.* From the general
2 fund, all moneys received for purposes related to the statewide public safety radio
3 management program under s. 85.12, other than moneys credited to the
4 appropriation account under par. (dk), for that purpose.

5 **SECTION 358.** 20.395 (5) (dq) of the statutes is amended to read:

6 20.395 (5) (dq) *Vehicle inspection, traffic enforcement and radio management,*
7 *state funds.* The amounts in the schedule for administering the ambulance
8 inspection program under s. 341.085, the statewide public safety radio management
9 program under s. 85.12 and the vehicle inspection and traffic enforcement programs
10 and transfers under s. 85.32.

11 **SECTION 359.** 20.410 (1) (ac) of the statutes is repealed.

12 **SECTION 359g.** 20.410 (1) (gi) of the statutes is amended to read:

13 20.410 (1) (gi) *General operations.* The amounts in the schedule to operate
14 institutions and provide field services and administrative services. All moneys
15 received under ~~s. 303.01 (8) that are attributable to moneys collected from earnings~~
16 ~~of inmates and residents under s. 303.01 (2) (em) and all moneys received under ss.~~
17 302.386 (2m) and (3) (d) and 303.065 (6) shall be credited to this appropriation
18 account.

19 **SECTION 359r.** 20.410 (1) (hm) of the statutes is repealed.

20 **SECTION 360.** 20.410 (1) (jp) of the statutes is renumbered 20.410 (1) (kp) and
21 amended to read:

22 20.410 (1) (kp) *Correctional officer training.* The amounts in the schedule to
23 finance correctional officers training under s. 301.28. All moneys received from the
24 ~~penalty assessment surcharge on court fines and forfeitures as allocated~~ transferred

1 from the appropriation account under s. ~~165.87 (1)~~ 20.505 (6) (j) 6. shall be credited
2 to this appropriation account.

3 **SECTION 361d.** 20.410 (1) (kh) of the statutes is created to read:

4 20.410 (1) (kh) *Victim services and programs.* The amounts in the schedule for
5 the administration of victim services and programs. All moneys transferred from the
6 appropriation account under s. 20.505 (6) (j) 5m. shall be credited to this
7 appropriation account.

8 **SECTION 361m.** 20.410 (1) (km) of the statutes is amended to read:

9 20.410 (1) (km) *Prison industries.* The amounts in the schedule for the
10 establishment and operation of prison industries, ~~but not including the program~~
11 ~~under s. 303.01 (2) (em).~~ All moneys received from prison industries sales shall be
12 credited to this appropriation. All moneys credited to this appropriation shall be
13 expended first for the purpose under par. (ko). No expenditure may be made from this
14 appropriation for the construction of buildings or purchase of equipment for new
15 prison industries, except upon approval of the joint committee on finance after a
16 determination that the moneys are needed and that no other appropriation is
17 available for that purpose.

18 **SECTION 362m.** 20.410 (1) (kw) of the statutes is repealed.

19 **SECTION 363n.** 20.410 (3) (ba) of the statutes is created to read:

20 20.410 (3) (ba) *Mendota juvenile treatment center.* The amounts in the schedule
21 for services for juveniles placed at the Mendota Juvenile Treatment Center as
22 provided in s. 46.057 (2).

23 **SECTION 363np.** 20.410 (3) (bb) of the statutes is created to read:

24 20.410 (3) (bb) *Juvenile boot camp program.* The amounts in the schedule to
25 operate the juvenile boot camp program under s. 938.532.

1 **SECTION 364d.** 20.410 (3) (cg) of the statutes is amended to read:

2 20.410 (3) (cg) *Serious juvenile offenders.* The Biennially, the amounts in the
3 schedule for juvenile correctional institution, corrective sanctions, alternate care,
4 aftercare and other juvenile program services specified in s. 938.538 (3) provided for
5 the persons specified in s. 301.26 (4) (cm), for juvenile correctional institution
6 services for persons placed in juvenile correctional institutions under s. 973.013 (3m)
7 and for juvenile correctional services for persons under 18 years of age placed with
8 the department under s. 48.366 (8). ~~Notwithstanding s. 20.001 (3) (a), the~~
9 ~~unencumbered balance of this appropriation account on June 30 of each fiscal year~~
10 ~~is transferred to the appropriation account under par. (cd).~~

11 **SECTION 365.** 20.410 (3) (hm) of the statutes is amended to read:

12 20.410 (3) (hm) *Juvenile correctional services.* Except as provided in pars. (ho)
13 and (hr), the amounts in the schedule for juvenile correctional services specified in
14 s. 301.26 (4) (c) and (d) and to operate the correctional institution authorized under
15 1997 Wisconsin Act 4, section 4 (1) (a). All moneys received from the sale of surplus
16 property, including vehicles, from juvenile correctional institutions operated by the
17 department, all moneys received as payments in restitution of property damaged at
18 juvenile correctional institutions operated by the department, all moneys received
19 from miscellaneous services provided at a juvenile correctional institution operated
20 by the department, all moneys transferred under s. 301.26 (4) (cm), all moneys
21 received under 1997 Wisconsin Act 27, section 9111 (2u) and, except as provided in
22 par. (hr), all moneys received in payment for juvenile correctional services specified
23 in s. 301.26 (4) (d) ~~and~~, (dt) and (g) shall be credited to this appropriation account.
24 If moneys generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year
25 institutional costs, other than the cost of operating the correctional institution

1 authorized under 1997 Wisconsin Act 4, section 4 (1) (a), by 2% or more, all moneys
2 in excess of that 2% shall be remitted to the counties during the subsequent calendar
3 year or transferred to the appropriation account under par. (kx) during the
4 subsequent fiscal year. Each county and the department shall receive a
5 proportionate share of the remittance and transfer depending on the total number
6 of days of placement at juvenile correctional institutions including the Mendota
7 Juvenile Treatment Center. Counties shall use the funds for purposes specified in
8 s. 301.26. The department shall deposit in the general fund the amounts transferred
9 under this paragraph to the appropriation account under par. (kx).

10 **SECTION 367.** 20.410 (3) (kj) of the statutes is amended to read:

11 20.410 (3) (kj) *Youth diversion program.* ~~Biennially, the~~ The amounts in the
12 schedule for youth diversion services under s. 301.265 (1) and (3). All moneys
13 transferred from the appropriation account under s. 20.505 (6) (g) (j) ~~8.~~ shall be
14 credited to this appropriation account.

15 **SECTION 367m.** 20.425 (1) (h) of the statutes is amended to read:

16 20.425 (1) (h) *Collective bargaining training.* The amounts in the schedule for
17 the cost of training programs under ss. 111.09 (3), 111.71 (5) and 111.94 (3). All
18 moneys received from arbitrators and arbitration panel members, and individuals
19 who are interested in serving in such positions, and from individuals and
20 organizations who participate in other collective bargaining training programs
21 conducted by the commission, ~~for the cost of training programs under ss. 111.09 (3),~~
22 ~~111.71 (5) and 111.94 (3)~~ shall be credited to this appropriation account.

23 **SECTION 368g.** 20.425 (1) (ka) of the statutes is repealed.

24 **SECTION 368m.** 20.432 (1) (kc) of the statutes is repealed.

25 **SECTION 368r.** 20.433 (1) (h) of the statutes is amended to read:

1 20.433 (1) (h) *Grants to organizations.* All moneys received under s. 69.22 (1)
2 (c), except the amounts appropriated under s. 20.435 (5) (jk), less the amounts
3 appropriated under par. (g), to be used for grants to organizations under s. 48.982 (4),
4 (6) and (7).

5 **SECTION 368s.** 20.433 (1) (h) of the statutes, as affected by 1999 Wisconsin Act
6 (this act), is amended to read:

7 20.433 (1) (h) *Grants to organizations.* All moneys received under s. 69.22 (1)
8 (c), ~~except the amounts appropriated under s. 20.435 (5) (jk)~~, less the amounts
9 appropriated under par. (g), to be used for grants to organizations under s. 48.982 (4),
10 (6) and (7).

11 **SECTION 369d.** 20.433 (1) (q) of the statutes is amended to read:

12 20.433 (1) (q) *Children's trust fund grants.* From the children's trust fund, all
13 moneys received as contributions, grants, gifts and bequests for that trust fund
14 under s. 48.982 (2) (d) or (2e) (a), other than moneys received under s. 341.14 (6r) (b)
15 6., and all interest earned on moneys received under s. 341.14 (6r) (b) 6., less the
16 amounts appropriated under par. (r), to carry out the purposes for which made and
17 received under s. 48.982 (2m) (a).

18 **SECTION 370g.** 20.434 (1) (ka) of the statutes is repealed.

19 **SECTION 370m.** 20.434 (1) (kp) of the statutes is created to read:

20 20.434 (1) (kp) *Interagency and intra-agency programs.* All moneys received
21 from other state agencies for the administration of the adolescent pregnancy
22 prevention programs and pregnancy services under s. 46.93, for that purpose.

23 **SECTION 371.** 20.434 (1) (ky) of the statutes is created to read:

1 20.434 (1) (ky) *Interagency and intra-agency aids; pregnancy prevention and*
2 *services.* All moneys received from other state agencies and all moneys received by
3 the board from the board for providing grants under s. 46.93 (2), for such purposes.

4 **SECTION 372.** 20.435 (1) (title) of the statutes is amended to read:

5 20.435 (1) (title) ~~HEALTH~~ PUBLIC HEALTH SERVICES PLANNING, REGULATION AND
6 DELIVERY; STATE OPERATIONS.

7 **SECTION 373.** 20.435 (1) (a) of the statutes is amended to read:

8 20.435 (1) (a) *General program operations.* The amounts in the schedule for
9 general program operations, including public health services regulation,
10 administration and field services.

11 **SECTION 374.** 20.435 (1) (bm) of the statutes is renumbered 20.435 (4) (bm) and
12 amended to read:

13 20.435 (4) (bm) *Medical assistance administration.* Biennially, the amounts
14 in the schedule to provide the state share of administrative contract costs for the
15 medical assistance program under ss. 49.45 and 49.665, to reimburse insurers for
16 their costs under s. 49.475 ~~and~~, for costs associated with outreach activities and for
17 services of resource centers under s. 46.283. No state positions may be funded in the
18 department of health and family services from this appropriation, except positions
19 for the performance of duties under a contract in effect before January 1, 1987,
20 related to the administration of the medical assistance program between the subunit
21 of the department primarily responsible for administering the medical assistance
22 program and another subunit of the department. Total administrative funding
23 authorized for the program under s. 49.665 may not exceed 10% of the amounts
24 budgeted under ~~sub. (5) pars.~~ (bc) and (p).

25 **SECTION 375.** 20.435 (1) (cg) of the statutes is repealed.

1 **SECTION 376.** 20.435 (1) (gm) of the statutes is amended to read:

2 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
3 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),
4 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20 (5) and (8), 254.31 to
5 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) and ch. 150 69, for the
6 purchase and distribution of medical supplies and to analyze and provide data under
7 s. 250.04. All moneys received under ss. 146.50 (5) (f), (8) (d), ~~150.13~~, 250.04 (3m),
8 250.05 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.20 (5) and
9 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) (b) and ch. 69
10 and as reimbursement for medical supplies shall be credited to this appropriation
11 account. ~~From the fees collected under s. 50.135 (2), \$444,700 in fiscal year 1997–98~~
12 ~~and \$451,600 in fiscal year 1998–99 shall be credited to this appropriation account.~~

13 **SECTION 377.** 20.435 (1) (gp) of the statutes is renumbered 20.435 (4) (gp).

14 **SECTION 378.** 20.435 (1) (hg) of the statutes is renumbered 20.435 (4) (hg).

15 **SECTION 379.** 20.435 (1) (hi) of the statutes is renumbered 20.435 (4) (hi).

16 **SECTION 380.** 20.435 (1) (in) of the statutes is renumbered 20.435 (4) (in).

17 **SECTION 381.** 20.435 (1) (j) of the statutes is repealed.

18 **SECTION 382.** 20.435 (1) (km) of the statutes is repealed.

19 **SECTION 383.** 20.435 (1) (kx) of the statutes is amended to read:

20 20.435 (1) (kx) *Interagency and intra-agency programs.* All moneys received
21 from other state agencies and all moneys received by the department from the
22 department not directed to be deposited under ~~par. (km) or~~ sub. (6) (k) for the
23 administration of programs or projects for which received.

24 **SECTION 384.** 20.435 (1) (p) of the statutes is renumbered 20.435 (4) (pa) and
25 amended to read:

1 20.435 (4) (pa) *Federal aid; medical assistance contracts administration.* All
2 federal moneys received for the federal share of the cost of contracting for payment
3 and services administration and reporting, and to reimburse insurers for their costs
4 under s. 49.475 and for services of resource centers under s. 46.283.

5 **SECTION 385e.** 20.435 (1) (tc) of the statutes is created to read:

6 20.435 (1) (tc) *Program operations; statewide tobacco control program.* From
7 the tobacco control fund, subject to s. 255.15 (3) (d), the amounts in the schedule for
8 the general program operations of the statewide tobacco control program under s.
9 255.15.

10 **SECTION 386b.** 20.435 (1) (u) of the statutes is renumbered 20.435 (4) (u) and
11 amended to read:

12 20.435 (4) (u) *Health insurance risk-sharing plan; administration.* The
13 Biennially, from the health insurance risk-sharing plan fund, the amounts in the
14 schedule ~~from the health insurance risk-sharing plan fund~~ for the administration
15 of ch. 149, subject to s. 149.143 (2m).

16 **SECTION 387g.** 20.435 (2) (a) of the statutes is amended to read:

17 20.435 (2) (a) *General program operations.* The amounts in the schedule to
18 operate institutions, to provide administrative services and to evaluate, treat and
19 care for persons under ch. 980, including persons placed on supervised release under
20 s. 980.06 (2), 1997 stats., or s. 980.08.

21 **SECTION 387m.** 20.435 (2) (bj) of the statutes is amended to read:

22 20.435 (2) (bj) *Conditional and supervised release treatment and services.*
23 Biennially, the amounts in the schedule for payment by the department of costs for
24 treatment and services for persons released under s. 980.06 (2) (c), 1997 stats., or s.
25 971.17 (3) (d) or (4) (e), ~~980.06 (2) (c) or 980.08 (5),~~ for which the department has

1 contracted with county departments under s. 51.42 (3) (aw) 1. d., with other public
2 agencies or with private agencies to provide the treatment and services.

3 **SECTION 388m.** 20.435 (2) (bm) of the statutes is amended to read:

4 20.435 (2) (bm) *Secure mental health units or facilities.* The amounts in the
5 schedule for the general program operations of secure mental health units or
6 facilities under s. 980.065 for persons committed to ~~institutional care~~ under s. 980.06
7 ~~(2) (b)~~ and placed in a secure mental health unit or facility.

8 **SECTION 389.** 20.435 (2) (gk) of the statutes is amended to read:

9 20.435 (2) (gk) *Institutional operations and charges.* The amounts in the
10 schedule for care provided by the centers for the developmentally disabled to
11 reimburse the cost of providing the services and to remit any credit balances to
12 county departments that occur on and after July 1, 1978, in accordance with s. 51.437
13 (4rm) (c); for care provided by the mental health institutes, to reimburse the cost of
14 providing the services and to remit any credit balances to county departments that
15 occur on and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for
16 maintenance of state–owned housing at centers for the developmentally disabled
17 and mental health institutes; for repair or replacement of property damaged at the
18 mental health institutes or at centers for the developmentally disabled; and for
19 reimbursing the total cost of using, producing and providing services, products and
20 care. All moneys received as payments from medical assistance on and after August
21 1, 1978; as payments from all other sources including other payments under s. 46.10
22 and payments under s. 51.437 (4rm) (c) received on and after July 1, 1978; as medical
23 assistance payments, other payments under s. 46.10 and payments under s. 51.42
24 (3) (as) 2. received on and after January 1, 1979; as payments under s. 51.07–(4)
25 46.043; as payments for the rental of state–owned housing and other institutional

1 facilities at centers for the developmentally disabled and mental health institutes;
2 for the sale of electricity, steam or chilled water; as payments in restitution of
3 property damaged at the mental health institutes or at centers for the
4 developmentally disabled; for the sale of surplus property, including vehicles, at the
5 mental health institutes or at centers for the developmentally disabled; and for other
6 services, products and care shall be credited to this appropriation, except that any
7 payment under s. 46.10 received for the care or treatment of patients admitted under
8 s. 51.10, 51.15 or 51.20 for which the state is liable under s. 51.05 (3), of patients
9 admitted under s. 55.06 (9) (d) or (e) for which the state is liable under s. 55.05 (1),
10 of forensic patients committed under ch. 971 or 975, admitted under ch. 975 or
11 transferred under s. 51.35 (3) or of patients transferred from a state prison under s.
12 51.37 (5), to Mendota mental health institute or Winnebago mental health institute
13 shall be treated as general purpose revenue — earned, as defined under s. 20.001 (4).

14 **SECTION 390.** 20.435 (3) (bc) of the statutes is created to read:

15 20.435 (3) (bc) *Grants for children's community programs.* The amounts in the
16 schedule for grants for children's community programs under s. 46.481.
17 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds
18 between fiscal years under this paragraph. All moneys under this appropriation
19 account that are distributed under s. 46.481 but are not encumbered by December
20 31 of each year lapse to the general fund on the next January 1 unless carried forward
21 to the next calendar year by the joint committee on finance.

22 **SECTION 390d.** 20.435 (3) (bm) of the statutes is created to read:

23 20.435 (3) (bm) *Services for children and families.* A sum sufficient, equal to
24 the amount determined under s. 77.63 (2), for grants to counties under s. 46.513.

25 **SECTION 390m.** 20.435 (3) (cz) of the statutes is repealed.

1 **SECTION 391d.** 20.435 (3) (dd) of the statutes is amended to read:

2 20.435 (3) (dd) *State foster care and adoption services.* The amounts in the
3 schedule for foster care, treatment foster care, institutional child care and subsidized
4 adoptions under ss. 48.48 (12) and 48.52, for the cost of care for children under s.
5 49.19 (10) (d) ~~and~~, for the cost of the foster care monitoring system and for the cost
6 of providing services to children with special needs who are under the guardianship
7 of the department to prepare those children for adoption and of providing
8 postadoption services to children with special needs who have been adopted.

9 **SECTION 392.** 20.435 (3) (dg) of the statutes is amended to read:

10 20.435 (3) (dg) *State adoption information exchange and state adoption center.*
11 The amounts in the schedule to operate a state adoption information exchange ~~under~~
12 ~~s. 48.55~~ and a state adoption center under s. ~~48.551~~ 48.55.

13 **SECTION 393.** 20.435 (3) (dr) of the statutes is repealed.

14 **SECTION 394.** 20.435 (3) (eg) of the statutes is amended to read:

15 20.435 (3) (eg) ~~*Programs for adolescents and adolescent parents*~~ *Adolescent*
16 *services.* The amounts in the schedule ~~for the provision of adolescent self-sufficiency~~
17 ~~and pregnancy prevention programs under s. 46.995, for to provide~~ adolescent
18 services under s. 46.996 and for adolescent choices project grants under s. 46.997 (2).

19 **SECTION 395.** 20.435 (3) (eg) of the statutes, as affected by 1999 Wisconsin Act
20 (this act), is repealed and recreated to read:

21 20.435 (3) (eg) *Brighter futures initiative and tribal adolescent services.* The
22 amounts in the schedule for the brighter futures initiative under s. 46.99 and for
23 tribal adolescent services under s. 46.995.

24 **SECTION 396.** 20.435 (3) (fm) of the statutes is repealed.

25 **SECTION 397.** 20.435 (3) (i) of the statutes is repealed and recreated to read:

1 20.435 (3) (i) *Gifts and grants.* All moneys not appropriated under par. (gb) that
2 are received from gifts, grants, donations and burial trusts for the execution of the
3 department's functions relating to children and family services consistent with the
4 purpose of the gifts, grants, donations or trusts.

5 **SECTION 397m.** 20.435 (3) (km) of the statutes is created to read:

6 20.435 (3) (km) *Federal block grant transfer; aids.* The amounts in the schedule
7 for the grants under ss. 46.95 (2) and 49.175 (1) (ze) 4. All moneys transferred from
8 the appropriation account under s. 20.445 (3) (md) shall be credited to this
9 appropriation account.

10 **SECTION 397r.** 20.435 (3) (km) of the statutes, as created by 1999 Wisconsin Act
11 (this act), is repealed and recreated to read:

12 20.435 (3) (km) *Federal block grant transfer; aids.* The amounts in the schedule
13 for grants under ss. 46.95 (2), 46.99 (2) (a), 46.995 (2), (3) (b) and (4m) (b) and 49.175
14 (1) (ze) 4. All moneys transferred from the appropriation account under s. 20.445 (3)
15 (md) shall be credited to this appropriation account.

16 **SECTION 398.** 20.435 (3) (me) of the statutes is created to read:

17 20.435 (3) (me) *Federal block grant local assistance.* All block grant moneys
18 received from the federal government, as authorized by the governor under s. 16.54,
19 for youth services local assistance, for the purposes for which received.

20 **SECTION 399d.** 20.435 (3) (pd) of the statutes is amended to read:

21 20.435 (3) (pd) *Federal aid; state foster care and adoption services.* All federal
22 moneys received for meeting the costs of providing foster care, treatment foster care
23 and, institutional child care under s. 48.52, and for and subsidized adoptions under
24 ss. 48.48 (12) and 48.52, the cost of care for children under s. 49.19 (10) (d) and the
25 cost of providing services to children with special needs who are under the

1 guardianship of the department to prepare those children for adoption and of
2 providing postadoption services to children with special needs who have been
3 adopted. Disbursements for foster care under s. 46.03 (20) and for the purposes
4 described under s. 48.627 may be made from this appropriation.

5 **SECTION 400.** 20.435 (4) (title) of the statutes is created to read:

6 20.435 (4) (title) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; HEALTH
7 CARE FINANCING.

8 **SECTION 401.** 20.435 (4) (a) of the statutes is created to read:

9 20.435 (4) (a) *General program operations.* The amounts in the schedule for
10 general program operations, including health care financing regulation,
11 administration and field services.

12 **SECTION 402.** 20.435 (4) (bs) of the statutes, as affected by 1999 Wisconsin Act
13 (this act), is renumbered 20.435 (4) (kb) and amended to read:

14 20.435 (4) (kb) *Relief block grants to tribal governing bodies.* The amounts in
15 the schedule for relief block grants under s. 49.029 to tribal governing bodies. All
16 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 18. shall
17 be credited to this appropriation account.

18 **SECTION 403.** 20.435 (4) (e) of the statutes is created to read:

19 20.435 (4) (e) *Disease aids.* Biennially, the amounts in the schedule for
20 assisting victims of diseases, as provided in ss. 49.68, 49.683 and 49.685.

21 **SECTION 404.** 20.435 (4) (g) of the statutes is created to read:

22 20.435 (4) (g) *Family care benefit; cost sharing.* All moneys received from client
23 cost-sharing requirements under s. 46.286 (2) to be expended for the provision of
24 services under the family care benefit under s. 46.284 (5).

25 **SECTION 405.** 20.435 (4) (gm) of the statutes is created to read:

1 20.435 (4) (gm) *Health services regulation and vital statistics.* The amounts in
2 the schedule for the purposes specified in chs. 69 and 150. All moneys received under
3 ch. 69 and s. 150.13 shall be credited to this appropriation account. From the fees
4 collected under s. 50.135 (2), \$247,000 in fiscal year 1999–2000 and \$297,200 in fiscal
5 year 2000–01 shall be credited to this appropriation account.

6 **SECTION 406.** 20.435 (4) (h) of the statutes is created to read:

7 20.435 (4) (h) *General assistance medical program; intergovernmental transfer.*
8 The amounts in the schedule to provide supplemental payments to eligible health
9 care providers that contract with Milwaukee County to provide health care services
10 funded by a relief block grant under s. 49.025. All moneys received from Milwaukee
11 County for this purpose shall be credited to this appropriation account.

12 **SECTION 407.** 20.435 (4) (i) of the statutes is created to read:

13 20.435 (4) (i) *Gifts and grants; health care financing.* All moneys received from
14 gifts, grants, bequests and trust funds to provide health care financing consistent
15 with the purpose of the gift, grant, bequest or trust fund.

16 **SECTION 408.** 20.435 (4) (kx) of the statutes is created to read:

17 20.435 (4) (kx) *Interagency and intra-agency programs.* All moneys received
18 from other state agencies and all moneys received by the department from the
19 department for the administration of programs or projects, for the purposes for which
20 received.

21 **SECTION 409.** 20.435 (4) (ky) of the statutes is created to read:

22 20.435 (4) (ky) *Interagency and intra-agency aids.* All moneys received from
23 other state agencies, including moneys transferred from s. 20.505 (8) (hm) 7., and all
24 moneys received by the department from the department for aids to individuals and
25 organizations, for the purpose of providing those aids.

1 **SECTION 410.** 20.435 (4) (kz) of the statutes is created to read:

2 20.435 **(4)** (kz) *Interagency and intra-agency local assistance.* All moneys
3 received from other state agencies and all moneys received by the department from
4 the department for local assistance, for the purpose of providing that assistance.

5 **SECTION 411.** 20.435 (4) (m) of the statutes is created to read:

6 20.435 **(4)** (m) *Federal project operations.* All moneys received from the federal
7 government or any of its agencies for the state administration of specific limited term
8 projects, to be expended for the purposes specified.

9 **SECTION 412.** 20.435 (4) (ma) of the statutes is created to read:

10 20.435 **(4)** (ma) *Federal project aids.* All moneys received from the federal
11 government or any of its agencies for specific limited term projects of aids to
12 individuals or organizations, to be expended for the purposes specified.

13 **SECTION 413.** 20.435 (4) (md) of the statutes is created to read:

14 20.435 **(4)** (md) *Federal block grant aids.* All block grant moneys received from
15 the federal government or any of its agencies for aids to individuals or organizations,
16 other than for specific limited term projects and continuing programs, to be expended
17 for the purposes specified.

18 **SECTION 414.** 20.435 (4) (n) of the statutes is created to read:

19 20.435 **(4)** (n) *Federal program operations.* All moneys received from the
20 federal government or any of its agencies for the state administration of continuing
21 programs, to be expended for the purposes specified.

22 **SECTION 415.** 20.435 (4) (na) of the statutes is created to read:

23 20.435 **(4)** (na) *Federal program aids.* All moneys received from the federal
24 government or any of its agencies for continuing programs of aids to individuals or
25 organizations, to be expended for the purposes specified.

1 **SECTION 415g.** 20.435 (4) (v) of the statutes is created to read:

2 20.435 (4) (v) *Health insurance risk-sharing plan; program benefits.* All
3 moneys received by the health insurance risk-sharing plan fund, except for moneys
4 appropriated under par. (u), for the operating costs of the health insurance
5 risk-sharing plan under ch. 149, subject to s. 149.143 (2m).

6 **SECTION 416.** 20.435 (5) (title) of the statutes is amended to read:

7 20.435 (5) (title) **HEALTH PUBLIC HEALTH SERVICES PLANNING, REGULATION AND**
8 **DELIVERY; AIDS AND LOCAL ASSISTANCE.**

9 **SECTION 417c.** 20.435 (5) (af) of the statutes is renumbered 20.435 (4) (af) and
10 amended to read:

11 20.435 (4) (af) *Health insurance risk-sharing plan; transfer to fund for costs.*
12 The amounts in the schedule to be paid into the health insurance risk-sharing plan
13 fund for paying a portion of the operating costs of the health insurance risk-sharing
14 plan under ch. 149.

15 **SECTION 418c.** 20.435 (5) (ah) of the statutes is renumbered 20.435 (4) (ah) and
16 amended to read:

17 20.435 (4) (ah) *Health insurance risk-sharing plan; transfer to fund for*
18 *premium and deductible reduction subsidy.* Biennially, the amounts in the schedule
19 to be paid into the health insurance risk-sharing plan fund for the purpose of
20 subsidizing premium reductions under s. 149.165 and deductible reductions under
21 s. 149.14 (5) (a).

22 **SECTION 418g.** 20.435 (5) (am) of the statutes is amended to read:

23 20.435 (5) (am) *Services, reimbursement and payment related to acquired*
24 *immunodeficiency syndrome.* The amounts in the schedule for the purchase of
25 services under s. 252.12 (2) (a) for individuals with respect to acquired

1 immunodeficiency syndrome and related infections, to subsidize premium payments
2 under ss. 252.16 and 252.17, for HIV prevention grants under s. 252.12 (2) (c) 2. and
3 3. and to reimburse or supplement the reimbursement of the cost of AZT,
4 pentamidine and certain other drugs under s. 49.686.

5 **SECTION 419.** 20.435 (5) (b) of the statutes is renumbered 20.435 (4) (b) and
6 amended to read:

7 20.435 (4) (b) *Medical assistance program benefits.* Biennially, the amounts in
8 the schedule to provide the state share of medical assistance program benefits
9 administered under s. 49.45, to provide medical assistance program benefits
10 administered under s. 49.45 that are not also provided under par. (o) ~~and~~, to fund the
11 pilot project under s. 46.27 (9) and (10), to provide the facility payment under 1999
12 Wisconsin Act (this act), section 9123 (8m), to fund services provided by resource
13 centers under s. 46.283 and for services under the family care benefit under s. 46.284
14 (5). Notwithstanding s. 20.002 (1), the department may transfer from this
15 appropriation to the appropriation under sub. (7) (kb) funds in the amount of and for
16 the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1),
17 the department may credit or deposit into this appropriation and may transfer
18 between fiscal years funds that it transfers from the appropriation under sub. (7) (kb)
19 for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the
20 department may transfer from this appropriation to the appropriation account
21 under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

22 **SECTION 420.** 20.435 (5) (bc) of the statutes is renumbered 20.435 (4) (bc).

23 **SECTION 421.** 20.435 (5) (bs) of the statutes is renumbered 20.435 (4) (bs).

24 **SECTION 422.** 20.435 (5) (bt) of the statutes is renumbered 20.435 (4) (bt) and
25 amended to read:

1 20.435 (4) (bt) *Relief block grants to counties with a population of 500,000 or*
2 *more.* The amounts in the schedule for relief block grants to counties under s. ss.
3 49.025 to counties with a population of 500,000 or more and 49.027.

4 **SECTION 423.** 20.435 (5) (bu) of the statutes is repealed.

5 **SECTION 425.** 20.435 (5) (cm) of the statutes is amended to read:

6 20.435 (5) (cm) *Immunization.* A sum sufficient not to exceed in fiscal year
7 ~~1997–98~~ 1999–2000 the difference between ~~\$8,550,700~~ \$9,000,000 and the sum of
8 the moneys received from the federal government under the federal vaccines for
9 children program and under section 317 of the Public Health Service Act in fiscal
10 year ~~1997–98~~ 1999–2000 and not to exceed in fiscal year ~~1998–99~~ 2000–01 the
11 difference between ~~\$8,776,400~~ \$9,000,000 and the sum of the moneys received from
12 the federal government under the federal vaccines for children program and under
13 section 317 of the Public Health Service Act in fiscal year ~~1998–99~~ 2000–01 for the
14 provision of vaccine to immunize children under s. 252.04 (1).

15 **SECTION 426.** 20.435 (5) (d) of the statutes is renumbered 20.435 (4) (d).

16 **SECTION 427.** 20.435 (5) (e) of the statutes is amended to read:

17 20.435 (5) (e) *Disease aids Tuberculosis services.* Biennially, the amounts in
18 the schedule for assisting victims of diseases, as provided in ss. ~~49.68, 49.683, 49.685,~~
19 ~~58.06, 252.08 (4) and (5) and 252.10 (6) and (7),~~ as ~~allocated~~ distributed by the
20 department.

21 **SECTION 428.** 20.435 (5) (ed) of the statutes is amended to read:

22 20.435 (5) (ed) *Radon aids.* The amounts in the schedule for the provision of
23 state aid for local radon services under s. 254.34 (4) (1) (h) 5.

24 **SECTION 430.** 20.435 (5) (ek) of the statutes is renumbered 20.435 (5) (ke) and
25 amended to read:

1 20.435 (5) (ke) *Cooperative American Indian health projects*. The amounts in
2 the schedule for grants for cooperative American Indian health projects under s.
3 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)
4 (hm) 18b. shall be credited to this appropriation account.

5 **SECTION 432g.** 20.435 (5) (fh) of the statutes is created to read:

6 20.435 (5) (fh) *Community health services*. The amounts in the schedule for the
7 minority health program under s. 146.185 and for grants under s. 250.15.

8 **SECTION 433d.** 20.435 (5) (gh) of the statutes is repealed.

9 **SECTION 434.** 20.435 (5) (im) of the statutes is renumbered 20.435 (4) (im).

10 **SECTION 434r.** 20.435 (5) (jk) of the statutes is created to read:

11 20.435 (5) (jk) *Newborn hearing screening programs*. From all moneys received
12 under s. 69.22 (1) (c), the first \$1.40 of each fee paid, to be used for newborn hearing
13 screening program grants under s. 253.115 (4) (a).

14 **SECTION 434s.** 20.435 (5) (jk) of the statutes, as created by 1999 Wisconsin Act
15 (this act), is amended to read:

16 20.435 (5) (jk) *Newborn hearing screening programs*. From all moneys received
17 under s. 69.22 (1) (c), the first \$1.40 of each fee paid, to be used for newborn hearing
18 screening program grants under s. 253.115 (4) (a) ~~(b)~~.

19 **SECTION 434t.** 20.435 (5) (jk) of the statutes, as affected by 1999 Wisconsin Act
20 (this act), is repealed.

21 **SECTION 435.** 20.435 (5) (jz) of the statutes is renumbered 20.435 (4) (jz).

22 **SECTION 436.** 20.435 (5) (ky) of the statutes is amended to read:

23 20.435 (5) (ky) *Interagency and intra-agency aids*. All moneys received from
24 other state agencies and all moneys received by the department from the department

1 not directed to be deposited under sub. ~~(1) (km)~~ or (6) (k) for aids to individuals and
2 organizations.

3 **SECTION 437.** 20.435 (5) (kz) of the statutes is amended to read:

4 20.435 (5) (kz) *Interagency and intra-agency local assistance.* All moneys
5 received from other state agencies and all moneys received by the department from
6 the department not directed to be deposited under ~~par. sub. (1) (km)~~ or (6) (k) for local
7 assistance.

8 **SECTION 438.** 20.435 (5) (o) of the statutes is renumbered s. 20.435 (4) (o) and
9 amended to read:

10 20.435 (4) (o) *Federal aid; medical assistance.* All federal moneys received for
11 meeting costs of medical assistance administered under ss. 46.284 (5), 49.45 and
12 49.665, to be used for those purposes.

13 **SECTION 439.** 20.435 (5) (p) of the statutes is renumbered 20.435 (4) (p).

14 **SECTION 439m.** 20.435 (5) (tc) of the statutes is created to read:

15 20.435 (5) (tc) *Statewide tobacco control program.* From the tobacco control
16 fund, the amounts in the schedule for the purposes specified under s. 255.15 (3) (a)
17 and (b).

18 **SECTION 440.** 20.435 (6) (a) of the statutes is amended to read:

19 20.435 (6) (a) *General program operations; projects; council on physical*
20 *disabilities.* The amounts in the schedule for general program operations, including
21 field services and administrative services, and ~~for the pilot project under 1997~~
22 ~~Wisconsin Act 237, section 9122 (4) for the demonstration projects under 1999~~
23 ~~Wisconsin Act (this act), section 9123 (3) (a) and for operation of the council on~~
24 ~~physical disabilities under s. 46.29.~~

25 **SECTION 441.** 20.435 (6) (d) of the statutes is repealed.

1 **SECTION 442.** 20.435 (6) (g) of the statutes is amended to read:

2 20.435 **(6)** (g) *Nursing facility resident protection.* ~~The amounts in the schedule~~
3 ~~to finance nursing facility resident protection under s. 49.499.~~ All moneys received
4 from the penalty assessment surcharges on forfeitures that are levied by the
5 department under s. 49.498 (16) (c) 1., 2. and 3. and the interest under s. 49.498 (16)
6 (d) ~~shall be credited to this appropriation to finance nursing facility resident~~
7 protection under s. 49.499.

8 **SECTION 443.** 20.435 (6) (gb) of the statutes is amended to read:

9 20.435 **(6)** (gb) *Alcohol and drug abuse initiatives.* All moneys received from
10 the state treasurer under s. 961.41 (5) (c), to be expended on programs providing
11 prevention, intervention and treatment for alcohol and other drug abuse problems.
12 ~~In fiscal year 1997–98, the department shall transfer \$250,000 from the~~
13 ~~appropriation account under this paragraph to the appropriation account under sub.~~
14 ~~(7) (kw).~~

15 **SECTION 444.** 20.435 (6) (hx) of the statutes is amended to read:

16 20.435 **(6)** (hx) *Services related to drivers, receipts.* The amounts in the
17 schedule for services related to drivers. All moneys received by the state treasurer
18 from the driver improvement surcharge on court fines and forfeitures authorized
19 under s. 346.655 and all moneys transferred from the appropriation account under
20 s. 20.395 (5) (di) shall be credited to this appropriation. ~~The secretary of~~
21 ~~administration shall annually transfer to the appropriation account under s. 20.395~~
22 ~~(5) (di) 31.29% of all moneys credited to this appropriation. The Any unencumbered~~
23 ~~moneys remaining in this appropriation account~~ may be transferred to sub. (7) (hy)
24 and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5) (ci) and (di) and 20.455 (5) (h) by
25 the secretary of administration after consultation with the secretaries of health and

1 family services and transportation, the superintendent of public instruction, the
2 attorney general and the president of the university of Wisconsin system.

3 **SECTION 445.** 20.435 (6) (jm) of the statutes is amended to read:

4 20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule
5 for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a),
6 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13,
7 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV
8 of ch. 50 and to conduct health facilities plan and rule development activities, for
9 accrediting nursing homes, convalescent homes and homes for the aged, to conduct
10 capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36
11 (2) and for the costs of inspecting, licensing and approving facilities, issuing permits
12 and providing technical assistance that are not specified under any other paragraph
13 in this subsection. All moneys received under ss. 48.685 (8), 50.02 (2), 50.025, 50.065
14 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981,
15 all moneys received from fees for the costs of inspecting, licensing and approving
16 facilities, issuing permits and providing technical assistance that are not specified
17 under any other paragraph in this subsection, and all moneys received under 50.135
18 (2), less the amounts credited to the appropriation account under sub. (1) (4) (gm),
19 shall be credited to this appropriation account.

20 **SECTION 446.** 20.435 (7) (b) of the statutes is amended to read:

21 20.435 (7) (b) *Community aids.* The amounts in the schedule for human
22 services under s. 46.40, to fund services provided by resource centers under s. 46.283
23 (5), for services under the family care benefit under s. 46.284 (5), for reimbursement
24 to counties having a population of less than 500,000 for the cost of court attached
25 intake services under s. 48.06 (4), for shelter care under ss. 48.58 and 938.22 and for

1 foster care and treatment foster care under s. 49.19 (10). Social services
2 disbursements under s. 46.03 (20) (b) may be made from this appropriation. Refunds
3 received relating to payments made under s. 46.03 (20) (b) for the provision of
4 services for which moneys are appropriated under this paragraph shall be returned
5 to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the
6 department of health and family services may transfer funds between fiscal years
7 under this paragraph. The department shall deposit into this appropriation funds
8 it recovers under ss. 46.495 (2) (b) and 51.423 (15) from prior year audit adjustments
9 including those resulting from audits of services under s. 46.26, 1993 stats., or s.
10 46.27. Except for amounts authorized to be carried forward under s. 46.45, all funds
11 recovered under ss. 46.495 (2) (b) and 51.423 (15) and all funds allocated under s.
12 46.40 and not spent or encumbered by December 31 of each year shall lapse to the
13 general fund on the succeeding January 1 unless carried forward to the next calendar
14 year by the joint committee on finance.

15 **SECTION 447.** 20.435 (7) (bd) of the statutes is amended to read:

16 20.435 (7) (bd) *Community options program and long-term support; pilot*
17 *projects; family care benefit.* The amounts in the schedule for assessments, case
18 planning, services and, administration and risk reserve escrow accounts under s.
19 46.27 and, for pilot projects under s. 46.271 (1), ~~and the amounts carried forward~~
20 ~~under 1997 Wisconsin Act 27, section 9123 (2), for the pilot project under s. 46.271~~
21 ~~(2m), to fund services provided by resource centers under s. 46.283 (5), for services~~
22 under the family care benefit under s. 46.284 (5) and for the payment of premiums
23 under s. 49.472 (5). If the department transfers funds to this appropriation from the
24 appropriation account under sub. (5) (4) (b), the amounts in the schedule for the fiscal
25 year for which the transfer is made are increased by the amount of the transfer for

1 the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3) (a) and 20.002
2 (1), the department may under this paragraph transfer moneys between fiscal years.
3 Except for moneys authorized for transfer under this appropriation, or under s. 46.27
4 (7) (fm) or (g) ~~or under 1997 Wisconsin Act 27, section 9123 (2)~~, all moneys under this
5 appropriation that are allocated under s. 46.27 and are not spent or encumbered by
6 counties or by the department by December 31 of each year shall lapse to the general
7 fund on the succeeding January 1 unless transferred to the next calendar year by the
8 joint committee on finance.

9 **SECTION 447d.** 20.435 (7) (br) of the statutes is created to read:

10 20.435 (7) (br) *Respite care.* The amounts in the schedule for the respite care
11 program under s. 46.986.

12 **SECTION 448.** 20.435 (7) (cp) of the statutes is repealed.

13 **SECTION 449.** 20.435 (7) (dh) of the statutes is amended to read:

14 20.435 (7) (dh) *Programs for senior citizens ~~and~~ ; elder abuse services; benefit*
15 *specialist program.* The amounts in the schedule for the programs for senior citizens,
16 including but not limited to the purpose of distributing funds under s. 46.80 (2m) (b)
17 to supplement any federal foster grandparent project funds received under 42 USC
18 5011 (a) and the purposes of ss. 46.80 (5) and 46.85, ~~and~~; for direct services for elder
19 persons and other individuals under s. 46.90 (5m); and for the benefit specialist
20 program for older persons under s. 46.81. Notwithstanding ss. 20.001 (3) (a) and
21 20.002 (1), the department of health and family services may transfer funds between
22 fiscal years under this paragraph. All funds allocated under ss. 46.80 (2m) (b) and
23 (5), 46.81 (2) and 46.85 but not encumbered by December 31 of each year lapse to the
24 general fund on the next January 1, unless transferred to the next calendar year by
25 the joint committee on finance, but the department may carry forward funds

1 allocated under s. 46.90 (5m) that are not encumbered by June 30 of each year for
2 allocation under s. 46.90 (5m) in the following state fiscal year. For the purposes of
3 this paragraph, funds are encumbered by December 31 if allocated for services
4 received or for goods ordered by December 31.

5 **SECTION 450.** 20.435 (7) (dj) of the statutes is repealed.

6 **SECTION 451.** 20.435 (7) (dL) of the statutes is renumbered 20.435 (7) (kL) and
7 amended to read:

8 20.435 (7) (kL) *Indian aids.* The amounts in the schedule to facilitate delivery
9 of social services and mental hygiene services to American Indians under s. 46.70.
10 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds
11 between state fiscal years under this paragraph. All funds allocated under s. 46.70
12 but not spent or encumbered by September 30 of each year lapse to the general fund
13 on the next October 1, unless transferred to the next federal fiscal year by the joint
14 committee on finance. For the purposes of this paragraph, funds are encumbered by
15 September 30 if allocated for services received or for goods ordered by September 30
16 All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 18c.
17 shall be credited to this appropriation account.

18 **SECTION 452.** 20.435 (7) (dm) of the statutes is renumbered 20.435 (7) (km) and
19 amended to read:

20 20.435 (7) (km) *Indian drug abuse prevention and education.* The amounts in
21 the schedule for the American Indian drug abuse prevention and education program
22 under s. 46.71. All moneys transferred from the appropriation account under s.
23 20.505 (8) (hm) 18d. shall be credited to this appropriation account.

24 **SECTION 453.** 20.435 (7) (im) of the statutes is amended to read:

1 20.435 (7) (im) *Community options program; family care benefit; recovery of*
2 *costs of care.* From the moneys received from the recovery of costs of care under ss.
3 46.27 (7g) and 867.035 and rules promulgated under s. 46.286 (7), all moneys not
4 appropriated under sub. (1) ~~(4)~~ (in), for payments to county departments and aging
5 units under s. 46.27 (7g) (d), payments to care management organizations for
6 provision of the family care benefit under s. 46.284 (5), payment of claims under s.
7 867.035 (3) and payments for long-term community support services funded under
8 s. 46.27 (7) as provided in ss. 46.27 (7g) (e) and 867.035 (4m).

9 **SECTION 454.** 20.435 (7) (kb) of the statutes is amended to read:

10 20.435 (7) (kb) *Severely emotionally disturbed children.* As a continuing
11 appropriation, all moneys transferred from the appropriation under sub. (5) ~~(4)~~ (b)
12 to this appropriation to provide, under s. 46.485, mental health care and treatment
13 and community-based mental health services for severely emotionally disturbed
14 children. Notwithstanding s. 20.002 (1), the department of health and family
15 services may transfer from this appropriation to the appropriation under sub. (5) ~~(4)~~
16 (b) funds as specified in s. 46.485 (3r).

17 **SECTION 455.** 20.435 (7) (kg) of the statutes is amended to read:

18 20.435 (7) (kg) *Compulsive gambling awareness campaigns.* The amounts in
19 the schedule for the purpose of awarding grants under s. 46.03 (43). All moneys
20 transferred from ~~ss. s. 20.505 (8) (g) and (h) and 20.566 (8) (q) (hm) 1.~~ shall be credited
21 to this appropriation account.

22 **SECTION 456.** 20.435 (8) (g) of the statutes is repealed.

23 **SECTION 456m.** 20.435 (8) (ka) of the statutes is repealed.

24 **SECTION 457.** 20.435 (8) (mm) of the statutes is created to read:

1 20.435 **(8)** (mm) *Reimbursements from federal government.* All moneys
2 received from the federal government, other than moneys described under ss. 46.40
3 (1) (bm), 46.45 (2), 46.46, 49.45 (6u) and 49.49, that are intended to reimburse the
4 state for expenditures in previous fiscal years from general purpose revenue
5 appropriations whose purpose includes a requirement to match or secure federal
6 funds and that exceeded in those fiscal years the estimates reflected in the intentions
7 of the legislature and governor, as expressed by them in the budget determinations,
8 and the joint committee on finance, as expressed by the committee in any
9 determinations, and the estimates approved for expenditure by the secretary of
10 administration under s. 16.50 (2), for the purpose of paying federal disallowances,
11 federal sanctions or penalties and the costs of any corrective action affecting the
12 department of health and family services. Notwithstanding s. 20.001 (3) (c), at the
13 end of each fiscal year, the amount determined by the department of administration
14 under s. 16.54 (12) (d) shall lapse to the general fund.

15 **SECTION 458.** 20.445 (1) (em) of the statutes is renumbered 20.445 (7) (em).

16 **SECTION 459.** 20.445 (1) (ev) of the statutes is renumbered 20.445 (7) (a) and
17 amended to read:

18 20.445 **(7)** (a) ~~*Division of connecting education and work*~~ *General program*
19 *operations.* The amounts in the schedule for the general program operations of the
20 ~~*division of connecting education and work*~~ *governor's work-based learning board*
21 under s. 106.12.

22 **SECTION 461.** 20.445 (1) (kb) of the statutes is renumbered 20.445 (7) (kb).

23 **SECTION 461m.** 20.445 (1) (kd) of the statutes is repealed.

24 **SECTION 462.** 20.445 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
25 27, is amended to read:

1 20.445 (3) (a) *General program operations.* The amounts in the schedule for
2 general program operations relating to economic support, including field services
3 ~~and, administrative services and services related to identifying~~
4 ~~maintenance-of-effort funds~~, for costs associated with receiving and disbursing
5 support and support-related payments, including any contract costs, and for
6 administering the program under s. 49.22 and all other purposes specified in s. 49.22.
7 No moneys may be expended under this paragraph for the program under, or any
8 other purpose specified in, s. 49.22 unless moneys appropriated under par. (ja) are
9 insufficient for the purposes specified under that paragraph.

10 **SECTION 463.** 20.445 (3) (br) of the statutes is amended to read:

11 20.445 (3) (br) *Public assistance reform studies.* As a continuing appropriation,
12 the amounts in the schedule for the studies of public assistance reform under s. 49.32
13 ~~(6), for a study of the school attendance requirement under the learnfare pilot~~
14 ~~program for children who are 6 to 12 years of age and for the evaluation of the~~
15 ~~parental responsibility pilot program under s. 49.25 (9).~~

16 **SECTION 464.** 20.445 (3) (cb) of the statutes is repealed.

17 **SECTION 465.** 20.445 (3) (cm) of the statutes is amended to read:

18 20.445 (3) (cm) *Wisconsin works child care.* The amounts in the schedule for
19 paying child care subsidies under s. 49.155. ~~Before October 1, 1997, moneys~~
20 ~~appropriated under this paragraph may be used to fund child care costs of~~
21 ~~individuals who secure unsubsidized employment and lose eligibility for aid to~~
22 ~~families with dependent children as provided under s. 49.191 (2), for child care and~~
23 ~~related transportation costs under s. 49.26 (1) (e), for at-risk and low-income child~~
24 ~~care under s. 49.132, 1995 stats., and for child care costs under ss. 49.191 (1) and~~
25 ~~49.193 (8).~~

1 **SECTION 466.** 20.445 (3) (dz) of the statutes, as affected by 1997 Wisconsin Act
2 27, section 627b, is amended to read:

3 20.445 **(3)** (dz) *Wisconsin works and other public assistance administration and*
4 *benefits.* The amounts in the schedule, less the amounts withheld under s. 49.143
5 (3), for administration and benefit payments under Wisconsin works under ss.
6 49.141 to 49.161, ~~the job opportunities and basic skills program under s. 49.193, the~~
7 ~~learnfare program under s. 49.26, the work experience and job search program under~~
8 ~~s. 49.36, and the food stamp program under s. 49.124 and the parental responsibility~~
9 ~~pilot program under s. 49.25; for payment distribution under s. 49.33 (8) for county~~
10 ~~administration of public assistance benefits and medical assistance eligibility~~
11 ~~determination; and for payments to American Indian tribes for administration of~~
12 ~~public assistance programs; to provide state aid for county administered public~~
13 ~~assistance programs for which reimbursement is provided under s. 49.33 (9); ~~for child~~~~
14 ~~care costs under ss. 49.191 (1) and (2), 49.193 (8) and 49.26 (1) (e); for the new hope~~
15 ~~project under s. 49.37; for aid to 18-year-old students under s. 49.20; and for funeral~~
16 ~~expenses under s. 49.30; and to transfer to the appropriation account under s. 20.835~~
17 ~~(2) (k) the amount determined by the department of revenue under s. 49.175 (1) (b)~~
18 2. Payments may be made from this appropriation to counties for fraud investigation
19 and error reduction under s. 49.197 (1m) and (4). Moneys appropriated under this
20 paragraph may be used to match federal funds received under par. (md).
21 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds
22 between fiscal years under this paragraph. All funds allocated by the department
23 but not encumbered by December 31 of each year lapse to the general fund on the
24 next January 1 unless transferred to the next calendar year by the joint committee
25 on finance.

1 **SECTION 468.** 20.445 (3) (ja) of the statutes, as affected by 1997 Wisconsin Act
2 27, is amended to read:

3 20.445 (3) (ja) *Child support state operations — fees.* All moneys received from
4 fees charged under s. 49.22 (8), from fees ordered under s. 767.29 (1) (d), from fees
5 collected under s. 767.29 (1) (dm) 1m. and from fees charged and incentive payments
6 and collections retained under s. 49.22 (7m), for costs associated with receiving and
7 disbursing support and support–related payments, including any contract costs, and
8 for administering the program under s. 49.22 and all other purposes specified in s.
9 49.22.

10 **SECTION 469.** 20.445 (3) (jg) of the statutes is repealed.

11 **SECTION 470.** 20.445 (3) (jm) of the statutes is repealed.

12 **SECTION 471.** 20.445 (3) (k) of the statutes, as affected by 1997 Wisconsin Act
13 191, section 8, is amended to read:

14 20.445 (3) (k) *Child support transfers.* All moneys transferred from the
15 appropriation account under par. (r), to be expended under the Wisconsin works
16 program under subch. III of ch. 49 and to be distributed as child support incentive
17 payments as provided in s. 49.24 and for the support of dependent children in
18 accordance with applicable federal and state statutes, federal regulations and state
19 rules.

20 **SECTION 472.** 20.445 (3) (L) of the statutes is amended to read:

21 20.445 (3) (L) *Welfare fraud and error reduction; state operations.* From the
22 moneys received as the state’s share of the recovery of overpayments and incorrect
23 payments under s. 49.191 (3) (c), 1997 stats., s. 49.195, 1997 stats., and ss. 49.125 (2),
24 49.191 (3) (c), 49.195 and 49.497 (1), the amounts in the schedule for the
25 department’s activities to reduce error and fraud in the food stamp, aid to families

1 with dependent children, Wisconsin works program and medical assistance
2 programs.

3 **SECTION 473.** 20.445 (3) (Lm) of the statutes is amended to read:

4 20.445 (3) (Lm) *Welfare fraud and error reduction; local assistance.* From the
5 moneys received as the state's share of the recovery of overpayments and incorrect
6 payments under s. 49.191 (3) (c), 1997 stats., s. 49.195, 1997 stats., and ss. 49.125 (2),
7 49.191 (3) (e), 49.195 and 49.497 (1), all moneys not appropriated under par. (L) for
8 county and tribal activities to reduce error and fraud in the food stamp, aid to
9 families with dependent children, Wisconsin works program and medical assistance
10 program.

11 **SECTION 474.** 20.445 (3) (mc) of the statutes is amended to read:

12 20.445 (3) (mc) *Federal block grant operations.* The amounts in the schedule,
13 less the amounts withheld under s. 49.143 (3), for the purposes of operating and
14 administering the block grant programs for which the block grant moneys are
15 received and transferring moneys to the appropriation accounts under ss. 20.435 (3)
16 (kx), (6) (kx) and (8) (kx) and 20.525 (1) (kb) and (kf). All block grant moneys received
17 for these purposes from the federal government or any of its agencies for the state
18 administration of federal block grants for the purposes specified shall be credited to
19 this appropriation account.

20 **SECTION 474ac.** 20.445 (3) (mc) of the statutes, as affected by 1999 Wisconsin
21 Act (this act), is amended to read:

22 20.445 (3) (mc) *Federal block grant operations.* The amounts in the schedule,
23 less the amounts withheld under s. 49.143 (3), for the purposes of operating and
24 administering the block grant programs for which the block grant moneys are
25 received and transferring moneys to the appropriation accounts under ss. 20.435 (3)

1 (kx), (6) (kx) and (8) (kx) and 20.525 (1) ~~(kb) and (kf)~~. All block grant moneys received
2 for these purposes from the federal government or any of its agencies for the state
3 administration of federal block grants shall be credited to this appropriation
4 account.

5 **SECTION 475.** 20.445 (3) (md) of the statutes is amended to read:

6 20.445 (3) (md) *Federal block grant aids.* The amounts in the schedule, less
7 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and
8 to be transferred to the appropriation accounts under sub. (7) (kc) and ss. 20.255 (2)
9 (kh) and (kp), 20.433 (1) (k), 20.434 (1) (kp) and (ky), 20.435 (3) (kc), (kd), (km) and
10 (ky), (5) (ky), (7) (kw) and (ky) and (8) (kx), 20.465 (4) (k) and 20.835 (2) (kf). All block
11 grant moneys received for these purposes from the federal government or any of its
12 agencies ~~to be expended as aids to individuals or organizations and to be transferred~~
13 ~~to the appropriation accounts under s. 20.435 (3) (kc) and (kd), (7) (kw) and (ky) and~~
14 ~~(8) (kx) and all moneys recovered under s. 49.143 (3) shall be credited to this~~
15 appropriation account.

16 **SECTION 476.** 20.445 (3) (mm) of the statutes is created to read:

17 20.445 (3) (mm) *Reimbursements from federal government.* All moneys
18 received from the federal government that are intended to reimburse the state for
19 expenditures in previous fiscal years from general purpose revenue appropriations
20 whose purpose includes a requirement to match or secure federal funds and that
21 exceeded in those fiscal years the estimates reflected in the intentions of the
22 legislature and governor, as expressed by them in the budget determinations, and
23 the joint committee on finance, as expressed by the committee in any determinations,
24 and the estimates approved for expenditure by the secretary of administration under
25 s. 16.50 (2), for the purpose of paying federal disallowances, federal sanctions or

1 penalties and the costs of any corrective action affecting the department of workforce
2 development. Notwithstanding s. 20.001 (3) (c), at the end of each fiscal year, the
3 amount determined by the department of administration under s. 16.54 (12) (d) shall
4 lapse to the general fund.

5 **SECTION 477.** 20.445 (5) (kg) of the statutes is created to read:

6 20.445 (5) (kg) *Vocational rehabilitation services for tribes.* The amounts in the
7 schedule for vocational rehabilitation services under ch. 47 for Native American
8 individuals and federally recognized American Indian tribes or bands. All moneys
9 transferred from the appropriation account under s. 20.505 (8) (hm) 18e. shall be
10 credited to this appropriation account.

11 **SECTION 477m.** 20.445 (6) (ka) of the statutes is repealed.

12 **SECTION 478.** 20.445 (7) of the statutes is created to read:

13 20.445 (7) GOVERNOR'S WORK-BASED LEARNING BOARD.

14 (b) *Local youth apprenticeship grants.* The amounts in the schedule for local
15 youth apprenticeship grants under s. 106.13 (3m).

16 (kc) *Transfer of public assistance funds; work-based learning programs.* All
17 moneys transferred from the appropriation account under sub. (3) (md) for
18 work-based learning programs for youths who are eligible to receive temporary
19 assistance for needy families under 42 USC 601 to 619.

20 (kx) *Interagency and intra-agency programs.* All moneys received from other
21 state agencies and all moneys received by the department from the department for
22 the administration of programs or projects for which received.

23 **SECTION 480m.** 20.455 (1) (kt) of the statutes is amended to read:

24 20.455 (1) (kt) *Telecommunications positions.* All moneys received from the
25 public service commission under s. 196.85 (2m) for services provided by the

1 department of justice relating to telecommunications matters. No moneys may be
2 encumbered from this appropriation after June 30, 1999 2001.

3 **SECTION 481.** 20.455 (2) (d) of the statutes is repealed.

4 **SECTION 482.** 20.455 (2) (hm) of the statutes is repealed.

5 **SECTION 483.** 20.455 (2) (hn) of the statutes is renumbered 20.455 (2) (kt) and
6 amended to read:

7 20.455 (2) (kt) *County-tribal programs, local assistance.* The amounts in the
8 schedule for distribution to county-tribal law enforcement programs under s.
9 165.90. All moneys transferred from ~~par. (hm)~~ the appropriation account under s.
10 20.505 (8) (hm) 15g. shall be credited to this appropriation account.

11 **SECTION 484.** 20.455 (2) (ho) of the statutes is renumbered 20.455 (2) (ku) and
12 amended to read:

13 20.455 (2) (ku) *County-tribal programs, state operations.* The amounts in the
14 schedule to finance ~~state operations~~ the activities of the department of justice
15 associated with county-tribal law enforcement programs under s. 165.90. All
16 moneys transferred from ~~par. (hm)~~ the appropriation account under s. 20.505 (8)
17 (hm) 15h. shall be credited to this appropriation account.

18 **SECTION 485m.** 20.455 (2) (i) of the statutes is amended to read:

19 20.455 (2) (i) *Penalty assessment surcharge, receipts.* The amounts in the
20 schedule for the purposes of s. 165.85 (5) (b) ~~and (5m)~~ and for crime laboratory
21 equipment. All moneys received from the penalty assessment surcharge on court
22 fines and forfeitures as allocated to this appropriation account under s. 165.87 (1)
23 ~~and all moneys transferred from s. 20.505 (6) (h)~~ 757.05 (2) (a) shall be credited to
24 this appropriation account. Moneys may be transferred from this paragraph to pars.

1 (j) ~~and~~, (ja) and (jb) by the secretary of administration for expenditures based upon
2 determinations by the department of justice.

3 **SECTION 486m.** 20.455 (2) (j) of the statutes is amended to read:

4 20.455 (2) (j) *Law enforcement training fund, local assistance.* The amounts
5 in the schedule to finance local law enforcement training as provided in s. 165.85 (5)
6 (b) ~~and~~ (5m). All moneys transferred from par. (i) shall be credited to this
7 appropriation.

8 **SECTION 488m.** 20.455 (2) (jb) of the statutes is amended to read:

9 20.455 (2) (jb) *Crime laboratory equipment and supplies.* ~~Biennially, the~~ The
10 amounts in the schedule for the maintenance, repair, upgrading and replacement
11 costs of the laboratory equipment, and for supplies used to maintain, repair, upgrade
12 and replace that equipment, in the state and regional crime laboratories. All moneys
13 transferred from par. (i) shall be credited to this appropriation.

14 **SECTION 489.** 20.455 (2) (ke) of the statutes is created to read:

15 20.455 (2) (ke) *Drug enforcement intelligence operations.* The amounts in the
16 schedule for drug enforcement tactical and strategic intelligence units. All moneys
17 transferred from the appropriation account under s. 20.505 (6) (j) 9. shall be credited
18 to this appropriation account.

19 **SECTION 490.** 20.455 (2) (km) of the statutes is created to read:

20 20.455 (2) (km) *Lottery background investigations.* The amounts in the
21 schedule for the purpose of providing lottery-related background investigations. All
22 moneys received from the department of revenue or any state agency as payments
23 for services provided and costs incurred by the department of justice for lottery
24 background investigations under s. 565.25 (4) shall be credited to this appropriation
25 account.

1 **SECTION 490m.** 20.455 (3) (ka) of the statutes is repealed.

2 **SECTION 492.** 20.455 (5) (k) of the statutes is amended to read:

3 20.455 (5) (k) *Interagency and intra-agency assistance; reimbursement to*
4 *counties.* The amounts in the schedule to provide services to state agencies relating
5 to victims and witnesses and to provide reimbursement to counties under s. 950.06
6 (2). All moneys received from the department or any other state agency for services
7 relating to victims and witnesses shall be credited to this appropriation.

8 **SECTION 493.** 20.455 (5) (kk) of the statutes is amended to read:

9 20.455 (5) (kk) *Reimbursement to counties for providing victim and witness*
10 *services.* All moneys transferred from the appropriation account under par. (kj) for
11 the purpose of reimbursing counties under s. 950.06 (2) for costs incurred in
12 providing services to victims and witnesses.

13 **SECTION 494.** 20.455 (5) (kp) of the statutes is created to read:

14 20.455 (5) (kp) *Reimbursement to counties for victim-witness services.* The
15 amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2)
16 for costs incurred in providing services to victims and witnesses of crime. All moneys
17 transferred from the appropriation account under s. 20.505 (6) (j) 11. shall be credited
18 to this appropriation account.

19 **SECTION 495.** 20.455 (5) (ma) of the statutes is created to read:

20 20.455 (5) (ma) *Federal aid; state operations relating to crime victim services.*
21 All moneys received as federal aid for the administration of crime victim services, as
22 authorized by the governor under s. 16.54, to carry out the purposes for which made
23 and received.

24 **SECTION 496m.** 20.465 (1) (kn) of the statutes is repealed.

25 **SECTION 498.** 20.465 (4) (k) of the statutes is created to read:

1 20.465 (4) (k) *Interagency assistance; Badger Challenge program.* All moneys
2 received from other state agencies for operation of the Badger Challenge program
3 under s. 21.25, for that purpose.

4 **SECTION 498d.** 20.475 (1) (d) of the statutes is amended to read:

5 20.475 (1) (d) *Salaries and fringe benefits.* The amounts in the schedule for
6 salaries and fringe benefits of district attorneys and state employes of the office of
7 the district attorney and, for payments under s. 978.045 (2) (b) and, beginning in the
8 1999–2000 fiscal year and ending in the 2003–04 fiscal year, for a payment of \$80,000
9 in each fiscal year toward the department of administration’s unfunded prior service
10 liability under the Wisconsin retirement system that results from granting the
11 creditable service under s. 40.02 (17) (gm).

12 **SECTION 498m.** 20.475 (1) (f) of the statutes is created to read:

13 20.475 (1) (f) *Firearm prosecution costs; firearm law media campaign.* The
14 amounts in the schedule to reimburse Milwaukee County for the cost of clerks under
15 s. 978.13 (1) (d) and the cost of computers under 1999 Wisconsin Act (this act),
16 section 9101 (3c) and to reimburse the Milwaukee board of fire and police
17 commissioners for the costs of the media campaign under s. 62.50 (23m).

18 **SECTION 499.** 20.485 (1) (gm) of the statutes is repealed.

19 **SECTION 499m.** 20.485 (2) (ka) of the statutes is repealed.

20 **SECTION 500.** 20.485 (2) (kg) of the statutes is created to read:

21 20.485 (2) (kg) *American Indian services coordinator.* The amounts in the
22 schedule for an American Indian services veterans benefits coordinator position. All
23 moneys transferred from the appropriation account under s. 20.505 (8) (hm) 13g.
24 shall be credited to this appropriation account.

25 **SECTION 501.** 20.485 (2) (km) of the statutes is created to read:

1 20.485 (2) (km) *American Indian grants*. The amounts in the schedule for
2 grants to American Indian tribes and bands under s. 45.35 (14) (h). All moneys
3 transferred from the appropriation account under s. 20.505 (8) (hm) 13t. shall be
4 credited to this appropriation account.

5 **SECTION 502m.** 20.485 (2) (x) of the statutes is amended to read:

6 20.485 (2) (x) *Federal per diem payments*. The amounts in the schedule for the
7 provision of assistance to veterans under s. 45.357. All moneys received from the
8 federal government as per diem payments for veterans participating in the veterans
9 assistance program under s. 45.357 ~~to be used for the purposes under s. 45.357 shall~~
10 be credited to this appropriation account.

11 **SECTION 503.** 20.485 (4) (a) of the statutes is repealed.

12 **SECTION 504.** 20.485 (4) (g) of the statutes is amended to read:

13 20.485 (4) (g) *Cemetery operations*. The amounts in the schedule for the care
14 and operation of the veterans memorial cemeteries under s. 45.358 other than those
15 costs provided under pars. (a), (q) and (r). All moneys received under s. 45.358 (3m)
16 shall be credited to this appropriation account.

17 **SECTION 505c.** 20.490 (5) (t) of the statutes is repealed.

18 **SECTION 508.** 20.505 (1) (a) of the statutes is amended to read:

19 20.505 (1) (a) *General program operations*. The amounts in the schedule for
20 administrative supervision, policy and fiscal planning and management and
21 prosecution services and to defray the expenses incurred by the building commission
22 not otherwise appropriated.

23 **SECTION 509.** 20.505 (1) (ab) of the statutes is repealed.

24 **SECTION 509g.** 20.505 (1) (aw) of the statutes is created to read:

1 20.505 (1) (aw) *Emergency weather warning system operation.* The amounts
2 in the schedule to make payments under a contract for the operation of the
3 emergency weather warning system under s. 16.25 (2).

4 **SECTION 509r.** 20.505 (1) (c) of the statutes is created to read:

5 20.505 (1) (c) *Salaries, fringe benefits, supplies and services for certain*
6 *employees.* The amounts in the schedule for salaries and fringe benefits of former
7 employees of the educational communications board who were transferred to the
8 department of administration under s. 39.87 (4) and for the provision of supplies and
9 services for these employees.

10 **SECTION 510.** 20.505 (1) (d) of the statutes is repealed.

11 **SECTION 511.** 20.505 (1) (fm) of the statutes, as affected by 1999 Wisconsin Act
12 (this act), is repealed.

13 **SECTION 511d.** 20.505 (1) (fn) of the statutes is repealed.

14 **SECTION 511h.** 20.505 (1) (fo) of the statutes is created to read:

15 20.505 (1) (fo) *Federal resource acquisition support grants.* The amounts in the
16 schedule for the department of administration to provide grants to any organization
17 with which the department contracts under s. 16.98 (4) to operate the federal
18 resource acquisition program.

19 **SECTION 512.** 20.505 (1) (ij) of the statutes is amended to read:

20 20.505 (1) (ij) *Land information board; aids to counties.* From the moneys
21 received by the land information board under s. 59.72 (5) (a), all moneys not
22 appropriated under ~~par. pars.~~ (ie) and (ik) for the purpose of providing aids to
23 counties for land information projects under s. 16.967 (7).

24 **SECTION 513.** 20.505 (1) (ik) of the statutes is created to read:

1 20.505 (1) (ik) *Land information board; soil surveys and mapping.* From the
2 moneys received by the land information board under s. 59.72 (5) (a), the amounts
3 in the schedule to perform soil survey and mapping activities under s. 16.967 (11).

4 **SECTION 514.** 20.505 (1) (ik) of the statutes, as created by 1999 Wisconsin Act
5 (this act), is repealed.

6 **SECTION 516.** 20.505 (1) (is) of the statutes is amended to read:

7 20.505 (1) (is) *Information technology processing services to nonstate entities.*

8 All moneys received from local governmental units and entities in the private sector
9 for provision of computer services, telecommunications services and supercomputer
10 services under s. 16.973 (2) (b) and (c) or under s. ~~196.218 (4r) (c) 4.~~ 44.73 (2) (d), to
11 be used for the purpose of providing those services.

12 **SECTION 516m.** 20.505 (1) (j) of the statutes is amended to read:

13 20.505 (1) (j) *Gifts and donations.* ~~Except as provided in par. (jb), all~~ All moneys
14 received from gifts, grants, bequests and devises, to carry out the purposes for which
15 made and received.

16 **SECTION 517.** 20.505 (1) (ja) of the statutes is amended to read:

17 20.505 (1) (ja) *Justice information systems.* The amounts in the schedule for
18 the development and operation of automated justice information systems under s.
19 16.971 (9). ~~Four-sevenths~~ Four-ninths of the moneys received under s. 814.635 (1)
20 shall be credited to this appropriation account.

21 **SECTION 517e.** 20.505 (1) (ja) of the statutes, as affected by 1999 Wisconsin Act
22 (this act), is amended to read:

23 20.505 (1) (ja) *Justice information systems.* The amounts in the schedule for
24 the development and operation of automated justice information systems under s.

1 16.971 (9). ~~Four-ninths~~ Two-ninths of the moneys received under s. 814.635 (1)
2 shall be credited to this appropriation account.

3 **SECTION 517m.** 20.505 (1) (jb) of the statutes is repealed.

4 **SECTION 518.** 20.505 (1) (ka) of the statutes is amended to read:

5 20.505 (1) (ka) *Materials and services to state agencies and certain districts.*

6 The amounts in the schedule to provide services primarily to state agencies or local
7 professional baseball park districts created under subch. III of ch. 229, other than
8 services specified in pars. (im), (is) and (kb) to ~~(ks)~~ (ku) and subs. (2) (k) and (5) (ka),
9 and to repurchase inventory items sold primarily to state agencies or such districts.
10 All moneys received from the provision of services primarily to state agencies and
11 such districts and from the sale of inventory items primarily to state agencies and
12 such districts, other than moneys received and disbursed under pars. (im), (is) and
13 (kb) to ~~(ks)~~ (ku) and subs. (2) (k) and (5) (ka), shall be credited to this appropriation
14 account.

15 **SECTION 519.** 20.505 (1) (ka) of the statutes, as affected by 1997 Wisconsin Act
16 27, section 669am, is amended to read:

17 20.505 (1) (ka) *Materials and services to state agencies and certain districts.*

18 The amounts in the schedule to provide services primarily to state agencies or local
19 professional baseball park districts created under subch. III of ch. 229, other than
20 services specified in pars. (im), (is) and (kb) to ~~(kr)~~ (ku) and subs. (2) (k) and (5) (ka),
21 and to repurchase inventory items sold primarily to state agencies or such districts.
22 All moneys received from the provision of services primarily to state agencies and
23 such districts and from the sale of inventory items primarily to state agencies and
24 such districts, other than moneys received and disbursed under pars. (im), (is) and

1 (kb) to ~~(kr)~~ (ku) and subs. (2) (k) and (5) (ka), shall be credited to this appropriation
2 account.

3 **SECTION 523m.** 20.505 (1) (kh) of the statutes is created to read:

4 20.505 (1) (kh) *Comprehensive planning grants; state agency support.* The
5 amounts in the schedule to provide comprehensive planning grants to local
6 governmental units under s. 16.965 (2) and to transfer to the appropriation accounts
7 under par. (ki) and s. 20.285 (1) (ks) the amounts in the schedule under those
8 paragraphs. All moneys received from assessments paid by supporting agencies
9 under s. 16.965 (4) shall be credited to this appropriation account.

10 **SECTION 523n.** 20.505 (1) (kh) of the statutes, as created by 1999 Wisconsin Act
11 (this act), is repealed.

12 **SECTION 523no.** 20.505 (1) (ki) of the statutes is created to read:

13 20.505 (1) (ki) *Comprehensive planning; administrative support.* The amounts
14 in the schedule for administrative support of comprehensive planning assistance
15 under s. 16.965. All moneys transferred from the appropriation account under par.
16 (kh) shall be credited to this appropriation account.

17 **SECTION 523p.** 20.505 (1) (ki) of the statutes, as created by 1999 Wisconsin Act
18 (this act), is repealed.

19 **SECTION 525.** 20.505 (1) (kL) of the statutes is amended to read:

20 20.505 (1) (kL) *Information technology processing services to agencies.* All
21 moneys received from state agencies for the provision of information technology
22 processing or telecommunications services under ss. 16.973 and 16.974 or under s.
23 44.73 (2) (d), to be used for the purpose of providing those services.

24 **SECTION 525g.** 20.505 (1) (kn) of the statutes is repealed.

25 **SECTION 525r.** 20.505 (1) (ko) of the statutes is repealed.

1 **SECTION 525x.** 20.505 (1) (kp) of the statutes is amended to read:

2 20.505 (1) (kp) *Interagency assistance; justice information systems.* The
3 amounts in the schedule for the development and operation of automated justice
4 information systems under s. 16.971 (9). All moneys transferred from the
5 appropriation account under sub. (6) (kt) and (pc) shall be credited to this
6 appropriation account.

7 **SECTION 526.** 20.505 (1) (kq) of the statutes is created to read:

8 20.505 (1) (kq) *Justice information systems development, operation and*
9 *maintenance.* The amounts in the schedule for the purpose of developing, operating
10 and maintaining automated justice information systems under s. 16.971 (9). All
11 moneys transferred from the appropriation account under s. 20.505 (6) (j) 12. shall
12 be credited to this appropriation account.

13 **SECTION 527.** 20.505 (1) (kt) of the statutes is created to read:

14 20.505 (1) (kt) *Land information board; soil surveys and mapping; state agency*
15 *support.* All moneys received by the land information board from assessments levied
16 against state agencies under s. 16.967 (11) to conduct soil surveys and soil mapping
17 activities.

18 **SECTION 527e.** 20.505 (1) (kt) of the statutes, as created by 1999 Wisconsin Act
19 (this act), is repealed.

20 **SECTION 527g.** 20.505 (1) (ku) of the statutes is created to read:

21 20.505 (1) (ku) *Management assistance grants to counties.* The amounts in the
22 schedule for the purpose of providing management assistance grants to counties
23 under s. 16.18. All moneys transferred from the appropriation account under sub. (8)
24 (hm) 18h. shall be credited to this appropriation account.

25 **SECTION 527m.** 20.505 (1) (kv) of the statutes is created to read:

1 20.505 (1) (kv) *Public broadcasting corporation grant.* All moneys received
2 from the educational communications board to be paid as a grant to the broadcasting
3 corporation, as defined in s. 39.81 (2), if the secretary of administration determines
4 under s. 39.88 (1) that the federal communications commission has approved the
5 transfer of all broadcasting licenses held by the educational communications board
6 to the corporation.

7 **SECTION 528.** 20.505 (1) (qm) of the statutes is repealed.

8 **SECTION 528m.** 20.505 (1) (r) of the statutes is amended to read:

9 20.505 (1) (r) ~~*Information technology investment*~~ *VendorNet fund*
10 ~~*administration.*~~ From the ~~information technology investment~~ *VendorNet* fund, the
11 amounts in the schedule for administration of the fund ~~under s. 16.971.~~

12 **SECTION 528t.** 20.505 (1) (v) of the statutes is amended to read:

13 20.505 (1) (v) *General program operations — environmental improvement*
14 *programs; state funds.* From the environmental improvement fund, the amounts in
15 the schedule for general program operations under s. 281.58, 281.59, 281.595, 281.60
16 or 281.61.

17 **SECTION 528v.** 20.505 (1) (x) of the statutes is amended to read:

18 20.505 (1) (x) *General program operations — clean water fund program; federal*
19 *funds.* As a continuing appropriation, from the clean water fund program federal
20 revolving loan fund account in the environmental improvement fund, the amounts
21 in the schedule for general program operations of the clean water fund program and
22 the urban storm water loan program under s. ~~ss.~~ 281.58 or 281.59 and 281.595.

23 **SECTION 529.** 20.505 (1) (z) of the statutes is created to read:

24 20.505 (1) (z) *Transportation planning grants to local governmental units.*
25 From the transportation fund, the amounts in the schedule to provide transportation

1 planning grants to local governmental units under s. 16.9651. All moneys received
2 from the federal government and transferred from the appropriation account under
3 s. 20.395 (3) (ix) shall be credited to this appropriation account.

4 **SECTION 530.** 20.505 (3) (e) of the statutes is repealed.

5 **SECTION 531.** 20.505 (3) (g) of the statutes is amended to read:

6 20.505 (3) (g) *Gifts and grants.* All moneys received from gifts, grants or
7 bequests by the women's council or by any committee created by law or executive
8 ~~order, by the women's council or by the office of mediation if the office is created by~~
9 ~~executive order under s. 14.019,~~ to be used for the purposes for which made and
10 received.

11 **SECTION 531m.** 20.505 (3) (j) of the statutes is created to read:

12 20.505 (3) (j) *Contributions to Boys and Girls Clubs of Wisconsin.* All moneys
13 received under s. 341.14 (6r) (b) 7. b. for payments under s. 16.255 to the Boys and
14 Girls Clubs of Wisconsin.

15 **SECTION 532.** 20.505 (4) (fm) of the statutes is renumbered 20.505 (1) (fm).

16 **SECTION 533.** 20.505 (4) (j) of the statutes is renumbered 20.435 (3) (gb) and
17 amended to read:

18 20.435 (3) (gb) *National and community service board; gifts and grants.* All
19 moneys received from gifts, grants and bequests for the activities of the national and
20 community service board under s. ~~16.22~~ 46.78, to carry out the purpose for which
21 made and received.

22 **SECTION 533m.** 20.505 (4) (kb) of the statutes is repealed.

23 **SECTION 534.** 20.505 (4) (o) of the statutes is renumbered 20.435 (3) (om) and
24 amended to read:

1 20.435 **(3)** (om) *National and community service board; federal aid for*
2 *administration.* From the moneys received from the corporation for national and
3 community service under 42 USC 12542 (a) and 12571 (a), as a continuing
4 appropriation, the amounts in the schedule for the administration of the national
5 and community service program under s. ~~16.22~~ 46.78.

6 **SECTION 535.** 20.505 (4) (p) of the statutes is renumbered 20.435 (3) (p) and
7 amended to read:

8 20.435 **(3)** (p) *National and community service board; federal aid for grants.*
9 From the moneys received from the corporation for national and community service
10 under ~~the national and community service trust act of 1993, P.L. 103–82~~ 42 USC
11 12542 (a) and 12571 (a), all moneys not appropriated under par. ~~(o)~~ (om) for national
12 service program grants under s. ~~16.22~~ 46.78 (2) (h).

13 **SECTION 536d.** 20.505 (5) (d) of the statutes is created to read:

14 20.505 **(5)** (d) *Principal repayment and interest for educational*
15 *communications board and digital television conversion.* A sum sufficient to
16 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs that are
17 incurred in financing the acquisition, construction, development, enlargement or
18 improvement of facilities approved by the building commission for operation by the
19 educational communications board and in financing any grants under s. 13.48 (31)
20 that are made to the broadcasting corporation, as defined in s. 39.81 (2). No moneys
21 may be encumbered under this paragraph unless the secretary of administration
22 first determines under s. 39.88 (1) that the federal communications commission has
23 approved the transfer of all broadcasting licenses held by the educational
24 communications board to the broadcasting corporation, as defined in s. 39.81 (2).

1 **SECTION 539.** 20.505 (6) (g) of the statutes is renumbered 20.505 (6) (kp) and
2 amended to read:

3 20.505 **(6)** (kp) *Anti-drug enforcement program, penalty assessment — local.*
4 ~~All moneys received from the penalty assessment surcharge on court fines and~~
5 ~~forfeitures as allocated under s. 165.87 (1) The amounts in the schedule to match~~
6 ~~federal funds made available under subtitle K of title I of P.L. 99–570, except as~~
7 ~~provided in par. (h) and s. 20.410 (3) (kj). The executive staff director of the office of~~
8 ~~justice assistance may transfer moneys not needed as matching funds under this~~
9 ~~paragraph to par. (h). The secretary of administration shall transfer \$645,000 from~~
10 ~~this paragraph to s. 20.410 (3) (kj) in each fiscal year. The secretary of administration~~
11 ~~shall transfer \$200,000 in fiscal year 1997–98 and \$200,000 in fiscal year 1998–99~~
12 ~~from this paragraph to the appropriation account under s. 20.455 (2) (k) for a drug~~
13 ~~enforcement tactical intelligence unit and shall transfer \$948,800 in fiscal year~~
14 ~~1998–99 from this paragraph to the appropriation account under s. 20.455 (2) (k) for~~
15 ~~a drug enforcement strategic intelligence unit. All moneys transferred from the~~
16 ~~appropriation account under par. (j) 3. shall be credited to this appropriation account.~~

17 **SECTION 540.** 20.505 (6) (h) of the statutes is renumbered 20.505 (6) (kt) and
18 amended to read:

19 20.505 **(6)** (kt) *Anti-drug enforcement program, penalty assessment — state.*
20 ~~All moneys transferred from par. (g) The amounts in the schedule to match federal~~
21 ~~funds made available under subtitle K of title I of P.L. 99–570 regarding allocations~~
22 ~~and allocated to state agencies for planning, programs and administration regarding~~
23 ~~anti-drug abuse law enforcement assistance. The secretary of administration shall~~
24 ~~transfer \$500,000 in fiscal year 1991–92 from this paragraph to s. 20.455 (2) (i) to~~
25 ~~carry out the purposes for which received. All moneys transferred from the~~

1 appropriation account under par. (j) 14. shall be credited to this appropriation
2 account.

3 **SECTION 541.** 20.505 (6) (i) of the statutes is created to read:

4 20.505 (6) (i) *Gifts and grants.* All moneys received from gifts and grants, other
5 than moneys received for and deposited in the appropriation accounts under pars.
6 (k) to (pc), to carry out the purposes for which made and received.

7 **SECTION 542.** 20.505 (6) (j) of the statutes is created to read:

8 20.505 (6) (j) *Penalty assessment surcharge receipts.* All moneys received from
9 the penalty assessment surcharge under s. 757.05 (2) (b) on court fines and
10 forfeitures and all moneys transferred under 1999 Wisconsin Act (this act),
11 sections 9201 (2m), (2n) and (2p), 9211 (2g), 9230 (1), (2m) and (3m), 9238 (1h) and
12 9239 (1h) and (2h), for the purpose of transferring the following amounts to the
13 following appropriation accounts:

14 3. The amount transferred to par. (kp) shall be the amount in the schedule
15 under par. (kp).

16 4. The amount transferred to s. 20.255 (1) (kd) shall be the amount in the
17 schedule under s. 20.255 (1) (kd).

18 5. The amount transferred to s. 20.255 (2) (kd) shall be the amount in the
19 schedule under s. 20.255 (2) (kd).

20 5m. The amount transferred to s. 20.410 (1) (kh) shall be the amount in the
21 schedule under s. 20.410 (1) (kh).

22 6. The amount transferred to s. 20.410 (1) (kp) shall be the amount in the
23 schedule under s. 20.410 (1) (kp).

24 8. The amount transferred to s. 20.410 (3) (kj) shall be the amount in the
25 schedule under s. 20.410 (3) (kj).

1 9. The amount transferred to s. 20.455 (2) (ke) shall be of the amount in the
2 schedule under s. 20.455 (2) (ke).

3 11. The amount transferred to s. 20.455 (5) (kp) shall be the amount in the
4 schedule under s. 20.455 (5) (kp).

5 12. The amount transferred to sub. (1) (kq) shall be the amount in the schedule
6 under sub. (1) (kq).

7 13. The amount transferred to par. (k) shall be the amount in the schedule
8 under par. (k).

9 14. The amount transferred to par. (kt) shall be the amount in the schedule
10 under par. (kt).

11 15. The amount transferred to s. 20.550 (1) (kj) shall be the amount in the
12 schedule under s. 20.550 (1) (kj).

13 16. The amount transferred to s. 20.680 (2) (kp) shall be the amount in the
14 schedule under s. 20.680 (2) (kp).

15 **SECTION 542f.** 20.505 (6) (j) 16. of the statutes, as created by 1999 Wisconsin
16 Act (this act), is repealed.

17 **SECTION 543.** 20.505 (6) (k) of the statutes is amended to read:

18 20.505 **(6)** (k) *Anti-drug enforcement program — administration.* ~~All moneys~~
19 ~~received from any state agency for planning, programs and administration regarding~~
20 ~~anti-drug abuse~~ The amounts in the schedule for the purpose of administering
21 federal grants for law enforcement assistance. All moneys transferred from the
22 appropriation account under par. (j) 13. shall be credited to this appropriation
23 account.

24 **SECTION 543x.** 20.505 (6) (kq) of the statutes is created to read:

1 20.505 (6) (kq) *County law enforcement services*. The amounts in the schedule
2 to provide grants to counties under s. 16.964 (7). All moneys transferred from the
3 appropriation account under sub. (8) (hm) 15d. shall be credited to this appropriation
4 account.

5 **SECTION 544.** 20.505 (6) (ks) of the statutes is created to read:

6 20.505 (6) (ks) *Tribal law enforcement assistance*. The amounts in the schedule
7 to provide grants for tribal law enforcement under s. 16.964 (6) and grants to Indian
8 tribes under s. 16.964 (8). All moneys transferred from the appropriation account
9 under s. 20.505 (8) (hm) 15. shall be credited to this appropriation account.

10 **SECTION 544m.** 20.505 (7) (jf) of the statutes is repealed.

11 **SECTION 545.** 20.505 (8) (g) (intro.) of the statutes is amended to read:

12 20.505 (8) (g) *General program operations; racing*. (intro.) The amounts in the
13 schedule for general program operations under ch. 562. All moneys received by the
14 department of administration under ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d),
15 562.05 (2), 562.065 (3) (d) and (4), 562.09 (2) (e) and 562.124 (2), less the amounts
16 appropriated under s. 20.455 (2) (g), shall be credited to this appropriation account.
17 ~~Annually, of the moneys received under this appropriation account, an amount equal~~
18 ~~to 14% of the amount in the schedule under s. 20.435 (7) (kg) shall be transferred to~~
19 ~~the appropriation account under s. 20.435 (7) (kg).~~ The unencumbered balance in
20 this appropriation on June 30 of each fiscal year which exceeds 10% of that fiscal
21 year's expenditures under this appropriation, but not more than the total amount
22 received during that fiscal year under s. 562.065 (3) (d) and (4), shall be transferred
23 as follows:

24 **SECTION 546.** 20.505 (8) (h) of the statutes is amended to read:

1 20.505 **(8)** (h) *General program operations; Indian gaming.* ~~The From the~~
2 ~~moneys received under s. 569.06, the~~ amounts in the schedule for general program
3 operations under ch. 569. ~~All Indian gaming receipts, as defined in s. 569.01 (1m),~~
4 ~~less the amounts appropriated under s. 20.455 (2) (gc), shall be credited to this~~
5 ~~appropriation account. Annually, of the moneys received under this appropriation~~
6 ~~account, an amount equal to 50% of the amount in the schedule under s. 20.435 (7)~~
7 ~~(kg) shall be transferred to the appropriation account under s. 20.435 (7) (kg).~~

8 **SECTION 547.** 20.505 (8) (hm) (intro.) of the statutes is created to read:

9 20.505 **(8)** (hm) *Indian gaming receipts.* (intro.) All moneys received as Indian
10 gaming receipts, as defined in s. 569.01 (1m), less the amounts appropriated under
11 par. (h) and s. 20.455 (2) (gc), for the purpose of annually transferring the following
12 amounts:

13 **SECTION 548.** 20.505 (8) (hm) 1. of the statutes is created to read:

14 20.505 **(8)** (hm) 1. The amount transferred to s. 20.435 (7) (kg) shall be the
15 amount in the schedule under s. 20.435 (7) (kg).

16 **SECTION 549.** 20.505 (8) (hm) 1c. of the statutes is created to read:

17 20.505 **(8)** (hm) 1c. The amount transferred to s. 20.285 (1) (km) shall be the
18 amount in the schedule under s. 20.285 (1) (km).

19 **SECTION 550.** 20.505 (8) (hm) 1f. of the statutes is created to read:

20 20.505 **(8)** (hm) 1f. The amount transferred to the conservation fund shall be
21 \$2,500,000.

22 **SECTION 551.** 20.505 (8) (hm) 4b. of the statutes is created to read:

23 20.505 **(8)** (hm) 4b. The amount transferred to s. 20.215 (1) (km) shall be the
24 amount in the schedule under s. 20.215 (1) (km).

25 **SECTION 552.** 20.505 (8) (hm) 4h. of the statutes is created to read:

1 20.505 (8) (hm) 4h. The amount transferred to s. 20.245 (2) (km) shall be the
2 amount in the schedule under s. 20.245 (2) (km).

3 **SECTION 553.** 20.505 (8) (hm) 4i. of the statutes is created to read:

4 20.505 (8) (hm) 4i. The amount transferred to s. 20.235 (1) (k) shall be the
5 amount in the schedule under s. 20.235 (1) (k).

6 **SECTION 554.** 20.505 (8) (hm) 6. of the statutes is created to read:

7 20.505 (8) (hm) 6. The amount transferred to s. 20.380 (1) (kg) and (km)
8 combined shall be \$4,000,000.

9 **SECTION 555.** 20.505 (8) (hm) 6f. of the statutes is created to read:

10 20.505 (8) (hm) 6f. The amount transferred to s. 20.143 (1) (kf) shall be the
11 amount in the schedule under s. 20.143 (1) (kf).

12 **SECTION 556.** 20.505 (8) (hm) 6g. of the statutes is created to read:

13 20.505 (8) (hm) 6g. The amount transferred to s. 20.143 (1) (kg) shall be the
14 amount in the schedule under s. 20.143 (1) (kg).

15 **SECTION 557.** 20.505 (8) (hm) 6h. of the statutes is created to read:

16 20.505 (8) (hm) 6h. The amount transferred to s. 20.143 (1) (kh) shall be the
17 amount in the schedule under s. 20.143 (1) (kh).

18 **SECTION 558.** 20.505 (8) (hm) 6j. of the statutes is created to read:

19 20.505 (8) (hm) 6j. The amount transferred to s. 20.143 (1) (kj) shall be the
20 amount in the schedule under s. 20.143 (1) (kj).

21 **SECTION 559.** 20.505 (8) (hm) 6m. of the statutes is created to read:

22 20.505 (8) (hm) 6m. The amount transferred to s. 20.143 (1) (km) shall be the
23 amount in the schedule under s. 20.143 (1) (km).

24 **SECTION 562.** 20.505 (8) (hm) 6r. of the statutes is created to read:

1 20.505 **(8)** (hm) 6r. The amount transferred to s. 20.143 (1) (kr) shall be
2 \$388,700.

3 **SECTION 563.** 20.505 (8) (hm) 7. of the statutes is created to read:

4 20.505 **(8)** (hm) 7. The amount transferred to the appropriation account under
5 s. 20.435 (4) (ky) shall be \$2,055,000 in fiscal year 1999–2000 and \$2,115,000 in fiscal
6 year 2000–01.

7 **SECTION 564.** 20.505 (8) (hm) 8d. of the statutes is created to read:

8 20.505 **(8)** (hm) 8d. The amount transferred to s. 20.370 (4) (kk) shall be the
9 amount in the schedule under s. 20.370 (4) (kk).

10 **SECTION 565.** 20.505 (8) (hm) 8g. of the statutes is created to read:

11 20.505 **(8)** (hm) 8g. The amount transferred to s. 20.370 (1) (hk) shall be the
12 amount in the schedule under s. 20.370 (1) (hk).

13 **SECTION 565m.** 20.505 (8) (hm) 8i. of the statutes is created to read:

14 20.505 **(8)** (hm) 8i. The amount transferred to s. 20.370 (1) (Lk) shall be the
15 amount in the schedule under s. 20.370 (1) (Lk).

16 **SECTION 566.** 20.505 (8) (hm) 8k. of the statutes is created to read:

17 20.505 **(8)** (hm) 8k. The amount transferred to s. 20.370 (3) (ak) shall be the
18 amount in the schedule under s. 20.370 (3) (ak).

19 **SECTION 568.** 20.505 (8) (hm) 8r. of the statutes is created to read:

20 20.505 **(8)** (hm) 8r. The amount transferred to s. 20.370 (9) (hk) shall be the
21 amount in the schedule under s. 20.370 (9) (hk).

22 **SECTION 569.** 20.505 (8) (hm) 10. of the statutes is created to read:

23 20.505 **(8)** (hm) 10. The amount transferred to s. 20.235 (1) (km) shall be the
24 amount in the schedule under s. 20.235 (1) (km).

25 **SECTION 570.** 20.505 (8) (hm) 11. of the statutes is created to read:

1 20.505 (8) (hm) 11. The amount transferred to s. 20.255 (2) (km) shall be the
2 amount in the schedule under s. 20.255 (2) (km).

3 **SECTION 571.** 20.505 (8) (hm) 11a. of the statutes is created to read:

4 20.505 (8) (hm) 11a. The amount transferred to s. 20.285 (1) (kn) shall be the
5 amount in the schedule under s. 20.285 (1) (kn).

6 **SECTION 572.** 20.505 (8) (hm) 13g. of the statutes is created to read:

7 20.505 (8) (hm) 13g. The amount transferred to s. 20.485 (2) (kg) shall be the
8 amount in the schedule under s. 20.485 (2) (kg).

9 **SECTION 574.** 20.505 (8) (hm) 13t. of the statutes is created to read:

10 20.505 (8) (hm) 13t. The amount transferred to s. 20.485 (2) (km) shall be the
11 amount in the schedule under s. 20.485 (2) (km).

12 **SECTION 575.** 20.505 (8) (hm) 15. of the statutes is created to read:

13 20.505 (8) (hm) 15. The amount transferred to sub. (6) (ks) shall be the amount
14 in the schedule under sub. (6) (ks).

15 **SECTION 575L.** 20.505 (8) (hm) 15d. of the statutes is created to read:

16 20.505 (8) (hm) 15d. The amount transferred to sub. (6) (kq) shall be the
17 amount in the schedule under sub. (6) (kq).

18 **SECTION 576.** 20.505 (8) (hm) 15g. of the statutes is created to read:

19 20.505 (8) (hm) 15g. The amount transferred to s. 20.455 (2) (kt) shall be the
20 amount in the schedule under s. 20.455 (2) (kt).

21 **SECTION 577.** 20.505 (8) (hm) 15h. of the statutes is created to read:

22 20.505 (8) (hm) 15h. The amount transferred to s. 20.455 (2) (ku) shall be the
23 amount in the schedule under s. 20.455 (2) (ku).

24 **SECTION 579.** 20.505 (8) (hm) 17e. of the statutes is created to read:

1 20.505 (8) (hm) 17e. The amount transferred to s. 20.370 (6) (dk) shall be the
2 amount in the schedule under s. 20.370 (6) (dk).

3 **SECTION 580.** 20.505 (8) (hm) 17g. of the statutes is created to read:

4 20.505 (8) (hm) 17g. The amount transferred to s. 20.370 (6) (ck) shall be the
5 amount in the schedule under s. 20.370 (6) (ck).

6 **SECTION 581.** 20.505 (8) (hm) 17g. of the statutes, as created by 1999 Wisconsin
7 Act (this act), is repealed.

8 **SECTION 582.** 20.505 (8) (hm) 18. of the statutes is created to read:

9 20.505 (8) (hm) 18. The amount transferred to s. 20.435 (4) (kb) shall be the
10 amount in the schedule under s. 20.435 (4) (kb).

11 **SECTION 583.** 20.505 (8) (hm) 18b. of the statutes is created to read:

12 20.505 (8) (hm) 18b. The amount transferred to s. 20.435 (5) (ke) shall be the
13 amount in the schedule under s. 20.435 (5) (ke).

14 **SECTION 584.** 20.505 (8) (hm) 18c. of the statutes is created to read:

15 20.505 (8) (hm) 18c. The amount transferred to s. 20.435 (7) (kL) shall be the
16 amount in the schedule under s. 20.435 (7) (kL).

17 **SECTION 585.** 20.505 (8) (hm) 18d. of the statutes is created to read:

18 20.505 (8) (hm) 18d. The amount transferred to s. 20.435 (7) (km) shall be the
19 amount in the schedule under s. 20.435 (7) (km).

20 **SECTION 586.** 20.505 (8) (hm) 18e. of the statutes is created to read:

21 20.505 (8) (hm) 18e. The amount transferred to s. 20.445 (5) (kg) shall be the
22 amount in the schedule under s. 20.445 (5) (kg).

23 **SECTION 586f.** 20.505 (8) (hm) 18h. of the statutes is created to read:

24 20.505 (8) (hm) 18h. The amount transferred to sub. (1) (ku) shall be the
25 amount in the schedule under sub. (1) (ku).

1 **SECTION 587.** 20.505 (9) of the statutes is renumbered 20.585 (2) and amended
2 to read:

3 **20.585 (2) COLLEGE TUITION PREPAYMENT PROGRAM.** (a) *Administrative expenses;*
4 *initial funds general fund.* ~~As a continuing appropriation, the~~ The amounts in the
5 schedule for the administrative expenses of the college tuition prepayment program
6 under s. ~~16.24~~ 14.63, including the expense of promoting the program.

7 (q) *Payment of tuition.* From the tuition trust fund, a sum sufficient for the
8 payment of tuition under s. ~~16.24~~ 14.63 (5).

9 (r) *Payment of refunds.* From the tuition trust fund, a sum sufficient for the
10 payment of refunds under s. ~~16.24~~ 14.63 (7).

11 (s) *Administrative expenses; tuition trust fund.* From the tuition trust fund, the
12 amounts in the schedule for the administrative expenses of the college tuition
13 prepayment program under s. ~~16.24~~ 14.63, including the expense of promoting the
14 program.

15 **SECTION 587g.** 20.506 of the statutes is created to read:

16 **20.506 Public broadcasting transitional board.** There is appropriated to
17 the public broadcasting transitional board for the following programs:

18 **(1) TRANSITIONAL SERVICES.** (a) *General program operations.* As a continuing
19 appropriation, the amounts in the schedule for general program operations related
20 to carrying out the duties under s. 39.82. No moneys may be encumbered from this
21 appropriation after the last day of the 35th month beginning after publication
22 [revisor inserts date].

23 **SECTION 588.** 20.507 (1) (h) of the statutes is amended to read:

24 **20.507 (1) (h) Trust lands and investments — general program operations.** The
25 amounts in the schedule for the general program operations of the board as provided

1 under ss. 24.04, 24.09 (1) (bm), 24.53 and 24.62 (1). ~~Ninety percent of all~~ All amounts
2 deducted from the gross receipts of the appropriate funds as provided under ss. 24.04,
3 24.09 (1) (bm), 24.53 and 24.62 (1) shall be credited to this appropriation account.
4 Notwithstanding s. 20.001 (3) (a), the unencumbered balance at the end of each fiscal
5 year shall be transferred to the trust funds, as defined under s. 24.60 (5). The amount
6 transferred to each trust fund, as defined under s. 24.60 (5), shall bear the same
7 proportion to the total amount transferred to the trust funds that the gross receipts
8 of that trust fund bears to the total gross receipts credited to this appropriation
9 account during that fiscal year.

10 **SECTION 589.** 20.510 (1) (c) of the statutes is created to read:

11 20.510 (1) (c) *Legislative and special election account supplement.* The amounts
12 in the schedule to be transferred to the legislative and special election campaign
13 account of the Wisconsin election campaign fund annually on September 1.

14 **SECTION 589m.** 20.510 (1) (ka) of the statutes is repealed.

15 **SECTION 589t.** 20.512 (1) (jm) of the statutes is repealed and recreated to read:

16 20.512 (1) (jm) *Employment of aid recipients.* The amounts in the schedule for
17 providing services under s. 230.147. All moneys received for providing services
18 under s. 230.147 shall be credited to this appropriation account.

19 **SECTION 590.** 20.512 (1) (k) of the statutes is created to read:

20 20.512 (1) (k) *Funds received from other state agencies.* All moneys received
21 from other state agencies for the purpose of providing employment services and
22 materials to state agencies.

23 **SECTION 590m.** 20.512 (1) (kb) of the statutes is repealed.

24 **SECTION 591g.** 20.515 (1) (ka) of the statutes is repealed.

25 **SECTION 591r.** 20.521 (1) (ka) of the statutes is repealed.

1 **SECTION 592.** 20.525 (1) (i) of the statutes is amended to read:

2 20.525 (1) (i) *Gifts and grants.* All moneys received from gifts, grants, and
3 bequests ~~and devises for the advocacy activities under s. 14.19,~~ to carry out the
4 purposes for which made and received.

5 **SECTION 592m.** 20.525 (1) (ka) of the statutes is repealed.

6 **SECTION 593.** 20.525 (1) (kb) of the statutes is created to read:

7 20.525 (1) (kb) *Assistance from state agencies.* All moneys received from state
8 agencies pursuant to arrangements under s. 14.18 to assist the governor in carrying
9 out his or her responsibilities.

10 **SECTION 593ac.** 20.525 (1) (kb) of the statutes, as created by 1999 Wisconsin
11 Act (this act), is repealed.

12 **SECTION 593d.** 20.525 (1) (kf) of the statutes is created to read:

13 20.525 (1) (kf) *Literacy improvement aids, program revenues.* The amounts in
14 the schedule for the governor to provide grants for literacy improvement under s.
15 14.20. All moneys transferred from the appropriation account under s. 20.445 (3)
16 (mc) for this purpose shall be credited to this appropriation account.

17 **SECTION 593f.** 20.536 (1) (ka) of the statutes is amended to read:

18 20.536 (1) (ka) *General program operations; environmental improvement fund.*
19 All moneys received for providing services to the department of administration or the
20 department of natural resources in administering ss. 25.43, 281.58, 281.59, 281.595,
21 281.60, 281.61 and 281.62, for general program operations.

22 **SECTION 593g.** 20.540 (1) (ka) of the statutes is repealed.

23 **SECTION 593r.** 20.547 (1) (ka) of the statutes is repealed.

24 **SECTION 594.** 20.550 (1) (j) of the statutes is renumbered 20.550 (1) (kj) and
25 amended to read:

1 20.550 (1) (kj) *Conferences and training*. The amounts in the schedule to
2 sponsor conferences and training under ch. 977. All moneys received transferred
3 from the ~~penalty assessment surcharge on court fines and forfeitures as allocated~~
4 appropriation account under s. ~~165.87 (1) (br)~~ 20.505 (6) (j) 15. shall be credited to
5 this appropriation account.

6 **SECTION 594d.** 20.566 (1) (gc) of the statutes is repealed.

7 **SECTION 594f.** 20.566 (1) (gg) of the statutes is amended to read:

8 20.566 (1) (gg) *Administration of local taxes*. The amounts in the schedule for
9 administering the taxes under s. 66.75 (1m) (a) and (b) and subchs. VIII and IX of ch.
10 77. ~~Three percent~~ An amount equal to 1.75% of all moneys received from the taxes
11 imposed under s. 66.75 (1m) (a) and (b) and subchs. VIII and IX of ch. 77 shall be
12 credited to this appropriation.

13 **SECTION 594k.** 20.566 (1) (hp) of the statutes is amended to read:

14 20.566 (1) (hp) *Administration of endangered resources voluntary payments*.
15 The amounts in the schedule for the payment of all administrative costs, including
16 data processing costs, incurred in administering s. ~~ss.~~ 71.10 (5) and 71.30 (10). All
17 moneys certified under s. ~~ss.~~ 71.10 (5) (h) 1. and 71.30 (10) (h) 1. shall be credited to
18 this appropriation.

19 **SECTION 594m.** 20.566 (1) (hq) of the statutes is repealed.

20 **SECTION 595.** 20.566 (1) (q) of the statutes is repealed.

21 **SECTION 596.** 20.566 (3) (a) of the statutes is amended to read:

22 20.566 (3) (a) *General program operations*. The amounts in the schedule for
23 the office of the secretary, the legal staff, stenographic reporter services, ~~the~~ research
24 and analysis ~~division and the~~ administrative services ~~division~~ and for space rental.

25 **SECTION 596m.** 20.566 (3) (ka) of the statutes is repealed.

1 **SECTION 597.** 20.566 (8) (q) of the statutes is amended to read:

2 20.566 **(8)** (q) *General program operations.* From the lottery fund, the amounts
3 in the schedule for general program operations under ch. 565. ~~Annually, of the~~
4 ~~moneys appropriated under this paragraph, an amount equal to 36% of the amount~~
5 ~~in the schedule under s. 20.435 (7) (kg) shall be transferred to the appropriation~~
6 ~~account under s. 20.435 (7) (kg).~~

7 **SECTION 597m.** 20.585 (1) (ka) of the statutes is repealed.

8 **SECTION 598x.** 20.625 (1) (k) of the statutes is repealed.

9 **SECTION 599.** 20.625 (1) (km) of the statutes is repealed.

10 **SECTION 600.** 20.660 (1) (k) of the statutes is repealed.

11 **SECTION 601.** 20.665 (1) (d) of the statutes is created to read:

12 20.665 **(1)** (d) *General program operations; judicial council.* The amounts in
13 the schedule for the general program operations of the judicial council.

14 **SECTION 601m.** 20.665 (1) (ka) of the statutes is repealed.

15 **SECTION 602.** 20.680 (1) (km) of the statutes is repealed.

16 **SECTION 602m.** 20.680 (2) (a) of the statutes is amended to read:

17 20.680 **(2)** (a) *General program operations.* ~~The Biennially, the~~ amounts in the
18 schedule to carry into effect the functions of the director of state courts.

19 **SECTION 603.** 20.680 (2) (h) of the statutes is amended to read:

20 20.680 **(2)** (h) *Materials and services.* ~~The amounts in the schedule to provide~~
21 ~~services and replace inventory items under s. 758.19 (2).~~ All moneys received from
22 providing those services and selling documents under s. 758.19 (2) ~~shall be credited~~
23 ~~to this appropriation to provide services and sell documents related to uniform forms,~~
24 ~~special reports, photocopies and pamphlets under s. 758.19 (2).~~

25 **SECTION 604.** 20.680 (2) (i) of the statutes is amended to read:

1 20.680 (2) (i) *Municipal judge training.* ~~The amounts in the schedule for~~
2 ~~municipal judge training.~~ All moneys received from municipalities for municipal
3 judge training programs shall be credited to this appropriation to be used for
4 municipal judge training.

5 **SECTION 605.** 20.680 (2) (j) of the statutes is amended to read:

6 20.680 (2) (j) *Court information systems and interpreters.* ~~The amounts in the~~
7 ~~schedule for the operation of circuit court automated systems under s. 758.19 (4), the~~
8 ~~court of appeals automated information system and the supreme court automated~~
9 ~~information system and for the payment of interpreter fees under s. 885.37 (4) (a) 2.~~
10 All moneys received under ss. 814.61, 814.62 and 814.63 that are required to be
11 credited to this appropriation account under those sections and ~~two-sevenths~~
12 four-ninths of the moneys received under s. 814.635 (1) shall be credited to this
13 appropriation account. ~~The supreme court may transfer moneys from this~~
14 ~~appropriation account to the appropriation accounts under sub. (1) (km) and ss.~~
15 ~~20.625 (1) (km) and 20.660 (1) (k) for the operation of circuit court automated~~
16 information systems under s. 758.19 (4).

17 **SECTION 605d.** 20.680 (2) (j) of the statutes, as affected by 1999 Wisconsin Act
18 (this act), is amended to read:

19 20.680 (2) (j) *Court information systems.* All moneys received under ss. 814.61,
20 814.62 and 814.63 that are required to be credited to this appropriation account
21 under those sections and ~~four-ninths~~ six-ninths of the moneys received under s.
22 814.635 (1) for the operation of circuit court automated information systems under
23 s. 758.19 (4).

24 **SECTION 605f.** 20.680 (2) (ka) of the statutes is repealed.

25 **SECTION 605g.** 20.680 (2) (kp) of the statutes is created to read:

1 20.680 (2) (kp) *Court information systems; penalty assessment receipts.* The
2 amounts in the schedule for the operation of circuit court automated information
3 systems under s. 758.19 (4). All moneys transferred from the appropriation account
4 under s. 20.505 (6) (j) 16. shall be credited to this appropriation account.

5 **SECTION 605h.** 20.680 (2) (kp) of the statutes, as created by 1999 Wisconsin Act
6 (this act), is repealed.

7 **SECTION 605m.** 20.680 (4) (a) of the statutes is amended to read:

8 20.680 (4) (a) *General program operations.* The Biennially, the amounts in the
9 schedule for general program operations.

10 **SECTION 606.** 20.680 (4) (g) of the statutes is amended to read:

11 20.680 (4) (g) *Library collections and services.* ~~The amounts in the schedule for~~
12 ~~photocopying and microfilm copying of documents, generation of copies of documents~~
13 ~~from optical disk or electronic storage, publication of books, computer services and~~
14 ~~other services provided by the state law library in carrying out its functions.~~ All
15 moneys received by the state law library as fees or other charges for photocopying,
16 microfilm copying, generation of copies of documents from optical disk or electronic
17 storage, computer services, sales of books and other services provided in carrying out
18 the functions of the library under s. 758.01 (2) shall be credited to this appropriation
19 to provide photocopying and microfilm copying of documents, generation of copies of
20 documents from optical disk or electronic storage, publication of books, computer
21 services and other services.

22 **SECTION 606d.** 20.765 (1) (ka) of the statutes is repealed.

23 **SECTION 606m.** 20.765 (3) (fa) of the statutes is amended to read:

24 20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be
25 disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature

1 to membership in national organizations including, without limitation because of
2 enumeration, the national conference of state legislatures, and the national
3 conference of the Commission on Uniform State Laws ~~and the national committee~~
4 ~~on uniform traffic laws and ordinances.~~

5 **SECTION 610.** 20.835 (2) (ep) of the statutes is amended to read:

6 20.835 (2) (ep) *Cigarette and tobacco product tax refunds.* A sum sufficient to
7 pay refunds under ss. 139.323 ~~and~~, 139.325, 139.803 and 139.805.

8 **SECTION 611.** 20.835 (2) (f) of the statutes is amended to read:

9 20.835 (2) (f) *Earned income tax credit.* A sum sufficient to pay the excess
10 claims approved under s. 71.07 (9e), ~~except the claims paid under par. (k) that are~~
11 not paid under par. (kf).

12 **SECTION 612.** 20.835 (2) (k) of the statutes, as created by 1997 Wisconsin Act
13 27, is repealed.

14 **SECTION 612m.** 20.835 (2) (kf) of the statutes is created to read:

15 20.835 (2) (kf) *Earned income tax credit; temporary assistance for needy*
16 *families.* The amounts in the schedule to be used to pay, to the extent permitted
17 under federal law, the claims approved under s. 71.07 (9e). All moneys transferred
18 from the appropriation account under s. 20.445 (3) (md) shall be credited to this
19 appropriation account.

20 **SECTION 613.** 20.835 (4) (g) of the statutes is amended to read:

21 20.835 (4) (g) *County taxes.* All moneys received from the taxes imposed under
22 s. 77.70 for distribution to the counties that enact an ordinance imposing taxes under
23 that section and for interest payments on refunds under s. 77.76 (3), except that ~~1.5%~~
24 1.75% of those tax revenues collected under that section shall be credited to the
25 appropriation account under s. 20.566 (1) (g).

1 **SECTION 613e.** 20.835 (4) (gg) of the statutes is amended to read:

2 20.835 (4) (gg) *Local taxes.* ~~Ninety-seven~~ Ninety-eight and one quarter
3 percent of the moneys received from the taxes imposed under s. 66.75 (1m) (a) and
4 (b) and subchs. VIII and IX of ch. 77, for distribution to the districts under subch. II
5 of ch. 229 that impose those taxes.

6 **SECTION 613f.** 20.855 (1) (bm) of the statutes is created to read:

7 20.855 (1) (bm) *Payment of canceled drafts.* A sum sufficient to pay demands
8 under s. 20.912 (3).

9 **SECTION 613g.** 20.855 (1) (dm) of the statutes is created to read:

10 20.855 (1) (dm) *Interest reimbursements to federal government.* A sum
11 sufficient to pay any interest reimbursement to the federal government relating to
12 the timing of expenditures by the state pursuant to a federal government grant
13 program or federal government contract.

14 **SECTION 613h.** 20.855 (1) (gm) of the statutes is created to read:

15 20.855 (1) (gm) *Payment of canceled drafts; program revenues.* From the
16 appropriate program revenue and program revenue–service accounts, a sum
17 sufficient to pay demands under s. 20.912 (3).

18 **SECTION 613k.** 20.855 (1) (rm) of the statutes is created to read:

19 20.855 (1) (rm) *Payment of canceled drafts; segregated revenues.* From the
20 appropriate segregated funds, a sum sufficient to pay demands under s. 20.912 (3).

21 **SECTION 613m.** 20.855 (8) of the statutes is created to read:

22 20.855 (8) MARQUETTE UNIVERSITY. (a) *Dental clinic and education facility;*
23 *principal repayment, interest and rebates.* A sum sufficient to reimburse s. 20.866
24 (1) (u) for the payment of principal and interest costs incurred in financing the
25 construction grant under s. 13.48 (32), and to make the payments determined by the

1 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of
2 obligations incurred in financing the construction grant under s. 13.48 (32).

3 **SECTION 614.** 20.865 (1) (cb) of the statutes is created to read:

4 20.865 (1) (cb) *Pay rate or range adjustments.* The amounts in the schedule to
5 supplement the appropriations to the departments of corrections and health and
6 family services for the increased costs of compensation, as determined by the
7 secretary of administration, for employes of the departments of corrections and
8 health and family services who perform duties relating to the supervision of inmates
9 or residents and who received pay rate or range adjustments in 1999 under s. 230.09
10 (2) (b).

11 **SECTION 615.** 20.865 (1) (cb) of the statutes, as created by 1999 Wisconsin Act
12 (this act), is repealed.

13 **SECTION 616.** 20.865 (1) (e) of the statutes is created to read:

14 20.865 (1) (e) *Additional biweekly payroll.* The amounts in the schedule to pay
15 salary and fringe benefit costs incurred during the 27th pay period in any fiscal year
16 in which such a period occurs for employment of permanent state employes,
17 including permanent project employes, on the biweekly payroll system.

18 **SECTION 617.** 20.865 (1) (e) of the statutes, as created by 1999 Wisconsin Act
19 (this act), is repealed.

20 **SECTION 618.** 20.865 (1) (ib) of the statutes is created to read:

21 20.865 (1) (ib) *Pay rate or range adjustments; program revenues.* From the
22 appropriate program revenue and program revenue–service accounts, the amounts
23 in the schedule to supplement the appropriations to the departments of corrections
24 and health and family services for the increased costs of compensation, as
25 determined by the secretary of administration, for employes of the departments of

1 corrections and health and family services who perform duties relating to the
2 supervision of inmates or residents and who received pay rate or range adjustments
3 in 1999 under s. 230.09 (2) (b).

4 **SECTION 619.** 20.865 (1) (ib) of the statutes, as created by 1999 Wisconsin Act
5 (this act), is repealed.

6 **SECTION 620.** 20.865 (1) (jm) of the statutes is created to read:

7 20.865 (1) (jm) *Additional biweekly payroll; nonfederal program revenues.*

8 From the appropriate nonfederal program revenue and program revenue–service
9 accounts, a sum sufficient to pay salary and fringe benefit costs incurred during the
10 27th pay period in any fiscal year in which such a period occurs for employment of
11 permanent state employes, including permanent project employes, on the biweekly
12 payroll system.

13 **SECTION 621.** 20.865 (1) (jm) of the statutes, as created by 1999 Wisconsin Act
14 (this act), is repealed.

15 **SECTION 622.** 20.865 (1) (m) of the statutes is created to read:

16 20.865 (1) (m) *Additional biweekly payroll; federal program revenues.* From
17 the appropriate federal program revenue accounts, a sum sufficient to pay salary and
18 fringe benefit costs incurred during the 27th pay period in any fiscal year in which
19 such a period occurs for employment of permanent state employes, including
20 permanent project employes, on the biweekly payroll system.

21 **SECTION 623.** 20.865 (1) (m) of the statutes, as created by 1999 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 624.** 20.865 (1) (tm) of the statutes is created to read:

24 20.865 (1) (tm) *Additional biweekly payroll; nonfederal segregated revenues.*

25 From the appropriate segregated funds derived from nonfederal segregated

1 revenues, a sum sufficient to pay salary and fringe benefit costs incurred during the
2 27th pay period in any fiscal year in which such a period occurs for employment of
3 permanent state employes, including permanent project employes, on the biweekly
4 payroll system.

5 **SECTION 625.** 20.865 (1) (tm) of the statutes, as created by 1999 Wisconsin Act
6 (this act), is repealed.

7 **SECTION 626.** 20.865 (1) (x) of the statutes is created to read:

8 20.865 (1) (x) *Additional biweekly payroll; federal segregated revenues.* From
9 the appropriate segregated funds derived from federal segregated revenues, a sum
10 sufficient to pay salary and fringe benefit costs incurred during the 27th pay period
11 in any fiscal year in which such a period occurs for employment of permanent state
12 employes, including permanent project employes, on the biweekly payroll system.

13 **SECTION 627.** 20.865 (1) (x) of the statutes, as created by 1999 Wisconsin Act
14 (this act), is repealed.

15 **SECTION 628.** 20.866 (1) (u) of the statutes, as affected by 1997 Wisconsin Act
16 27, section 727, is amended to read:

17 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
18 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (f), 20.190 (1) (c), (d),
19 (i) and (j), 20.225 (1) (c), 20.245 (1) (e), (2) (e) and (j), ~~(3) (e)~~, (4) (e) and (5) (e), 20.250
20 (1) (e), 20.255 (1) (d), 20.275 (1) (er), (es), (h) and (hb), 20.285 (1) (d), (db), (fh), (ih)
21 ~~and~~, (kd) ~~and~~ (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac),
22 (aq), (ar), (at), ~~(au)~~, (ba), (ca), (cb), (cc), (cd), (ce), ~~(cf)~~, ~~(da)~~, (ea), (eq) and (er), 20.395
23 (6) (aq) and (ar), 20.410 (1) (e), (ec) and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e),
24 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), ~~(d)~~, (g) and (kc),
25 ~~20.855 (8) (a)~~ and 20.867 (1) (a) and (b) and (3) (a), (b), ~~(bm)~~, (g), (h), (i) and (q) for the

1 payment of principal and interest on public debt contracted under subchs. I and IV
2 of ch. 18.

3 **SECTION 628m.** 20.866 (2) (s) of the statutes, as affected by 1997 Wisconsin Act
4 27, section 727m, is amended to read:

5 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital
6 improvement fund, a sum sufficient for the board of regents of the university of
7 Wisconsin system to acquire, construct, develop, enlarge or improve university
8 academic educational facilities and facilities to support such facilities. The state may
9 contract public debt in an amount not to exceed ~~\$791,009,100~~ \$859,508,700 for this
10 purpose.

11 **SECTION 629e.** 20.866 (2) (t) of the statutes is amended to read:

12 20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the
13 capital improvement fund, a sum sufficient for the board of regents of the university
14 of Wisconsin system to acquire, construct, develop, enlarge or improve university
15 self-amortizing educational facilities. The state may contract public debt in an
16 amount not to exceed ~~\$438,248,600~~ \$513,941,400 for this purpose. Of this amount,
17 \$4,500,000 is allocated only for the university of Wisconsin–Madison indoor practice
18 facility for athletic programs and only at the time that ownership of the facility is
19 transferred to the state.

20 **SECTION 629m.** 20.866 (2) (ta) of the statutes is created to read:

21 20.866 (2) (ta) *Natural resources; Warren Knowles–Gaylord Nelson*
22 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for
23 the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 23.0917.
24 The state may contract public debt in an amount not to exceed \$404,000,000 for this
25 program. Except as provided in s. 23.0917 (5), the amounts obligated, as defined in

1 s. 23.0917 (1) (e), under this paragraph may not exceed \$40,400,000 in each fiscal
2 year.

3 **SECTION 629s.** 20.866 (2) (tc) of the statutes is amended to read:

4 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,
5 a sum sufficient for the ~~purpose~~ purposes of s. 281.57 (10m) and (10r) and to be
6 transferred to the environmental improvement fund for the purposes of the clean
7 water fund program and the urban storm water loan program under ss. 281.58 and,
8 281.59 and 281.595. The state may contract public debt in an amount not to exceed
9 ~~\$552,743,200~~ \$556,843,200 for this purpose. Of this amount, the amount needed to
10 meet the requirements for state deposits under 33 USC 1382 is allocated for those
11 deposits. Of this amount, \$8,250,000 is allocated to fund the minority business
12 development and training program under s. 66.905 (2) (b). Moneys from this
13 appropriation account may be expended for the ~~purpose~~ purposes of s. 281.57 (10m)
14 and (10r) only in the amount by which the department of natural resources and the
15 department of administration determine that moneys available under par. (tn) are
16 insufficient for the ~~purpose for~~ purposes of s. 281.57 (10m) and (10r).

17 **SECTION 630.** 20.866 (2) (td) of the statutes is amended to read:

18 20.866 (2) (td) *Safe drinking water loan program.* From the capital
19 improvement fund, a sum sufficient to be transferred to the environmental
20 improvement fund for the safe drinking water loan program under s. 281.61. The
21 state may contract public debt in an amount not to exceed ~~\$12,130,000~~ \$16,000,000
22 for this purpose.

23 **SECTION 631b.** 20.866 (2) (te) of the statutes is amended to read:

24 20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital
25 improvement fund, a sum sufficient for the department of natural resources to

1 provide funds for nonpoint source water pollution abatement projects under ~~ss. s.~~
2 ~~281.16 (5) and 281.65~~. The state may contract public debt in an amount not to exceed
3 ~~\$34,363,600~~ \$56,763,600 for this purpose. ~~Of this amount, \$2,000,000 may only be~~
4 ~~used for projects selected under s. 281.65 (4c) (c) after July 1, 1998.~~

5 **SECTION 632b.** 20.866 (2) (tf) of the statutes is amended to read:

6 20.866 (2) (tf) *Natural resources; nonpoint source ~~compliance~~*. From the capital
7 improvement fund, a sum sufficient for the department of natural resources to fund
8 ~~cost-sharing grants under s. 281.16 (5) for projects to assist agricultural facilities to~~
9 ~~comply with the performance standards, prohibitions, conservation practices and~~
10 ~~technical standards under s. 281.16 (3) and, before any rules promulgated under s.~~
11 ~~281.16 (3) take effect, to fund nonpoint source water pollution abatement projects~~
12 under s. 281.65. The state may contract public debt in an amount not to exceed
13 \$2,000,000 for this purpose.

14 **SECTION 632f.** 20.866 (2) (th) of the statutes is created to read:

15 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing*. From
16 the capital improvement fund, a sum sufficient for the department of natural
17 resources to provide cost-sharing grants for urban nonpoint source water pollution
18 abatement and storm water management projects under s. 281.66. The state may
19 contract public debt in an amount not to exceed \$15,000,000 for this purpose.

20 **SECTION 632h.** 20.866 (2) (ti) of the statutes is created to read:

21 20.866 (2) (ti) *Natural resources; municipal flood control and riparian*
22 *restoration*. From the capital improvement fund, a sum sufficient for the department
23 of natural resources to provide municipal flood control and riparian restoration
24 cost-sharing grants under s. 281.665. The state may contract public debt in an
25 amount not to exceed \$3,000,000 for this purpose.

1 **SECTION 632m.** 20.866 (2) (tk) of the statutes is amended to read:

2 20.866 **(2)** (tk) *Natural resources; environmental segregated fund supported*
3 *administrative facilities.* From the capital improvement fund, a sum sufficient for
4 the department of natural resources to acquire, construct, develop, enlarge or
5 improve natural resource administrative office, laboratory, equipment storage and
6 maintenance facilities. The state may contract public debt in an amount not to
7 exceed ~~\$145,000~~ \$3,050,900 for this purpose.

8 **SECTION 633.** 20.866 (2) (tL) of the statutes is amended to read:

9 20.866 **(2)** (tL) *Natural resources; segregated revenue supported dam*
10 *~~maintenance, repair, modification, abandonment and removal~~ safety projects.* From
11 the capital improvement fund, a sum sufficient for the department of natural
12 resources to provide financial assistance to counties, cities, villages, towns and
13 public inland lake protection and rehabilitation districts ~~in conducting for~~ dam
14 ~~maintenance, repair, modification, abandonment and removal~~ safety projects under
15 s. 31.385. The state may contract public debt in an amount not to exceed \$6,350,000
16 for this purpose.

17 **SECTION 633g.** 20.866 (2) (tn) of the statutes is amended to read:

18 20.866 **(2)** (tn) *Natural resources; pollution abatement and sewage collection*
19 *facilities.* From the capital improvement fund, a sum sufficient to the department
20 of natural resources to acquire, construct, develop, enlarge or improve point source
21 water pollution abatement facilities and sewage collection facilities under s. 281.57
22 including eligible engineering design costs. Payments may be made from this
23 appropriation for capital improvement expenditures and encumbrances authorized
24 under s. 281.57 before July 1, 1990, except for reimbursements made under s. 281.57
25 (9m) (a) and except as provided in s. 281.57 (10m) and (10r). Payments may also be

1 made from this appropriation for expenditures and encumbrances resulting from
2 disputed costs under s. 281.57 if an appeal of an eligibility determination is filed
3 before July 1, 1990, and the result of the dispute requires additional funds for an
4 eligible project. The state may contract public debt in an amount not to exceed
5 \$902,449,800 for this purpose.

6 **SECTION 633m.** 20.866 (2) (tr) of the statutes is amended to read:

7 20.866 (2) (tr) *Natural resources; recreation development.* From the capital
8 improvement fund, a sum sufficient for the department of natural resources to
9 acquire, construct, develop, enlarge or improve state recreation facilities and state
10 fish hatcheries. The state may contract public debt in an amount not to exceed
11 ~~\$23,061,500~~ \$23,173,500 for this purpose.

12 **SECTION 633p.** 20.866 (2) (tu) of the statutes is amended to read:

13 20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From
14 the capital improvement fund, a sum sufficient for the department of natural
15 resources to acquire, construct, develop, enlarge or improve natural resource
16 administrative office, laboratory, equipment storage or maintenance facilities and to
17 acquire, construct, develop, enlarge or improve state recreation facilities and state
18 fish hatcheries. The state may contract public debt in an amount not to exceed
19 ~~\$18,746,600~~ \$23,376,600 for this purpose.

20 **SECTION 633r.** 20.866 (2) (tv) of the statutes is amended to read:

21 20.866 (2) (tv) *Natural resources; general fund supported administrative*
22 *facilities.* From the capital improvement fund, a sum sufficient for the department
23 of natural resources to acquire, construct, develop, enlarge or improve natural
24 resource administrative office, laboratory, equipment, storage or maintenance

1 facilities. The state may contract public debt in an amount not to exceed ~~\$8,295,800~~
2 \$10,882,400 for this purpose.

3 **SECTION 634.** 20.866 (2) (tx) of the statutes is amended to read:

4 20.866 (2) (tx) *Natural resources; dam maintenance, repair, modification,*
5 *abandonment and removal safety projects.* From the capital improvement fund, a
6 sum sufficient for the department of natural resources to provide financial
7 assistance to counties, cities, villages, towns and public inland lake protection and
8 rehabilitation districts ~~in conducting for~~ dam maintenance, repair, modification,
9 ~~abandonment and removal~~ safety projects under s. 31.385. The state may contract
10 public debt in an amount not to exceed \$5,500,000 for this purpose.

11 **SECTION 634m.** 20.866 (2) (tz) of the statutes is amended to read:

12 20.866 (2) (tz) *Natural resources; Warren Knowles-Gaylord Nelson*
13 *stewardship program.* From the capital improvement fund a sum sufficient for the
14 purposes specified in s. 23.0915 (1). The state may contract public debt in an amount
15 not to exceed \$231,000,000 for this purpose. ~~Except as provided in s. 23.0915 (2), the~~
16 ~~amounts expended under this paragraph and the amounts received and expended~~
17 ~~by the state for land acquisition under 16 USC 669-669i, 777-777i and~~
18 ~~460L-460L-22 may not exceed \$25,000,000 in each fiscal year.~~

19 **SECTION 635.** 20.866 (2) (uv) of the statutes is amended to read:

20 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital
21 improvement fund, a sum sufficient for the department of transportation to provide
22 grants for harbor improvements. The state may contract public debt in an amount
23 not to exceed ~~\$15,000,000~~ \$18,000,000 for this purpose.

24 **SECTION 636.** 20.866 (2) (uw) of the statutes is amended to read:

1 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the
2 capital improvement fund, a sum sufficient for the department of transportation to
3 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and
4 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).
5 The state may contract public debt in an amount not to exceed \$19,000,000
6 \$23,500,000 for these purposes.

7 **SECTION 636d.** 20.866 (2) (ux) of the statutes is amended to read:

8 20.866 (2) (ux) *Corrections; correctional facilities.* From the capital
9 improvement fund, a sum sufficient for the department of corrections to acquire,
10 construct, develop, enlarge or improve adult and juvenile correctional facilities. The
11 state may contract public debt in an amount not to exceed \$594,680,500
12 \$697,679,300 for this purpose.

13 **SECTION 636p.** 20.866 (2) (uz) of the statutes is amended to read:

14 20.866 (2) (uz) *Corrections; juvenile correctional facilities.* From the capital
15 improvement fund, a sum sufficient for the department of corrections to acquire,
16 construct, develop, enlarge or improve juvenile correctional facilities. The state may
17 contract public debt in an amount not to exceed ~~\$26,441,500~~ \$27,726,500 for this
18 purpose.

19 **SECTION 636t.** 20.866 (2) (v) of the statutes, as affected by 1997 Wisconsin Act
20 27, is amended to read:

21 20.866 (2) (v) *Health and family services; mental health and secure treatment*
22 *facilities.* From the capital improvement fund, a sum sufficient for the department
23 of health and family services to acquire, construct, develop, enlarge or extend mental
24 health and secure treatment facilities. The state may contract public debt in an
25 amount not to exceed ~~\$118,712,500~~ \$125,705,700 for this purpose.

1 **SECTION 637.** 20.866 (2) (we) of the statutes is amended to read:

2 20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement
3 fund, a sum sufficient for the department of agriculture, trade and consumer
4 protection to provide for soil and water resource management under s. 92.14. The
5 state may contract public debt in an amount not to exceed ~~\$3,000,000~~ \$6,575,000 for
6 this purpose.

7 **SECTION 638am.** 20.866 (2) (ws) of the statutes is created to read:

8 20.866 (2) (ws) *Administration; educational communications facilities.* From
9 the capital improvement fund, a sum sufficient for the building commission to
10 provide grants to the broadcasting corporation, as defined in s. 39.81 (2), to acquire,
11 construct, develop, enlarge or improve educational communications facilities.
12 Unless the secretary of administration first determines under s. 39.88 (1) that the
13 federal communications commission has approved the transfer of all broadcasting
14 licenses held by the educational communications board to the broadcasting
15 corporation, as defined in s. 39.81 (2), no moneys may be encumbered or public debt
16 contracted under this paragraph. If the secretary of administration determines that
17 the transfer of licenses has been approved, on and after the effective date of the last
18 license transferred as determined by the secretary of administration under s. 39.88
19 (2), the state may, for the purpose of this appropriation, contract public debt in an
20 amount not to exceed \$18,067,800 less any amount contracted on behalf of the former
21 educational communications board before the effective date of the last license
22 transferred as determined by the secretary of administration under s. 39.88 (2).

23 **SECTION 638b.** 20.866 (2) (xb) of the statutes is amended to read:

24 20.866 (2) (xb) *Building commission; refunding corporation self-amortizing*
25 *debt.* From the capital improvement fund, a sum sufficient to fund or refund the

1 whole or any part of any unpaid indebtedness used to finance self-amortizing
2 facilities in which program revenues or corresponding segregated revenues from
3 program receipts reimburse lease rental payments advanced by general purpose
4 revenue, and incurred prior to January 1, 1970, by the Wisconsin state agencies
5 building corporation, Wisconsin state colleges building corporation or Wisconsin
6 university building corporation. The state may contract public debt in an amount not
7 to exceed ~~\$1,940,000~~ \$870,000 for this purpose. Such indebtedness shall be
8 construed to include any premium payable with respect thereto. Debt incurred by
9 this paragraph shall be repaid under the appropriations providing for the retirement
10 of public debt incurred under par. (t), (u), (ur) or (zz) in proportional amounts to the
11 purposes for which the debt was refinanced. The refunding authority provided in this
12 paragraph may be used only if the true interest costs to the state can be reduced
13 thereby.

14 **SECTION 638c.** 20.866 (2) (y) of the statutes is amended to read:

15 20.866 (2) (y) *Building commission; housing state departments and agencies.*

16 From the capital improvement fund, a sum sufficient to the building commission for
17 the purpose of housing state departments and agencies. The state may contract
18 public debt in an amount not to exceed ~~\$259,727,600~~ \$328,146,600 for this purpose.

19 **SECTION 638g.** 20.866 (2) (yg) of the statutes is amended to read:

20 20.866 (2) (yg) *Building commission; project contingencies.* From the capital
21 improvement fund, a sum sufficient to the building commission for the purpose of
22 funding project contingencies for projects enumerated in the authorized state
23 building program for state departments and agencies. The state may contract public
24 debt in an amount not to exceed ~~\$28,233,200~~ \$36,188,400 for this purpose.

25 **SECTION 638n.** 20.866 (2) (ym) of the statutes is amended to read:

1 20.866 (2) (ym) *Building commission; capital equipment acquisition.* From the
2 capital improvement fund, a sum sufficient to the state building commission to
3 acquire capital equipment for state departments and agencies. The state may
4 contract public debt in an amount not to exceed ~~\$84,312,100~~ \$105,370,400 for this
5 purpose.

6 **SECTION 638r.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

7 20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the
8 capital improvement fund, a sum sufficient to the building commission for relocation
9 assistance and capital improvements for other public purposes authorized by law but
10 not otherwise specified in this chapter. The state may contract public debt in an
11 amount not to exceed ~~\$919,466,000~~ \$1,056,769,500 for this purpose. Of this amount:

12 **SECTION 638tm.** 20.866 (2) (zbL) of the statutes is created to read:

13 20.866 (2) (zbL) *Milwaukee Area Technical College; digital television*
14 *conversion.* From the capital improvement fund, a sum sufficient for the building
15 commission to provide grants to the Milwaukee Area Technical College to aid in the
16 acquisition, construction, development, enlargement or improvement of facilities
17 and equipment related to the conversion to digital television. The state may contract
18 public debt in an amount not to exceed \$3,500,000 for this purpose.

19 **SECTION 638w.** 20.866 (2) (zbm) of the statutes is created to read:

20 20.866 (2) (zbm) *Marquette University; dental clinic and education facility.*
21 From the capital improvement fund, a sum sufficient to provide a grant to Marquette
22 University to aid in the construction of a dental clinic and education facility. The
23 state may contract public debt in an amount not to exceed \$15,000,000 for this
24 purpose.

25 **SECTION 639.** 20.866 (2) (zc) of the statutes is amended to read:

1 20.866 (2) (zc) *Technology for educational achievement in Wisconsin board;*
2 *school district educational technology infrastructure ~~loans~~ financial assistance.*

3 From the capital improvement fund, a sum sufficient for the technology for
4 educational achievement in Wisconsin board to ~~make subsidized~~ provide educational
5 technology infrastructure ~~loans~~ financial assistance to school districts under s. 44.72
6 (4). The state may contract public debt in an amount not to exceed \$100,000,000 for
7 this purpose.

8 **SECTION 640.** 20.866 (2) (zcm) of the statutes is amended to read:

9 20.866 (2) (zcm) *Technology for educational achievement in Wisconsin board;*
10 *public library educational technology infrastructure ~~loans~~ financial assistance.*

11 From the capital improvement fund, a sum sufficient for the technology for
12 educational achievement in Wisconsin board to ~~make subsidized~~ provide educational
13 technology infrastructure ~~loans~~ financial assistance to public library boards under
14 s. 44.72 (4). The state may contract public debt in an amount not to exceed
15 \$10,000,000 for this purpose.

16 **SECTION 641g.** 20.866 (2) (zd) of the statutes is amended to read:

17 20.866 (2) (zd) *Educational communications board; educational*
18 *communications facilities.* From the capital improvement fund, a sum sufficient for
19 the educational communications board to acquire, construct, develop, enlarge or
20 improve educational communications facilities. The state may contract public debt
21 in an amount not to exceed \$8,354,100 \$18,067,800 for this purpose. If the secretary
22 of administration determines that the federal communications commission has
23 approved the transfer of all broadcasting licenses held by the educational
24 communications board to the broadcasting corporation, as defined in s. 39.81 (2), on
25 and after the effective date of the last license transferred as determined by the

1 secretary of administration under s. 39.88 (2), the state may not contract public debt
2 under paragraph.

3 **SECTION 641m.** 20.866 (2) (zfm) of the statutes is created to read:

4 20.866 (2) (zfm) *Historical society; heritage trust program.* From the capital
5 improvement fund, a sum sufficient for the historical society to award grants under
6 s. 44.49. The state may contract public debt in an amount not to exceed \$20,000,000
7 for this purpose. The total amount of debt authorized under this paragraph may not
8 exceed the following amounts on the following dates:

- 9 1. Prior to July 1, 2000, \$2,000,000.
- 10 2. July 1, 2000, to June 30, 2001, \$4,000,000.
- 11 3. July 1, 2001, to June 30, 2002, \$6,000,000.
- 12 4. July 1, 2002, to June 30, 2003, \$8,000,000.
- 13 5. July 1, 2003, to June 30, 2004, \$10,000,000.
- 14 6. July 1, 2004, to June 30, 2005, \$12,000,000.
- 15 7. July 1, 2005, to June 30, 2006, \$14,000,000.
- 16 8. July 1, 2006, to June 30, 2007, \$16,000,000.
- 17 9. July 1, 2007, to June 30, 2008, \$18,000,000.
- 18 10. July 1, 2008, to June 30, 2009, \$20,000,000.

19 **SECTION 641r.** 20.866 (2) (zj) of the statutes is amended to read:

20 20.866 (2) (zj) *Military affairs; armories and military facilities.* From the
21 capital improvement fund, a sum sufficient for the department of military affairs to
22 acquire, construct, develop, enlarge, or improve armories and other military
23 facilities. The state may contract public debt in an amount not to exceed \$19,590,200
24 \$20,417,300 for this purpose.

25 **SECTION 642.** 20.866 (2) (zn) of the statutes is amended to read:

1 20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the
2 capital improvement fund, a sum sufficient for the department of veterans affairs for
3 loans to veterans under s. 45.79 (6) (a). The state may contract public debt in an
4 amount not to exceed ~~\$1,807,500,000~~ \$2,020,500,000 for this purpose.

5 **SECTION 642e.** 20.866 (2) (zp) of the statutes is amended to read:

6 20.866 (2) (zp) *Veterans affairs; self-amortizing housing facilities.* From the
7 capital improvement fund, a sum sufficient for the department of veterans affairs to
8 acquire, construct, develop, enlarge or improve ~~housing~~ facilities at state veterans
9 homes. The state may contract public debt in an amount not to exceed ~~\$2,031,900~~
10 \$15,941,000 for this purpose.

11 **SECTION 642m.** 20.866 (2) (zx) of the statutes is amended to read:

12 20.866 (2) (zx) *State fair park board; board facilities.* From the capital
13 improvement fund, a sum sufficient for the state fair park board to acquire,
14 construct, develop, enlarge or improve state fair park board facilities. The state may
15 contract public debt in an amount not to exceed ~~\$2,000,000~~ \$3,887,100 for this
16 purpose.

17 **SECTION 642r.** 20.866 (2) (zz) of the statutes is amended to read:

18 20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the
19 capital improvement fund, a sum sufficient to the state fair park board to acquire,
20 construct, develop, enlarge or improve facilities at the state fair park in West Allis.
21 The state may contract public debt not to exceed ~~\$27,850,000~~ \$44,787,100 for this
22 purpose.

23 **SECTION 642t.** 20.867 (2) (ka) of the statutes is repealed.

24 **SECTION 642t.** 20.867 (3) (bm) of the statutes is created to read:

1 20.867 (3) (bm) *Principal repayment, interest and rebates.* A sum sufficient to
2 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred
3 in financing the acquisition, construction, development, enlargement or
4 improvement of facilities and equipment related to the conversion to digital
5 television at Milwaukee Area Technical College, and to make the payments
6 determined by the building commission under s. 13.488 (1) (m) that are attributable
7 to the proceeds of obligations incurred in financing the acquisition, construction,
8 development, enlargement or improvement of facilities and equipment related to the
9 conversion to digital television at Milwaukee Area Technical College.

10 **SECTION 643.** 20.867 (3) (h) of the statutes is amended to read:

11 20.867 (3) (h) *Principal repayment, interest and rebates.* A sum sufficient to
12 guarantee full payment of principal and interest costs for self-amortizing or
13 partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (2) (j),
14 20.285 (1) ~~(kd) and (ih)~~, (kd) and (km), 20.370 (7) (eq) and 20.485 (1) (go) if moneys
15 available in those appropriations are insufficient to make full payment, and to make
16 full payment of the amounts determined by the building commission under s. 13.488
17 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (2) (j), 20.285 (1) ~~(kd) or (ih)~~,
18 (kd) or (km) or 20.485 (1) (go) is insufficient to make full payment of those amounts.
19 All amounts advanced under the authority of this paragraph shall be repaid to the
20 general fund whenever the balance of the appropriation for which the advance was
21 made is sufficient to meet any portion of the amount advanced. The department of
22 administration may take whatever action is deemed necessary including the making
23 of transfers from program revenue appropriations and corresponding appropriations
24 from program receipts in segregated funds and including actions to enforce

1 contractual obligations that will result in additional program revenue for the state,
2 to ensure recovery of the amounts advanced.

3 **SECTION 643m.** 20.870 of the statutes is repealed.

4 **SECTION 644e.** 20.912 (2) of the statutes is amended to read:

5 20.912 (2) ~~RESERVE FOR PAYMENT OF CANCELED DRAFTS. All amounts credited~~
6 ~~pursuant to sub. (1) shall be credited by the department of administration to a~~
7 ~~continuing reserve for checks, share drafts and other drafts canceled of the fund~~
8 ~~concerned, to be used for the payment of demands under sub. (3). Any check, share~~
9 ~~draft or other draft canceled on which demand for payment has not been presented~~
10 ~~within 6 years from date of issue shall be reverted from the reserve for canceled~~
11 ~~checks, share drafts and other drafts to the general revenues of the fund concerned~~
12 ~~by the department of administration not be paid under sub. (3).~~

13 **SECTION 644p.** 20.912 (3) of the statutes is amended to read:

14 20.912 (3) REISSUE OF CANCELED CHECKS, SHARE DRAFTS AND OTHER DRAFTS. ~~When~~
15 Subject to sub. (2), when the payee or person entitled to any check, share draft or
16 other draft canceled under sub. (1) by the state treasurer, or the payee or person
17 entitled to any warrant so canceled by the department of administration, demands
18 such check, share draft, other draft or warrant or payment thereof, the department
19 of administration shall issue a new warrant therefor, to be paid out of the proper fund
20 by the state treasurer from the appropriate appropriation account under s. 20.855
21 (1) (bm), (gm) or (rm).

22 **SECTION 646.** 20.923 (4) (c) 5. of the statutes is created to read:

23 20.923 (4) (c) 5. Governor's work-based learning board: executive director.

24 **SECTION 647.** 20.923 (4) (e) 1e. of the statutes is amended to read:

1 20.923 (4) (e) 1e. Educational communications board: executive director. If the
2 secretary of administration determines that the federal communications
3 commission has approved the transfer of all broadcasting licenses held by the
4 educational communications board to the broadcasting corporation, as defined in s.
5 39.81 (2), this subdivision does not apply on and after the effective date of the last
6 license transferred as determined by the secretary of administration under s. 39.88
7 (2).

8 **SECTION 647m.** 20.923 (6) (aj) of the statutes is created to read:

9 20.923 (6) (aj) Administration, department of: all positions specified in s.
10 230.08 (2) (km).

11 **SECTION 648m.** 20.923 (6) (b) of the statutes is amended to read:

12 20.923 (6) (b) Educational communications board: unclassified professional
13 staff. If the secretary of administration determines that the federal communications
14 commission has approved the transfer of all broadcasting licenses held by the
15 educational communications board to the broadcasting corporation, as defined in s.
16 39.81 (2), this paragraph does not apply on and after the effective date of the last
17 license transferred as determined by the secretary of administration under s. 39.88
18 (2).

19 **SECTION 649.** 20.923 (17) of the statutes is repealed.

20 **SECTION 649g.** 20.924 (1) (i) of the statutes is created to read:

21 20.924 (1) (i) Shall not authorize the acquisition or leasing of any building,
22 structure or facility, or portion thereof, under s. 301.19 (2) (a), for initial occupancy
23 by the department of corrections for the purpose of confining persons serving a
24 sentence of imprisonment to the Wisconsin state prisons under ch. 973 unless the
25 seller or lessor agrees as follows:

1 1. Not to permit any employe working on the building, structure or facility, or
2 portion thereof, who would be entitled to receive the prevailing wage rate under s.
3 103.49 and who would not be required or permitted to work more than the prevailing
4 hours of labor, if the building, structure or facility, or portion thereof, were a project
5 of public works subject to s. 103.49, to be paid less than the prevailing wage rate or
6 to be required or permitted to work more than the prevailing hours of labor, except
7 as permitted under s. 103.49 (2).

8 2. To require any contractor, subcontractor or agent thereof performing work
9 on the building, structure or facility, or portion thereof, to keep and permit inspection
10 of records in the same manner as a contractor, subcontractor or agent thereof
11 performing work on a project of public works that is subject to s. 103.49 is required
12 to keep and permit inspection of records under s. 103.49 (5).

13 3. Otherwise to comply with s. 103.49 in the same manner as a state agency
14 contracting for the erection, construction, remodeling, repairing or demolition of a
15 project of public works is required to comply with s. 103.49 and to require any
16 contractor, subcontractor or agent thereof performing work on the building,
17 structure or facility, or portion thereof, to comply with s. 103.49 in the same manner
18 as a contractor, subcontractor or agent thereof performing work on a project of public
19 works that is subject to s. 103.49 is required to comply with s. 103.49.

20 **SECTION 649m.** 20.924 (1) (im) of the statutes is created to read:

21 20.924 (1) (im) Shall not enter into any lease or other contract that provides
22 for the construction of any building, structure or facility, or portion thereof, for initial
23 occupancy by the state and that contains an option for the state to purchase the
24 building, structure or facility unless the construction and purchase of the building,

1 structure or facility is enumerated in the authorized state building program prior to
2 entering into the lease or other contract.

3 **SECTION 649n.** 20.924 (1) (j) of the statutes is created to read:

4 20.924 (1) (j) Shall not enter into any lease or other contract that provides for
5 the construction of any building, structure or facility, or portion thereof, for initial
6 occupancy by the state and that contains an option for the state to purchase the
7 building, structure or facility unless the seller or lessor agrees to all of the following
8 requirements:

9 1. Bids or competitive sealed proposals will be submitted to the seller or lessor
10 in accordance with the procedure for soliciting and submitting bids or competitive
11 sealed proposals to the department of administration for contracts entered into by
12 the state.

13 2. The contractor or contractors who construct the building, structure or
14 facility, or portion thereof, will ensure that at least 5% of the total amount expended
15 for construction of the building, structure or facility, or portion thereof, is awarded
16 to contractors or subcontractors who are minority businesses, as defined in s. 16.75
17 (3m) (a), and that the department of administration is empowered to enforce this
18 requirement.

19 3. The seller or lessor will do all of the following:

20 a. Not permit any employe working on the building, structure or facility, or
21 portion thereof, who would be entitled to receive the prevailing wage rate under s.
22 103.49 and who would not be required or permitted to work more than the prevailing
23 hours of labor, if the building, structure or facility, or portion thereof, were a project
24 of public works subject to s. 103.49, to be paid less than the prevailing wage rate or

1 to be required or permitted to work more than the prevailing hours of labor, except
2 as permitted under s. 103.49 (2).

3 b. Require any contractor, subcontractor or agent thereof performing work on
4 the building, structure or facility, or portion thereof, to keep and permit inspection
5 of records in the same manner as a contractor, subcontractor or agent thereof
6 performing work on a project of public works that is subject to s. 103.49 is required
7 to keep and permit inspection of records under s. 103.49 (5).

8 c. Otherwise comply with s. 103.49 in the same manner as a state agency
9 contracting for the erection, construction, remodeling, repairing or demolition of a
10 project of public works is required to comply with s. 103.49 and require any
11 contractor, subcontractor or agent thereof performing work on the building,
12 structure or facility, or portion thereof, to comply with s. 103.49 in the same manner
13 as a contractor, subcontractor or agent thereof performing work on a project of public
14 works that is subject to s. 103.49 is required to comply with s. 103.49.

15 **SECTION 649p.** 20.924 (2) of the statutes is repealed.

16 **SECTION 649r.** 20.924 (3) of the statutes is created to read:

17 20.924 (3) Subsection (1) does not apply to the establishment and development
18 of a state park as specified under s. 23.0917 (4) (e).

19 **SECTION 650.** 20.927 (1) of the statutes is amended to read:

20 20.927 (1) Except as provided under subs. (2) and (3), no funds of this state or
21 of any county, city, village or town or family care district under s. 46.2895 or of any
22 subdivision or agency of this state or of any county, city, village or town and no federal
23 funds passing through the state treasury shall be authorized for or paid to a
24 physician or surgeon or a hospital, clinic or other medical facility for the performance
25 of an abortion.

1 **SECTION 651.** 20.9275 (1) (b) of the statutes is amended to read:

2 20.9275 (1) (b) “Local governmental unit” means a city, village, town or county
3 or family care district under s. 46.2895 or an agency or subdivision of a city, village,
4 town or county.

5 **SECTION 652.** 20.9275 (2) (intro.) of the statutes is amended to read:

6 20.9275 (2) (intro.) No state agency or local governmental unit may authorize
7 payment of funds of this state, of any local governmental unit or, subject to sub. (3m),
8 of federal funds passing through the state treasury as a grant, subsidy or other
9 funding that wholly or partially or directly or indirectly involves pregnancy
10 programs, projects or services, that is a grant, subsidy or other funding under s.
11 46.93, 46.99, 46.995, ~~46.997~~, 253.05, 253.07, 253.08 or 253.085 or 42 USC 701 to 710,
12 if any of the following applies:

13 **SECTION 653.** 20.930 of the statutes is amended to read:

14 **20.930 Attorney fees.** ~~No~~ Except as provided in ss. 46.27 (7g) (h), 49.496 (3)
15 (f) and 49.682 (6), no state agency in the executive branch may employ any attorney
16 until such employment has been approved by the governor.

17 **SECTION 655.** 21.25 (1) of the statutes is amended to read:

18 21.25 (1) The department of military affairs shall administer the Badger
19 Challenge program for disadvantaged youth. The department shall recruit 10% of
20 the 1999–2000 class of the program from families who are eligible to receive
21 temporary assistance for needy families under 42 USC 601 et seq. The department
22 shall recruit 25% of the 2000–01 class of the program from families who are eligible
23 to receive temporary assistance for needy families under 42 USC 601 et seq. The
24 department of military affairs shall promulgate rules for administering the Badger
25 Challenge program.

1 **SECTION 656.** 21.49 (2) (e) of the statutes is amended to read:

2 21.49 **(2)** (e) Delinquent in child support or maintenance payments and who
3 does not owe past support, medical expenses or birth expenses, as established by the
4 receipt by the department of a certification under s. 49.855 (7) appearance of the
5 guard member's name on the statewide support lien docket under s. 49.854 (2) (b),
6 unless the guard member provides to the department a payment agreement that has
7 been approved by the county child support agency under s. 59.53 (5) and that is
8 consistent with rules promulgated under s. 49.858 (2) (a).

9 **SECTION 658m.** 23.09 (2) (d) 6. of the statutes is amended to read:

10 23.09 **(2)** (d) 6. For preservation of any endangered species ~~defined in or~~
11 threatened species under s. 29.604 (2).

12 **SECTION 659m.** 23.09 (2) (d) 14. of the statutes is amended to read:

13 23.09 **(2)** (d) 14. For habitat areas and fisheries.

14 **SECTION 659p.** 23.09 (2) (d) 16. of the statutes is created to read:

15 23.09 **(2)** (d) 16. For bluff protection under s. 30.24.

16 **SECTION 659t.** 23.09 (2dm) (b) of the statutes is amended to read:

17 23.09 **(2dm)** (b) The department shall allocate at least \$1,720,000 of the
18 moneys appropriated under s. 20.866 (2) (tz) in each fiscal year for the acquisition
19 of lands within the boundaries of projects established after January 1, 1988. This
20 paragraph does not apply after June 30, 2000.

21 **SECTION 661b.** 23.09 (2p) (b) of the statutes is amended to read:

22 23.09 **(2p)** (b) ~~Beginning July 1, 1990, and except~~ Except as provided in par.
23 (c), an amount of money equal to the value of the donation under par. (a) shall be
24 released from the appropriation under s. 20.866 (2) (ta) or (tz) or both to be used for
25 land acquisition activities for the same project for which any donation was made on

1 or after August 9, 1989. The department shall determine how the moneys being
2 released are to be allocated from these appropriations. This paragraph does not
3 apply to transfers of land from agencies other than the department.

4 **SECTION 661c.** 23.09 (2p) (c) of the statutes is renumbered 23.09 (2p) (c) 1. and
5 amended to read:

6 23.09 (2p) (c) 1. If the moneys ~~to be released~~ allocated under par. (b) for release
7 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (b) will
8 exceed the expenditure limit under sub. (2r) for a given fiscal year, as adjusted under
9 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
10 20.866 (2) (tz) the remaining amount available under the expenditure limit under
11 sub. (2r), as adjusted under s. 23.0915 (2) and after deducting the allocation under
12 sub. (2dm) (b), for the given fiscal year and shall release in each following fiscal year
13 from the moneys appropriated under s. 20.866 (2) (tz) an amount equal to the
14 expenditure limit under sub. (2r), as adjusted under s. 23.0915 (2) and after
15 deducting the allocation under sub. (2dm) (b), or equal to the amount still needed to
16 match the donation, whichever is less, until the entire amount necessary to match
17 the donation is released. This subdivision does not apply after June 30, 2000.

18 **SECTION 661d.** 23.09 (2p) (c) 2. of the statutes is created to read:

19 23.09 (2p) (c) 2. If the moneys allocated under par. (b) for release from the
20 appropriation under s. 20.866 (2) (ta) to match a donation under par. (b) will exceed
21 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
22 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
23 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
24 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
25 year and shall release in each following fiscal year from the moneys appropriated

1 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
2 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
3 donation, whichever is less, until the entire amount necessary to match the donation
4 is released.

5 **SECTION 661e.** 23.09 (19) (a) 2. of the statutes is amended to read:

6 23.09 (19) (a) 2. “~~Local governmental~~ Governmental unit” means a city, village,
7 town, county, lake sanitary district, as defined in s. 30.50 (4q), ~~or~~ public inland lake
8 protection and rehabilitation district or the Kickapoo reserve management board.

9 **SECTION 661f.** 23.09 (19) (a) 3. of the statutes is created to read:

10 23.09 (19) (a) 3. “Nature-based outdoor recreation” has the meaning given by
11 the department by rule under s. 23.0917 (4) (f).

12 **SECTION 661g.** 23.09 (19) (b) of the statutes is amended to read:

13 23.09 (19) (b) Any ~~local~~ governmental unit may apply for state aid for the
14 acquisition of lands and rights in lands for urban green space. Each application shall
15 include a comprehensive description of the proposal for urban green space
16 acquisition, plans for development and management of the land and any other
17 information required by the department.

18 **SECTION 661h.** 23.09 (19) (c) (intro.) of the statutes is amended to read:

19 23.09 (19) (c) (intro.) The department may ~~approve~~ award grants from the
20 appropriation under s. 20.866 (2) (tz) for the acquisition of land or rights in land for
21 urban green space under this subsection for the following purposes:

22 **SECTION 661i.** 23.09 (19) (cg) of the statutes is created to read:

23 23.09 (19) (cg) The department may award grants from the appropriation
24 under s. 20.866 (2) (ta) for the acquisition of land or rights in land for urban green

1 space under this subsection only for the purposes of nature-based outdoor
2 recreation.

3 **SECTION 661j.** 23.09 (19) (d) of the statutes is amended to read:

4 23.09 (19) (d) Grants under this subsection shall be for up to 50% of the cost
5 of ~~acquiring~~ acquisition costs of the land or the rights in land for the urban green
6 space. The local governmental unit is responsible for the remainder of the
7 acquisition ~~cost~~ costs.

8 **SECTION 661k.** 23.09 (19) (e) of the statutes is amended to read:

9 23.09 (19) (e) As part of its approval of a grant, the department shall specify
10 for which of the purposes listed in par. (c) the local governmental unit may use the
11 land or the rights in the land acquired with the grant. The local governmental unit
12 may not convert the land or the rights in the land acquired under this subsection to
13 a use that is inconsistent with the uses as approved by the department.

14 **SECTION 661L.** 23.09 (19) (f) of the statutes is renumbered 23.09 (19) (f) 1. and
15 amended to read:

16 23.09 (19) (f) 1. Title Except as provided in subd. 2., title to land or to rights in
17 land acquired under this subsection shall vest in the local governmental unit.

18 **SECTION 661m.** 23.09 (19) (f) 2. of the statutes is created to read:

19 23.09 (19) (f) 2. Land or rights in land acquired under this subsection by the
20 Kickapoo reserve management board shall vest in the state.

21 **SECTION 661n.** 23.09 (19) (h) of the statutes is amended to read:

22 23.09 (19) (h) The department may not approve a grant under this subsection
23 unless the urban green space is identified in any master plan that the local
24 governmental unit may have.

25 **SECTION 661o.** 23.09 (19) (j) of the statutes is amended to read:

1 23.09 (19) (j) Any ~~local~~ governmental unit that acquires an area for gardening
2 with a grant under this subsection may charge fees for use of the garden that are
3 sufficient to recover the costs of maintaining the area. The ~~local~~ governmental unit
4 may reduce or waive any fee charged based on the user's inability to pay.

5 **SECTION 661p.** 23.09 (19) (k) of the statutes is amended to read:

6 23.09 (19) (k) Except as provided in s. 23.0915 (2), the department may not
7 expend from the appropriation under s. 20.866 (2) (tz) more than \$750,000 in each
8 fiscal year for urban green space under this subsection and for grants for urban green
9 space under s. 23.096.

10 **SECTION 661q.** 23.09 (19) (L) of the statutes is created to read:

11 23.09 (19) (L) The department may not award a grant from the appropriation
12 under s. 20.866 (2) (tz) to the Kickapoo reserve management board.

13 **SECTION 661u.** 23.09 (20) (a) of the statutes is renumbered 23.09 (20) (am) and
14 amended to read:

15 23.09 (20) (am) Any ~~city, village, town or county~~ governmental unit may apply
16 for state aids for the acquisition and development of recreational lands and rights in
17 lands. State aids under this subsection that are expended from the appropriation
18 under s. 20.866 (2) (ta) may only be used for nature-based outdoor recreation. State
19 aids received by a municipality shall be used for the development of its park system
20 in accordance with priorities based on comprehensive plans submitted with the
21 application and consistent with the outdoor recreation program under s. 23.30. The
22 An application under this subsection shall be made in the manner the department
23 prescribes.

24 **SECTION 661v.** 23.09 (20) (ab) of the statutes is created to read:

25 23.09 (20) (ab) In this subsection:

1 1. “Governmental unit” means a municipality or the Kickapoo reserve
2 management board.

3 2. “Municipality” means a city, village, town or county.

4 3. “Nature-based outdoor recreation” has the meaning given by the
5 department by rule under s. 23.0917 (4) (f).

6 **SECTION 661w.** 23.09 (20) (b) of the statutes is amended to read:

7 23.09 (20) (b) State aid under this subsection is limited to no more than 50%
8 of the ~~cost of acquiring~~ acquisition costs and ~~developing~~ the development costs of
9 recreation lands and other outdoor recreation facilities. Costs associated with
10 operation and maintenance of parks and other outdoor recreational facilities
11 established under this subsection are not eligible for state aid. Administrative costs
12 of acquiring lands or land rights are not included in the “~~cost of land~~” acquisition
13 costs eligible for state aid under this subsection. Title to lands or rights in lands
14 acquired by a municipality under this subsection shall vest in the ~~local unit of~~
15 ~~government~~ municipality, but such land shall not be converted to uses inconsistent
16 with this subsection without prior approval of the state and proceeds from the sale
17 or other disposal of such lands shall be used to promote the objectives of this
18 subsection.

19 **SECTION 661x.** 23.09 (20) (d) of the statutes is amended to read:

20 23.09 (20) (d) Except as provided in s. 23.0915 (2), the department may not
21 expend from the appropriation under s. 20.866 (2) (tz) more than \$2,250,000 each
22 fiscal year for local park aids under this subsection and for grants for this purpose
23 under s. 23.096.

24 **SECTION 661y.** 23.09 (20) (e) of the statutes is created to read:

1 23.09 (20) (e) The department may not award state aid under this subsection
2 from the appropriation under s. 20.866 (2) (tz) to the Kickapoo reserve management
3 board.

4 **SECTION 661z.** 23.09 (20m) of the statutes is created to read:

5 **23.09 (20m) GRANTS FOR ACQUISITION OF DEVELOPMENT RIGHTS.** (a) In this
6 subsection:

7 1. “Governmental unit” means a city, village, town, county or the Kickapoo
8 reserve management board.

9 2. “Nature–based outdoor recreation” has the meaning given by the
10 department by rule under s. 23.0917 (4) (f).

11 3. “Nonprofit conservation organization” has the meaning given in s. 23.0955
12 (1).

13 (b) The department shall establish a program to award grants from the
14 appropriation under s. 20.866 (2) (ta) to governmental units and nonprofit
15 conservation organizations to acquire development rights in land for nature–based
16 outdoor recreation. The grants shall be limited to no more than 50% of the
17 acquisition costs of the development rights.

18 **SECTION 662p.** 23.09 (22) of the statutes is created to read:

19 **23.09 (22) INFORMATION TO BE INCLUDED IN GEOGRAPHIC INFORMATION SYSTEMS.**
20 The department shall include physical and chemical information about groundwater
21 and soil in its geographic information systems.

22 **SECTION 663b.** 23.0915 (1) (intro.) of the statutes is amended to read:

23 **23.0915 (1) DESIGNATED AMOUNTS.** (intro.) The legislature intends that the
24 department will expend the following designated amounts under the Warren
25 Knowles–Gaylord Nelson stewardship program from the appropriation under s.

1 20.866 (2) (tz) for the following purposes in each fiscal year, the expenditures
2 beginning with fiscal year 1990–91 and ending in fiscal year 1999–2000, except as
3 provided in pars. ~~(L), (Lg), (Lr), (m) and (n) sub. (2c):~~

4 **SECTION 663c.** 23.0915 (1) (L) of the statutes is repealed.

5 **SECTION 663d.** 23.0915 (1) (Lg) of the statutes is amended to read:

6 23.0915 (1) (Lg) Henry Hank Aaron State Park Trail, a total of \$290,000, to be
7 expended beginning in fiscal year 1997–98 and ending in fiscal year 1999–2000
8 \$1,360,000.

9 **SECTION 663e.** 23.0915 (1) (Lr) of the statutes is amended to read:

10 23.0915 (1) (Lr) Flambeau Mine Trail, a total of \$100,000, to be expended
11 beginning in fiscal year 1997–98 and ending in fiscal year 1999–2000.

12 **SECTION 663f.** 23.0915 (1) (m) of the statutes is amended to read:

13 23.0915 (1) (m) Horicon marsh Marsh interpretative center, a total of \$250,000,
14 to be expended beginning in fiscal year 1991–92 and ending in fiscal year 1999–2000.

15 **SECTION 663g.** 23.0915 (1) (n) of the statutes is amended to read:

16 23.0915 (1) (n) Crex Meadows Wildlife Area education center, a total of
17 \$250,000, to be expended beginning in fiscal year 1997–98 and ending in fiscal year
18 1999–2000.

19 **SECTION 663h.** 23.0915 (2) (a) of the statutes is amended to read:

20 23.0915 (2) (a) Beginning with fiscal year 1990–91, if the department expends
21 in a given fiscal year an amount from the moneys appropriated under s. 20.866 (2)
22 (tz) for a purpose under sub. (1) (a) or (c) to (k) that is less than the amount designated
23 for that purpose for that given fiscal year under sub. (1) (a) or (c) to (k), the
24 department may adjust the expenditure limit under the Warren Knowles–Gaylord
25 Nelson stewardship program for that purpose by raising the expenditure limit, as it

1 may have been previously adjusted under this paragraph and par. (b), for the next
2 fiscal year by the amount that equals the difference between the amount designated
3 for that purpose and the amount expended for that purpose in that given fiscal year.

4 **SECTION 663i.** 23.0915 (2) (b) of the statutes is amended to read:

5 23.0915 (2) (b) Beginning with fiscal year 1990–91, if the department expends
6 in a given fiscal year an amount from the moneys appropriated under s. 20.866 (2)
7 (tz) for a purpose under sub. (1) (a) or (c) to (k) that is more than the amount
8 designated for that purpose for that given fiscal year under sub. (1) (a) or (c) to (k),
9 the department shall adjust the expenditure limit under the Warren
10 Knowles–Gaylord Nelson stewardship program for that purpose by lowering the
11 expenditure limit, as it may have been previously adjusted under this paragraph and
12 par. (a), for the next fiscal year by an amount equal to the remainder calculated by
13 subtracting the amount designated for that purpose from the amount expended, as
14 it may be affected under par. (c) or (d), for that purpose in that given fiscal year.

15 **SECTION 663j.** 23.0915 (2) (e) of the statutes is created to read:

16 23.0915 (2) (e) Paragraphs (a) to (d) do not apply after June 30, 2000.

17 **SECTION 663k.** 23.0915 (2c) of the statutes is created to read:

18 23.0915 (2c) EXPENDITURES AFTER JULY 1, 1999. (a) In this subsection:

19 1. “Commit for expenditure” means to encumber, set aside or otherwise commit
20 or to expend without having previously encumbered or otherwise committed.

21 2. “Moneys available for expenditure” means moneys that have not been
22 committed for expenditure.

23 (b) If the amount of moneys available for expenditure for a purpose under sub.
24 (1) (a) to (n) on July 1, 2000, is greater than zero, the department may expend for that

1 purpose any portion of or all of the moneys available for expenditure in one or more
2 subsequent fiscal years.

3 (c) If the amount of moneys available for expenditure for a purpose under sub.
4 (1) (a) to (k) is not sufficient for a given project or activity and if the project or activity
5 is uniquely valuable in conserving the natural resources of the state, the department
6 may expend for that project or activity moneys that are designated for any of the
7 purposes under sub. (1) (a) to (k) in one or more subsequent years.

8 **SECTION 663L.** 23.0915 (2j) (a) of the statutes is amended to read:

9 23.0915 (2j) (a) From the moneys appropriated under s. 20.866 (2) (tz), before
10 ~~June 30, 2000,~~ the department shall expend \$100,000 for the Flambeau Mine Trail
11 and Rusk County visitor center.

12 **SECTION 663m.** 23.0915 (2m) (title) of the statutes is amended to read:

13 23.0915 (2m) (title) MONEYS FOR ~~HENRY HANK AARON STATE PARK~~ STATE TRAIL.

14 **SECTION 663n.** 23.0915 (2m) (a) of the statutes is amended to read:

15 23.0915 (2m) (a) From the moneys appropriated under s. 20.866 (2) (tz), the
16 department shall set aside ~~for the period of time specified in sub. (1) (L)~~ \$400,000 to
17 be used only for the development of a state park to be located in the Menomonee
18 valley in the city of Milwaukee and to be designated as the Henry Hank Aaron State
19 Park Trail.

20 **SECTION 663o.** 23.0915 (2m) (b) of the statutes is repealed.

21 **SECTION 663p.** 23.0915 (2m) (c) of the statutes is renumbered 23.0915 (2m) (g)
22 and amended to read:

23 23.0915 (2m) (g) None of the moneys set aside under ~~par. (a)~~ this subsection
24 may be expended for stadium parking or for any other purpose not directly related
25 to the development of the state park Hank Aaron State Trail.

1 **SECTION 663q.** 23.0915 (2m) (e) of the statutes is amended to read:

2 23.0915 **(2m)** (e) From the moneys appropriated under s. 20.866 (2) (tz), the
3 department shall set aside ~~for the period of time specified in sub. (1) (Lg)~~ \$290,000
4 for the Henry Hank Aaron State Park Trail ~~in the Henry Aaron State Park~~.

5 **SECTION 663r.** 23.0915 (2m) (f) of the statutes is created to read:

6 23.0915 **(2m)** (f) From the moneys appropriated under s. 20.866 (2) (tz), the
7 department shall set aside \$670,000 for the Hank Aaron State Trail. For purposes
8 of sub. (1) moneys expended under this paragraph shall be treated as follows:

9 1. As moneys expended for urban rivers, \$400,000.

10 2. As moneys expended for stream bank protection, \$200,000.

11 3. As moneys expended for urban green space, \$70,000.

12 **SECTION 663rm.** 23.0915 (2p) of the statutes is created to read:

13 23.0915 **(2p)** UPPER WHITING PARK. From the appropriation under s. 20.866 (2)
14 (tz), the department shall provide to the village of Whiting \$38,000 in fiscal year
15 1999–2000 for the development of Upper Whiting Park. Notwithstanding s. 23.09
16 (20) (b), the 50% matching requirement under s. 23.09 (20) (b) does not apply to the
17 state aid provided under this subsection. For purposes of sub. (1), moneys provided
18 under this subsection shall be treated as moneys for local park aids.

19 **SECTION 663s.** 23.0915 (3) (a) of the statutes is amended to read:

20 23.0915 **(3)** (a) From the moneys appropriated under s. 20.866 (2) (tz), the
21 department shall set aside during fiscal year 1991–92 ~~for the period of time specified~~
22 ~~in sub. (1) (m)~~ \$250,000 for a project to develop a vacant building to be used as an
23 interpretative and administrative center for the Horicon marsh Marsh area.
24 Expenditures under this paragraph shall be made in a manner that, for every \$3

1 received by the department from private grants, gifts or bequests for the project, \$1
2 will be expended from the moneys under this paragraph.

3 **SECTION 663t.** 23.0915 (3m) (a) of the statutes is amended to read:

4 23.0915 **(3m)** (a) From the moneys appropriated under s. 20.866 (2) (tz), the
5 department shall set aside during fiscal year 1997–98 ~~for the period of time specified~~
6 ~~in sub. (1) (n)~~ \$250,000 for a project to construct and equip a wildlife education center
7 for Crex Meadows Wildlife Area. Expenditures under this paragraph shall be made
8 in a manner that, for every \$3 received by the department from private grants, gifts
9 or bequests for the project, \$1 will be expended from the moneys under this
10 paragraph.

11 **SECTION 663u.** 23.0917 of the statutes is created to read:

12 **23.0917 Warren Knowles–Gaylord Nelson stewardship 2000 program.**

13 **(1) DEFINITIONS.** In this section:

14 (a) “Annual bonding authority” means the amount that may be obligated under
15 a subprogram for a fiscal year.

16 (b) “Baraboo Hills” means the area that is within the boundaries of Baraboo
17 Range National Natural Landmark.

18 (c) “Department land” means an area of land that is owned by the state, that
19 is under the jurisdiction of the department and that is used for one of the purposes
20 specified in s. 23.09 (2d).

21 (d) “Land” means land in fee simple, conservation easements, other easements
22 in land and development rights in land.

23 (e) “Obligate” means to encumber or otherwise commit or to expend without
24 having previously encumbered or otherwise committed.

1 (f) “Owner’s acquisition price” means the amount equal to the price the owner
2 paid for the land or if the owner acquired the land as a gift or devise, the amount equal
3 to the appraised value of the land at the time it was transferred to the owner.

4 (g) “Remaining bonding authority” means the amount of moneys that has not
5 been obligated.

6 **(2) ESTABLISHMENT.** (a) The department shall establish the following
7 subprograms for conservation and recreational purposes under the Warren
8 Knowles–Gaylord Nelson stewardship 2000 program:

9 1. A subprogram for land acquisition purposes.

10 2. A subprogram for property development and local assistance.

11 (b) No moneys may be obligated from the appropriation under s. 20.866 (2) (ta)
12 before July 1, 2000.

13 **(3) LAND ACQUISITION SUBPROGRAM.** (a) Beginning with fiscal year 2000–01 and
14 ending with fiscal year 2009–10, the department may obligate moneys under the
15 subprogram for land acquisition to acquire land for the purposes specified in s. 23.09
16 (2) (d) and grants for these purposes under s. 23.096.

17 (b) In obligating moneys under the subprogram for land acquisition, the
18 department shall set aside in each fiscal year \$3,000,000 that may be obligated only
19 for state trails and the ice age trail and for grants for the state trails and the ice age
20 trails under s. 23.096. The period of time during which the moneys shall be set aside
21 in each fiscal year shall begin on the July 1 of the fiscal year and end on the June 30
22 of the same fiscal year.

23 (c) In obligating moneys under the subprogram for land acquisition, the
24 department shall give priority to all of the following purposes and to awarding grants
25 under s. 23.096 for all the following purposes:

1 1. Acquisition of land that preserves or enhances the state’s water resources,
2 including land in and for the Lower Wisconsin State Riverway; land abutting wild
3 rivers designated under s. 30.26, wild lakes and land along the shores of the Great
4 Lakes.

5 2. Acquisition of land for the stream bank protection program under s. 23.094.

6 3. Acquisition of land for habitat areas and fisheries under s. 23.092.

7 4. Acquisition of land for natural areas under ss. 23.27 and 23.29.

8 5. Acquisition of land for bluff protection under s. 30.24.

9 6. Acquisition of land in the middle Kettle Moraine.

10 7. Acquisition of land in the Baraboo Hills for conservation purposes.

11 (d) Except as provided in sub. (5), the department may not obligate under the
12 subprogram for land acquisition more than \$31,000,000 in each fiscal year.

13 (e) For purposes of this subsection, the department by rule shall define “wild
14 lake”.

15 **(4) PROPERTY DEVELOPMENT AND LOCAL ASSISTANCE SUBPROGRAM.** (a) Beginning
16 with fiscal year 2000–01 and ending with fiscal year 2009–10, the department may
17 obligate moneys under the subprogram for property development and local
18 assistance. Moneys obligated under this subprogram may be only used for
19 nature–based outdoor recreation.

20 (b) The purposes for which moneys may be obligated for local assistance under
21 the subprogram for property development and local assistance are the following:

22 1. Grants for urban green space under ss. 23.09 (19) and 23.096.

23 2. Grants for local parks under ss. 23.09 (20) and 23.096.

24 3. Grants for acquisition of property development rights under ss. 23.09 (20m)
25 and 23.096.

1 4. Grants for urban rivers under ss. 23.096 and 30.277.

2 (c) The purposes for which moneys may be obligated for property development
3 under the subprogram for property development and local assistance are the
4 following:

5 1. Property development of department lands.

6 2. Property development on conservation easements adjacent to department
7 lands.

8 3. Grants under s. 23.098.

9 (d) In obligating moneys under the subprogram for property development and
10 local assistance, all of the following shall apply:

11 1. The department may obligate not more than \$9,400,000 in each fiscal year
12 under the subprogram except as provided in sub. (5).

13 2. The department may obligate not more than \$8,000,000 in each fiscal year
14 for local assistance.

15 3. The department shall obligate at least \$1,400,000 in each fiscal year for
16 property development.

17 (e) Under the subprogram for property development and local assistance, the
18 department shall give priority to funding for the establishment and development of
19 a state park which provides access to Lake Michigan in the city of Milwaukee.

20 (f) For purposes of this subsection, the department by rule shall define
21 “nature-based outdoor recreation”.

22 **(5) ADJUSTMENTS FOR SUBSEQUENT FISCAL YEARS.** (a) If for a given fiscal year the
23 department obligates an amount from the moneys appropriated under s. 20.866 (2)
24 (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding
25 authority for that subprogram for that given fiscal year, the department shall adjust

1 the annual bonding authority for that subprogram by raising the annual bonding
2 authority, as it may have been previously adjusted under this paragraph and par. (b),
3 for the next fiscal year by the amount that equals the difference between the amount
4 authorized for that subprogram and the obligated amount for that subprogram in
5 that given fiscal year.

6 (b) If for a given fiscal year the department obligates an amount from the
7 moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4)
8 that is more than the annual bonding authority for that subprogram for that given
9 fiscal year, the department shall adjust the annual bonding authority for that
10 subprogram by lowering the annual bonding authority, as it may have been
11 previously adjusted under this paragraph and par. (a), for the next fiscal year by an
12 amount equal to the remainder calculated by subtracting the amount authorized for
13 that subprogram from the obligated amount, as it may be affected under par. (c) or
14 (d), for that subprogram in that given fiscal year.

15 (c) The department may not obligate for a fiscal year an amount from the
16 moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub. (3) or (4)
17 that exceeds the amount equal to the annual bonding authority for that subprogram
18 as it may have been previously adjusted under pars. (a) and (b), except as provided
19 in par. (d).

20 (d) For a given fiscal year, in addition to obligating the amount of the annual
21 bonding authority for a subprogram under sub. (3) or (4), or the amount equal to the
22 annual bonding authority for that subprogram, as adjusted under pars. (a) and (b),
23 whichever amount is applicable, the department may also obligate for that
24 subprogram up to 100% of the annual bonding authority for that subprogram for that

1 given fiscal year for a project or activity if the natural resources board determines
2 that all of the following conditions apply:

3 1. That moneys appropriated for that subprogram to the department under s.
4 20.370 and the moneys appropriated for that subprogram under s. 20.866 (2) (ta), (tp)
5 to (tw), (ty) and (tz) do not provide sufficient funding for the project or activity.

6 2. That any land involved in the project or activity covers a large area or the
7 land is uniquely valuable in conserving the natural resources of the state.

8 3. That delaying or deferring all or part of the cost to a subsequent fiscal year
9 is not reasonably possible.

10 **(6) REVIEW BY JOINT COMMITTEE ON FINANCE.** The department may not obligate
11 from the appropriation under s. 20.866 (2) (ta) for a given project or activity more
12 than \$250,000 unless it first notifies the joint committee on finance in writing of the
13 proposal. If the cochairpersons of the committee do not notify the department within
14 14 working days after the date of the department's notification that the committee
15 has scheduled a meeting to review the proposal, the department may obligate the
16 moneys. If, within 14 working days after the date of the notification by the
17 department, the cochairpersons of the committee notify the department that the
18 committee has scheduled a meeting to review the proposal, the department may
19 obligate the moneys only upon approval of the committee.

20 **(7) CALCULATION OF GRANT AMOUNTS; APPRAISALS.** (a) Except as provided in pars.
21 (b) and (c), for purposes of calculating the acquisition costs for acquisition of land
22 under ss. 23.09 (19), (20) and (20m), 23.092 (4), 23.094 (3g), 23.096, 30.24 (4) and
23 30.277 from the appropriation under s. 20.866 (2) (ta), the acquisition costs shall
24 equal the sum of the land's current fair market value and other acquisition costs, as
25 determined by rule by the department.

1 (b) For land that has been owned by the current owner for less than one year,
2 the acquisition costs of the land shall equal the owner's acquisition price.

3 (c) For land that has been owned by the current owner for one year or more but
4 for less than 3 years, the acquisition costs of the land shall equal the sum of the
5 current owner's acquisition price and the annual adjustment increase.

6 (d) For purposes of par. (c), the annual adjustment increase shall be calculated
7 by multiplying the owner's acquisition price by 7.5% and by then multiplying that
8 product by one of the following numbers:

9 1. By one if the land has been owned by the current owner for one year or more
10 but for less than 2 years.

11 2. By 2 if the land has been owned by the current owner for 2 years or more but
12 for less than 3 years.

13 (e) For any land for which moneys are proposed to be obligated from the
14 appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to a
15 governmental unit under s. 23.09 (19), (20) or (20m) or 30.277 or to a nonprofit
16 conservation organization under s. 23.096, the governmental unit or nonprofit
17 conservation organization shall submit to the department two appraisals if the
18 department estimates that the fair market value of the land exceeds \$200,000.

19 **(8) PROHIBITIONS AND LIMITATIONS.** (a) The department may not obligate moneys
20 from the appropriation under s. 20.866 (2) (ta) for the acquisition of land for golf
21 courses or for the development of golf courses.

22 (b) The department may not obligate moneys from the appropriation under s.
23 20.866 (2) (ta) for the acquisition or development of land by a county or other local
24 governmental unit or political subdivision if the county, local governmental unit or
25 political subdivision acquires the land involved by condemnation.

1 (c) The department may not obligate moneys from the appropriation under s.
2 20.866 (2) (ta) for the acquisition by a city, village or town of land that is outside the
3 boundaries of the city, village or town unless the city, village or town acquiring the
4 land and the city, village or town in which the land is located approve the acquisition.

5 **(9) RULES ON LAND USE.** The department shall promulgate rules to provide
6 incentives under the Warren Knowles–Gaylord Nelson stewardship 2000 program
7 to local units of government that submit applications for funding from the
8 appropriation under s. 20.866 (2) (ta) for projects or activities that are consistent
9 with local or regional land use plans and with local zoning ordinances.

10 **(10) REPORT ON LAND PRICES.** Before January 1, 2005, the department shall
11 submit a report to the joint committee on finance and the governor that includes all
12 of the following:

13 (a) Information on how changes in the prices for land, between July 1, 2000,
14 and the date that the report is submitted, have affected the department's ability to
15 protect land for conservation purposes.

16 (b) A range of options to maintain or restore the financial ability to purchase
17 land under the Warren Knowles–Gaylord Nelson stewardship 2000 program.

18 **(11) REQUIREMENTS FOR SIGNS.** For any land which is acquired in whole or in part
19 with moneys obligated from the appropriations under s. 20.866 (2) (ta) or (tz) or both,
20 the department shall provide signs on the land stating that the land has been
21 acquired with stewardship funds. The signs shall be clearly visible to the public at
22 access points to the land or along highways or other transportation routes that
23 provide access to the land. If the land is open to the public, the sign shall so state and
24 shall state the purposes for which the land may be used by the public.

1 **(12)** EXPENDITURES AFTER JUNE 30, 2010. If the remaining bonding authority for
2 a subprogram under sub. (3) or (4) on June 30, 2010, is an amount greater than zero,
3 the department may expend any portion of this remaining bonding authority for that
4 subprogram in one or more subsequent fiscal years.

5 **SECTION 664.** 23.0918 of the statutes is created to read:

6 **23.0918 Natural resources land endowment fund. (1)** In this section,
7 “land” includes any buildings, facilities or other structures located on the land.

8 **(2)** Unless the natural resources board determines otherwise in a specific case,
9 only the income from the gifts, grants or bequests in the fund is available for
10 expenditure. The natural resources board may authorize expenditures only for
11 preserving, developing, managing or maintaining land under the jurisdiction of the
12 department that is used for any of the purposes specified in s. 23.09 (2) (d). In this
13 subsection, unless otherwise provided in a gift, grant or bequest, principal and
14 income are determined as provided under s. 701.20 (3).

15 **SECTION 664b.** 23.092 (4) of the statutes is amended to read:

16 **23.092 (4)** The department may share the costs of implementing land
17 management practices with landowners, or with nonprofit organizations that are
18 qualified to enhance wildlife-based recreation if these organizations have the
19 landowner’s permission to implement the practices. The department may share the
20 costs of acquiring easements for habitat areas with landowners or with these
21 nonprofit organizations. This subsection does not apply before July 1, 1990 If the
22 funding for cost-sharing under this subsection will be expended from the
23 appropriation under s. 20.866 (2) (ta), the amount expended for the cost-sharing may
24 not exceed 50% of the cost of the management practices or of the acquisition costs for
25 the easement.

1 **SECTION 664d.** 23.092 (5) (a) of the statutes is amended to read:

2 23.092 (5) (a) The department shall determine the value of land or an easement
3 donated to the department that is within a habitat area and is dedicated for purposes
4 of habitat protection, enhancement or restoration. For an easement, the valuation
5 shall be based on the extent to which the fair market value of the land is diminished
6 by the transfer. ~~Beginning on July 1, 1990, and except~~ Except as provided in par. (b),
7 an amount of money equal to the value of the donation shall be released from the
8 appropriation under s. 20.866 (2) (ta) or (tz) or both to be used for habitat protection,
9 enhancement or restoration activities for the same habitat area in which any
10 donation was made on or after August 9, 1989. The department shall determine how
11 the moneys being released are to be allocated from these appropriations.

12 **SECTION 664f.** 23.092 (5) (b) of the statutes is renumbered 23.092 (5) (b) 1. and
13 amended to read:

14 23.092 (5) (b) 1. If the moneys ~~to be released~~ allocated under par. (a) for release
15 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (a) will
16 exceed the expenditure limit under sub. (6) for a given fiscal year, as adjusted under
17 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
18 20.866 (2) (tz) the remaining amount available under the expenditure limit under
19 sub. (6), as adjusted under s. 23.0915 (2), for the given fiscal year and shall release
20 in each following fiscal year from the moneys appropriated under s. 20.866 (2) (tz)
21 an amount equal to the expenditure limit under sub. (6), as adjusted under s. 23.0915
22 (2), or equal to the amount still needed to match the donation, whichever is less, until
23 the entire amount necessary to match the donation is released. This subdivision does
24 not apply after June 30, 2000.

25 **SECTION 664h.** 23.092 (5) (b) 2. of the statutes is created to read:

1 23.092 (5) (b) 2. If the moneys allocated under par. (a) for release from the
2 appropriation under s. 20.866 (2) (ta) to match a donation under par. (a) will exceed
3 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
4 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
5 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
6 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
7 year and shall release in each following fiscal year from the moneys appropriated
8 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
9 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
10 donation, whichever is less, until the entire amount necessary to match the donation
11 is released.

12 **SECTION 664i.** 23.092 (6) of the statutes is amended to read:

13 23.092 (6) Except as provided in s. 23.0915 (2), the department may not expend
14 from the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 under this
15 section for fisheries, for habitat areas and for grants for this purpose under s. 23.096
16 in each fiscal year. Of this amount the department may not expend more than
17 \$75,000 for fisheries in each fiscal year.

18 **SECTION 664j.** 23.092 (6) of the statutes, as affected by 1999 Wisconsin Act
19 (this act), is repealed and recreated to read:

20 23.092 (6) Except as provided in s. 23.0915 (2), the department may not expend
21 from the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 under this
22 section for fisheries, for habitat areas and for grants for this purpose under s. 23.096
23 in each fiscal year.

24 **SECTION 665k.** 23.094 (3g) of the statutes is amended to read:

1 23.094 **(3g)** ACQUISITION BY POLITICAL SUBDIVISION. A political subdivision may
2 acquire by gift, devise or purchase land adjacent to a stream identified as a priority
3 stream under sub. (2) or acquire by gift, devise or purchase a permanent stream bank
4 easement from the owner of the land. The department may make grants from the
5 appropriation under s. 20.866 (2) (tz) to political subdivisions to purchase these lands
6 and easements. The department may make grants under s. 23.096 from the
7 appropriation under s. 20.866 (2) (ta) or (tz) or both. Whenever possible, the land or
8 easement shall include the land within at least 66 feet from either side of the stream.

9 **SECTION 665L.** 23.094 (3m) of the statutes is created to read:

10 23.094 **(3m)** LIMITS. A grant under sub (3g) may not exceed 50% of the
11 acquisition costs for the land or the easement.

12 **SECTION 665m.** 23.094 (4) (a) of the statutes is amended to read:

13 23.094 **(4)** (a) The department shall determine the value of land or an easement
14 donated to the department for purposes of this section and for stream bank
15 protection under s. 23.096. For an easement, the valuation shall be based on the
16 extent to which the fair market value of the land is diminished by the transfer.
17 ~~Beginning July 1, 1990, and except~~ Except as provided in par. (b), an amount of
18 money equal to the value of the donation shall be released from the appropriation
19 under s. 20.866 (2) (ta) or (tz) or both to be used to acquire easements and land under
20 this section and s. 23.096 for the same stream for which any donation was made on
21 or after August 9, 1989. The department shall determine how the moneys being
22 released are to be allocated from these appropriations.

23 **SECTION 665n.** 23.094 (4) (b) of the statutes is renumbered 23.094 (4) (b) 1. and
24 amended to read:

1 23.094 (4) (b) 1. If the moneys ~~to be released~~ allocated under par. (a) for release
2 from the appropriation under s. 20.866 (2) (tz) to match a donation under par. (a) will
3 exceed the expenditure limit under sub. (8) for a given fiscal year, as adjusted under
4 s. 23.0915 (2), the department shall release from the moneys appropriated under s.
5 20.866 (2) (tz) the remaining amount available under the expenditure limit under
6 sub. (8), as adjusted under s. 23.0915 (2), for the given fiscal year and shall release
7 in each following fiscal year from the moneys appropriated under s. 20.866 (2) (tz)
8 an amount equal to the expenditure limit under sub. (8), as adjusted under s. 23.0915
9 (2), or equal to the amount still needed to match the donation, whichever is less, until
10 the entire amount necessary to match the donation is released. This subdivision does
11 not apply after June 30, 2000.

12 **SECTION 665o.** 23.094 (4) (b) 2. of the statutes is created to read:

13 23.094 (4) (b) 2. If the moneys allocated under par. (a) for release from the
14 appropriation under s. 20.866 (2) (ta) to match a donation under par. (a) will exceed
15 the annual bonding authority for the subprogram under s. 23.0917 (3) for a given
16 fiscal year, as adjusted under s. 23.0917 (5), the department shall release from the
17 moneys appropriated under s. 20.866 (2) (ta) the remaining amount available under
18 that annual bonding authority, as adjusted under s. 23.0917 (5), for the given fiscal
19 year and shall release in each following fiscal year from the moneys appropriated
20 under s. 20.866 (2) (ta) an amount equal to that annual bonding authority, as
21 adjusted under s. 23.0917 (5), or equal to the amount still needed to match the
22 donation, whichever is less, until the entire amount necessary to match the donation
23 is released.

24 **SECTION 665p.** 23.094 (8) of the statutes is amended to read:

1 23.094 (8) APPROPRIATION. ~~The costs of acquiring easements and land under~~
2 ~~this section or s. 23.096 shall be paid from the appropriation under s. 20.866 (2) (tz).~~
3 Except as provided in s. 23.0915 (2), the department may not expend from the
4 appropriation under s. 20.866 (2) (tz) more than \$1,000,000 for fisheries, for the
5 acquisition of land and easements by the department under this section, for grants
6 under sub. (3g) and for grants for this purpose under s. 23.096 in each fiscal year.
7 Of this amount, the department may not expend more than \$300,000 in each fiscal
8 year for grants under sub. (3g) to cities, villages, towns and counties.

9 **SECTION 665q.** 23.094 (8) of the statutes, as affected by 1999 Wisconsin Act ...
10 (this act), is repealed and recreated to read:

11 23.094 (8) APPROPRIATION. Except as provided in s. 23.0915 (2), the department
12 may not expend from the appropriation under s. 20.866 (2) (tz) more than \$1,000,000
13 for fisheries, for the acquisition of land and easements by the department under this
14 section, for grants under sub. (3g) and for grants for this purpose under s. 23.096 in
15 each fiscal year.

16 **SECTION 665r.** 23.0955 (1) of the statutes is amended to read:

17 23.0955 (1) In this section ~~and s. 23.096~~, “nonprofit conservation organization”
18 means a nonprofit corporation, a charitable trust or other nonprofit association
19 whose purposes include the acquisition of property for conservation purposes and
20 that is described in section 501 (c) (3) of the internal revenue code and is exempt from
21 federal income tax under section 501 (a) of the internal revenue code.

22 **SECTION 665rm.** 23.0957 of the statutes is created to read:

23 **23.0957 Annual grants to a nonstock, nonprofit corporation; urban**
24 **land conservation. (1)** In this section:

25 (a) “Local governmental unit” has the meaning given in s. 23.09 (19) (a) 2.

1 (b) “Interested group” means a community group, nonprofit organization or
2 local governmental unit that is interested in acquiring urban land for urban forestry
3 protection, water resource management, conservation, recreation or other urban
4 open space purposes.

5 (2) The department shall provide one grant of \$75,000 in each fiscal year,
6 beginning with fiscal year 1999–2000, to a nonstock, nonprofit corporation that
7 meets all of the following requirements:

8 (a) The corporation is organized in this state.

9 (b) The corporation is described under section 501 (c) (3) or (4) of the Internal
10 Revenue Code and exempt from taxation under section 501 (a) of the Internal
11 Revenue Code.

12 (c) The corporation has a board of directors or an advisory council or both with
13 members who represent one or more urban or urbanizing areas and who collectively
14 have an interest or expertise in all of the following:

15 1. Nonprofit organizations.

16 2. Business.

17 3. Social services.

18 4. Land development.

19 5. Architecture.

20 6. Landscape architecture.

21 7. Conservation.

22 (d) The corporation contributes \$25,000 in funds annually to be used with the
23 grant under this subsection.

1 **(3)** A corporation receiving a grant under sub. (2) may use the grant for urban
2 forest protection, water resource enhancement or other urban open space objectives
3 and shall do all of the following with the grant:

4 (a) Provide to interested groups technical assistance, especially in the areas of
5 urban open space real estate transactions, reclaiming and restoring the natural
6 values of urban parks, urban forests and open space areas, designing and
7 constructing amenities in open space areas, cultivating citizen participation in
8 acquiring, developing and maintaining open space areas and securing public
9 financing for open space areas.

10 (b) Conduct conferences on the topics listed in par. (a).

11 (c) Assist community groups, nonprofit organizations and local governmental
12 units in acquiring urban property for open space purposes and in restoring urban
13 property acquired for conservation, recreation and other open space purposes.

14 (d) For each fiscal year, prepare a report detailing the activities for which a
15 grant under sub. (2) is expended. Copies of the report shall be submitted to the
16 department and to the appropriate standing committees of the legislature, as
17 determined by the speaker of the assembly or the president of the senate.

18 **(4)** A corporation receiving a grant under sub. (2) may acquire urban property
19 for conservation, recreation and other open space purposes.

20 **SECTION 665s.** 23.096 (1) of the statutes is renumbered 23.096 (1) (intro.) and
21 amended to read:

22 23.096 **(1)** (intro.) In this section, “property”:

23 **(b)** “Property” means land or an interest in land.

24 **SECTION 665t.** 23.096 (1) (ag) of the statutes is created to read:

1 23.096 (1) (ag) “Nonprofit conservation organization” has the meaning given
2 in s. 23.0955 (1).

3 **SECTION 665u.** 23.096 (2) of the statutes is renumbered 23.096 (2) (a) and
4 amended to read:

5 23.096 (2) (a) The department may award grants from the appropriation under
6 s. 20.866 (2) (ta) or (tz) to nonprofit conservation organizations to acquire property
7 for all of the purposes described in ss. 23.09 (2) (d) 1. to 7., 9., 11., 12. and 15., (19)
8 and, (20) and (20m), 23.092, 23.094, 23.17, 23.175, 23.27, 23.29, 23.293, 30.24 and
9 30.277 (2) (a).

10 **SECTION 665v.** 23.096 (2) (b) of the statutes is created to read:

11 23.096 (2) (b) A grant awarded under this section may not exceed 50% of the
12 acquisition costs of the property.

13 **SECTION 665w.** 23.098 (1) (c) of the statutes is created to read:

14 23.098 (1) (c) “Nonprofit conservation organization” has the meaning given in
15 s. 23.0955 (1).

16 **SECTION 665x.** 23.098 (2) of the statutes is amended to read:

17 23.098 (2) The department shall establish a program to expend make grants
18 from the appropriation appropriations under s. 20.866 (2) (ta) and (tz) moneys for
19 grants to friends groups and nonprofit conservation organizations for projects for
20 property development activities on department properties. The department may not
21 encumber more than \$200,000 \$250,000 in each fiscal year for these grants.

22 **SECTION 665y.** 23.098 (4) (am) of the statutes is created to read:

23 23.098 (4) (am) In awarding grants under this section for eligible projects, the
24 department shall establish a system under which the grants are offered to eligible
25 friends groups before being offered to eligible nonprofit conservation organizations.

1 **SECTION 665z.** 23.098 (5) of the statutes is amended to read:

2 23.098 (5) Each friends group and nonprofit conservation organization
3 receiving a grant under this section shall provide matching funds that are equal to
4 at least 50% of the estimated cost of the project for which a grant is being provided.

5 **SECTION 671b.** 23.175 (3) (b) (intro.) of the statutes is amended to read:

6 23.175 (3) (b) (intro.) ~~Beginning July 1, 1990, expend~~ Expend an amount from
7 the appropriation under s. 20.866 (2) (ta) or (tz) or both that equals any of the
8 following:

9 **SECTION 671d.** 23.175 (3m) of the statutes is created to read:

10 23.175 (3m) ALLOCATION BETWEEN APPROPRIATIONS. For purposes of sub. (3) (b),
11 the department shall determine how the moneys being expended are to be allocated
12 from the appropriations under s. 20.866 (2) (ta) and (tz). The department may not
13 allocate or expend any moneys from the appropriation under s. 20.866 (2) (ta) before
14 July 1, 2000.

15 **SECTION 671e.** 23.175 (4) of the statutes is amended to read:

16 23.175 (4) LIMITS ON SPENDING. Except as provided in s. 23.0915 (2), the
17 department may not expend from the appropriation under s. 20.866 (2) (tz) more
18 than \$1,000,000 under this section for trails and for grants for this purpose under
19 s. 23.096 in each fiscal year. Of this amount, the department may not expend from
20 the appropriation under s. 20.866 (2) (tz) more than \$500,000 under sub. (3) (b) in
21 each fiscal year.

22 **SECTION 671g.** 23.175 (4) of the statutes, as affected by 1999 Wisconsin Act
23 (this act), is repealed and recreated to read:

24 23.175 (4) LIMIT ON SPENDING. Except as provided in s. 23.0915 (2), the
25 department may not expend from the appropriation under s. 20.866 (2) (tz) more

1 than \$1,000,000 under this section for trails and for grants for this purpose under
2 s. 23.096 in each fiscal year.

3 **SECTION 671h.** 23.192 of the statutes is created to read:

4 **23.192 Mead Wildlife Area public interpretive center.** From the
5 appropriation under s. 20.866 (2) (tr), the department shall provide not more than
6 \$112,000 for a public interpretive center at the Mead Wildlife Area in Portage,
7 Marathon and Wood counties. Expenditures under this section shall be made in a
8 manner that, for every \$2 received by the department from private grants, gifts or
9 bequests for the project, \$3 will be expended from the moneys under this section.

10 **SECTION 671m.** 23.197 of the statutes is created to read:

11 **23.197 Warren Knowles–Gaylord Nelson stewardship programs;**
12 **specific projects or activities. (1) ROOT RIVER; MULTIPURPOSE PATHWAY.** (a) From
13 the appropriation under s. 20.866 (2) (ta) or (tz) or both, the department shall provide
14 funding to the city of Racine for a multipurpose pathway along the Root River. The
15 amount provided by the department may not exceed the amount that equals the
16 matching contribution for the pathway made by the city of Racine or \$500,000,
17 whichever is less.

18 (b) The department shall determine how the moneys being provided under par.
19 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For
20 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
21 (2) (tz) shall be treated as moneys expended for any of the purposes specified under
22 s. 23.0915 (1) (a) to (k) or any combination of those purposes. For purposes of s.
23 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
24 treated as moneys obligated from either or both of the subprograms under s. 23.0917
25 (3) and (4).

1 **(2) ROCK RIVER; RIVER WALL.** (a) From the appropriation under s. 20.866 (2) (ta)
2 or (tz) or both, the department shall provide funding to the city of Fort Atkinson for
3 the restoration of a river wall along the Rock River. The amount provided by the
4 department may not exceed the amount that equals the matching contribution made
5 for the river wall by the city of Fort Atkinson or \$96,500, whichever is less. The
6 requirements for matching contributions under s. 30.277 (5) shall apply.

7 (b) The department shall determine how the moneys being provided under par.
8 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For
9 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
10 (2) (tz) shall be treated as moneys expended for urban river grants. For purposes of
11 s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
12 treated as moneys obligated under the subprogram for property development and
13 local assistance.

14 **(3) KEYES LAKE; RECREATIONAL AREA.** (a) From the appropriation under s. 20.866
15 (2) (ta) or (tz) or both, the department shall provide the amount necessary for the
16 development of a recreational area on Keyes Lake in Florence County, but the
17 amount may not exceed \$100,000.

18 (b) The department shall determine how the moneys being provided under par.
19 (a) will be allocated between the appropriations under s. 20.866 (2) (ta) and (tz). For
20 purposes of s. 23.0915 (1), moneys provided from the appropriation under s. 20.866
21 (2) (tz) shall be treated as moneys expended for any of the purposes specified under
22 s. 23.0915 (1) (a) to (k) or any combination of those purposes. For purposes of s.
23 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be
24 treated as moneys obligated from either or both of the subprograms under s. 23.0917
25 (3) and (4).

1 **(4)** GRANT FOR LAND ACQUISITION AND HABITAT RESTORATION. (a) In this
2 subsection:

3 1. “Nonprofit organization” means a nonprofit corporation, a charitable trust
4 or other nonprofit association that is described in section 501 (c) (3) of the Internal
5 Revenue Code and is exempt from federal income tax under section 501 (a) of the
6 Internal Revenue Code.

7 2. “Land” has the meaning given in s. 23.0917 (1) (d).

8 (b) From the appropriation under s. 20.866 (2) (ta), the department may award
9 a single grant of \$20,000 to an organization that is not a nonprofit organization but
10 that has entered into an agreement with a nonprofit organization in order to apply
11 for the grant. The grant may be used for land acquisition for conservation or
12 recreation purposes or for habitat restoration or both. For purposes of s. 23.0917,
13 moneys obligated for this grant shall be treated as moneys obligated under the
14 subprogram for land acquisition.

15 (c) In order to receive the grant under this section, the nonprofit organization
16 and the other organization who are parties to the agreement specified under par. (b)
17 shall enter into a contract with the department that contains conditions imposed by
18 the department on the use of the grant, on any land acquired with moneys from the
19 grant and on any transfer to a 3rd party of any such acquired land.

20 (d) Title to the land acquired with moneys from the grant under this section
21 shall vest in the nonprofit organization. If the nonprofit organization or the other
22 organization violates any essential provision of the contract entered into under par.
23 (c), title to the land shall vest in the state.

24 **SECTION 671n.** 23.22 of the statutes is created to read:

1 **23.22 MacKenzie environmental center staffing.** The department shall
2 maintain a staffing level for the performance of facilities repair work functions at the
3 MacKenzie environmental center in Poynette that is at least 1.0 position greater
4 than the level that existed on April 29, 1999.

5 **SECTION 671p.** 23.27 (4) of the statutes is amended to read:

6 **23.27 (4) NATURAL AREAS LAND ACQUISITION; CONTINUING COMMITMENT.** It is the
7 intent of the legislature to continue natural areas land acquisition activities from
8 moneys available from the ~~appropriation~~ appropriations under ss. 20.370 (7) (fa) and
9 20.866 (2) (ta), (ts) and (tz). This commitment is separate from and in addition to the
10 commitment to acquire natural areas under the Wisconsin natural areas heritage
11 program. Except as provided in s. 23.0915 (2), the department may not expend from
12 the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 in each fiscal year
13 for natural areas land acquisition activities under this subsection and for grants for
14 this purpose under s. 23.096.

15 **SECTION 672d.** 23.27 (5) of the statutes is amended to read:

16 **23.27 (5) NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN**
17 **NATURAL AREAS HERITAGE PROGRAM.** It is the intent of the legislature to initiate
18 additional natural areas land acquisition activities with moneys available from the
19 appropriations under ss. 20.370 (1) (mg) and 20.866 (2) (ta), (tt) and (tz) under the
20 Wisconsin natural areas heritage program. This commitment is separate from and
21 in addition to the continuing commitment under sub. (4). Moneys available from the
22 appropriations under ss. 20.370 (1) (mg) and 20.866 (2) (ta), (tt) and (tz) under the
23 Wisconsin natural areas heritage program may not be used to acquire land through
24 condemnation. The department may not acquire land under this subsection unless
25 the land is suitable for dedication under the Wisconsin natural areas heritage

1 program and upon purchase or as soon after purchase as practicable the department
2 shall take all necessary action to dedicate the land under the Wisconsin natural
3 areas heritage program. Except as provided in s. 23.0915 (2), the department may
4 not expend from the appropriation under s. 20.866 (2) (tz) more than \$500,000 in
5 each fiscal year for natural areas land acquisition activities under this subsection
6 and for grants for this purpose under s. 23.096.

7 **SECTION 672f.** 23.29 (2) of the statutes is amended to read:

8 23.29 (2) CONTRIBUTIONS; STATE MATCH. The department may accept
9 contributions and gifts for the Wisconsin natural areas heritage program. The
10 department shall convert donations of land which it determines, with the advice of
11 the council, are not appropriate for the Wisconsin natural areas heritage program
12 into cash. The department shall convert other noncash contributions into cash.
13 These moneys shall be deposited in the general fund and credited to the
14 appropriation under s. 20.370 (1) (mg). These moneys shall be matched by an equal
15 amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or both
16 from any combination of these appropriations to be used for natural areas land
17 acquisition activities under s. 23.27 (5). The department shall determine how the
18 moneys being released are to be allocated from these appropriations. ~~No moneys may~~
19 ~~be released under s. 20.866 (2) (tz) before July 1, 1990.~~

20 **SECTION 672g.** 23.29 (3) of the statutes is amended to read:

21 23.29 (3) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
22 determine the value of land accepted for dedication under the Wisconsin natural
23 areas heritage program. If the land dedication involves the transfer of the title in
24 fee simple absolute or other arrangement for the transfer of all interest in the land
25 to the state, the valuation shall be based on the fair market value of the land prior

1 to the transfer. If the land dedication involves the transfer of a partial interest in
2 land to the state, the valuation shall be based on the extent to which the fair market
3 value of the land is diminished by that transfer and the associated articles of
4 dedication. If the land dedication involves a sale of land to the department at less
5 than the fair market value, the valuation of the dedication shall be based on the
6 difference between the purchase price and the fair market value. An amount equal
7 to the value of land accepted for dedication under the Wisconsin natural areas
8 heritage program shall be released from the appropriation under s. 20.866 (2) (ta),
9 (tt) or (tz) or ~~both~~ from any combination of these appropriations to be used for natural
10 areas land acquisition activities under s. 23.27 (5). This subsection does not apply
11 to dedications of land under the ownership of the state. The department shall
12 determine how the moneys being released are to be allocated from these
13 appropriations. ~~No moneys may be released under s. 20.866 (2) (tz) before July 1,~~
14 ~~1990.~~

15 **SECTION 672j.** 23.293 (4) of the statutes is amended to read:

16 23.293 (4) CONTRIBUTIONS AND GIFTS; STATE MATCH. The department may accept
17 contributions and gifts for the ice age trail program. The department may convert
18 gifts of land which it determines are not appropriate for the ice age trail program into
19 cash. The department may convert other noncash contributions and gifts into cash.
20 These moneys shall be deposited in the general fund and credited to the
21 appropriation under s. 20.370 (7) (gg). An amount equal to the value of all
22 contributions and gifts shall be released from the appropriation under s. 20.866 (2)
23 (ta), (tw) or (tz) or ~~both~~ from any combination of these appropriations to be used for
24 land acquisition and development activities under s. 23.17. The department shall
25 determine how the moneys being released are to be allocated from these

1 appropriations. ~~No moneys may be released under s. 20.866 (2) (tz) before July 1,~~
2 ~~1990.~~

3 **SECTION 672k.** 23.293 (5) of the statutes is amended to read:

4 **23.293 (5) LAND DEDICATIONS; VALUATION; STATE MATCH.** The department shall
5 determine the value of land accepted for dedication under the ice age trail program.
6 If the land dedication involves the transfer of the title in fee simple absolute or other
7 arrangement for the transfer of all interest in the land to the state, the valuation of
8 the land shall be based on the fair market value of the land before the transfer. If
9 the land dedication involves the transfer of a partial interest in land to the state, the
10 valuation of the land shall be based on the extent to which the fair market value of
11 the land is diminished by that transfer and the associated articles of dedication. If
12 the land dedication involves a sale of land to the department at less than the fair
13 market value, the valuation of the land shall be based on the difference between the
14 purchase price and the fair market value. An amount equal to the valuation of the
15 land accepted for dedication under the ice age trail program shall be released from
16 the appropriation under s. 20.866 (2) (ta), (tw) or (tz) or both from any combination
17 of these appropriations to be used for ice age trail acquisition activities under s.
18 23.17. The department shall determine how the moneys being released are to be
19 allocated from these appropriations. ~~No moneys may be released under s. 20.866 (2)~~
20 ~~(tz) before July 1, 1990.~~ This subsection does not apply to dedications of land under
21 the ownership of the state.

22 **SECTION 672m.** 23.295 of the statutes is created to read:

23 **23.295 Ice age trail area grants. (1)** In this section:

24 (a) “Ice age trail area” means the trail designated under s. 23.17 (2).

1 (b) “Local governmental unit” means a political subdivision of this state, a
2 special purpose district in this state, an instrumentality or corporation of the
3 political subdivision or special purpose district or a combination or subunit of any of
4 the foregoing.

5 (2) The department shall provide one grant of \$75,000 in each fiscal year,
6 beginning with fiscal year 1999–2000, to a nonstock, nonprofit corporation that
7 meets all of the following requirements:

8 (a) The corporation is organized in this state.

9 (b) The corporation is described under section 501 (c) (3) or (4) of the Internal
10 Revenue Code and exempt from taxation under section 501 (a) of the Internal
11 Revenue Code.

12 (c) The corporation has a board of directors or an advisory council or both whose
13 members represent different geographic areas of the ice age trail area, and at least
14 one–third of whom are current or former ice age trail volunteers.

15 (d) The board of directors or an advisory council of the corporation or both
16 collectively have an interest or expertise in all of the following:

17 1. Recruiting and training volunteers.

18 2. Land conservation.

19 3. Trails and outdoor recreation.

20 4. Tourism.

21 5. This state’s glacial geology.

22 6. This state’s cultural history.

23 (e) The corporation contributes \$25,000 in funds annually to be used with the
24 grant under this section.

1 **(3)** A corporation receiving a grant under sub. (2) may use the grant for
2 activities related to the development, maintenance, protection and promotion of the
3 ice age trail area and shall do all of the following with the grant:

4 (a) Support the work of volunteers who develop, maintain and promote the ice
5 age trail area.

6 (b) Build partnerships for the ice age trail area with local governmental units
7 and nonprofit organizations.

8 (c) Promote the protection of a corridor for the ice age trail area by providing
9 information about acquiring land, or an interest in land, in that corridor.

10 (d) Strengthen community support for the ice age trail area by recruiting and
11 training volunteers and by coordinating the activities of interest groups.

12 (e) Promote tourism in the ice age trail area.

13 (f) For each fiscal year, prepare a report detailing the activities for which a
14 grant under sub. (2) is expended. Copies of the report shall be submitted to the
15 department and to the appropriate standing committees of the legislature, as
16 determined by the speaker of the assembly or the president of the senate.

17 **SECTION 673.** 23.322 of the statutes is created to read:

18 **23.322 Fees for computer accessible water resource management**
19 **information.** The department may charge a fee for providing any information that
20 that it maintains in a format that may be accessed by computer concerning the
21 waters of this state, including maps and other water resource management
22 information.

23 **SECTION 674.** 23.33 (1) (g) of the statutes is created to read:

1 23.33 (1) (g) “Expedited service” means the process under which a person is
2 able to renew an all-terrain vehicle registration certificate in person and with only
3 one appearance at the site where certificates are renewed.

4 **SECTION 675.** 23.33 (2) (i) of the statutes is created to read:

5 23.33 (2) (i) *Registration; appointment of agents.* For the issuance of
6 all-terrain vehicle registration certificates, the department may do any of the
7 following:

8 1. Directly issue the certificates.

9 2. Appoint, as an agent of the department, the clerk of one or more counties to
10 issue the certificates.

11 3. Appoint persons who are not employes of the department to issue the
12 certificates as agents of the department.

13 **SECTION 676.** 23.33 (2) (j) of the statutes is created to read:

14 23.33 (2) (j) *Duplicates.* For purposes of pars. (i) to (o), the issuance of a
15 duplicate of an all-terrain vehicle registration certificate shall be considered the
16 same as the issuance of an original certificate.

17 **SECTION 677.** 23.33 (2) (k) of the statutes is created to read:

18 23.33 (2) (k) *Registration; agent activities.* 1. The clerk of any county appointed
19 under par. (i) 2. or (m) may accept the appointment.

20 2. The department may promulgate rules regulating the activities of persons
21 appointed under pars. (i) and (m).

22 **SECTION 678.** 23.33 (2) (L) of the statutes is created to read:

23 23.33 (2) (L) *Registration; issuing fees.* An agent appointed under par. (i) 2. or
24 3. shall collect an issuing fee of \$3 for each all-terrain vehicle registration certificate

1 that the agent issues. The agent shall remit to the department \$2 of each issuing fee
2 collected.

3 **SECTION 679.** 23.33 (2) (m) of the statutes is created to read:

4 23.33 (2) (m) *Renewals; agents.* For the renewal of all-terrain vehicle
5 registration certificates for public use or the renewal of commercial all-terrain
6 vehicle registration certificates, the department may renew the certificates directly
7 or may appoint agents in the manner specified in par. (i) 2. or 3. The department may
8 establish an expedited service to be provided by the department and these agents to
9 renew these types of all-terrain vehicle registration certificates.

10 **SECTION 680.** 23.33 (2) (n) of the statutes is created to read:

11 23.33 (2) (n) *Renewals; fees.* In addition to the renewal fee under par. (c), (d)
12 or (dm), the department may authorize that a supplemental renewal fee of \$3 be
13 collected for the renewal of all-terrain vehicle registration certificates that are
14 renewed in any of the following manners:

- 15 1. By agents appointed under par. (m).
- 16 2. By the department using the expedited service.

17 **SECTION 681.** 23.33 (2) (o) of the statutes is created to read:

18 23.33 (2) (o) *Renewals; remittal of fees.* An agent appointed under par. (m) shall
19 remit to the department \$2 of each \$3 fee collected under par. (n). Any fees remitted
20 to or collected by the department under par. (L) or (n) shall be credited to the
21 appropriation account under s. 20.370 (9) (hu).

22 **SECTION 682.** 23.33 (5) (d) of the statutes is amended to read:

23 23.33 (5) (d) *Safety certification program established.* The department shall
24 establish or supervise the establishment of ~~programs~~ a program of instruction on
25 all-terrain vehicle laws, including the intoxicated operation of an all-terrain vehicle

1 law, regulations, safety and related subjects. The department ~~may charge or~~
2 ~~authorize~~ shall establish by rule an instruction fee for this program. An instructor
3 conducting the program of instruction under this paragraph shall collect the fee from
4 each person who receives instruction. The department may determine the portion
5 of this fee, which may not exceed 50%, that the instructor may retain to defray
6 expenses incurred by the instructor in conducting the program. The instructor shall
7 remit the remainder of the fee or, if nothing is retained, the entire fee to the
8 department.

9 **SECTION 684g.** 23.43 of the statutes is created to read:

10 **23.43 Watershed management center.** From the appropriation under s.
11 20.370 (4) (aq), the department shall annually provide to the board of regents of the
12 University of Wisconsin System \$150,000 to establish and operate the watershed
13 management center under s. 36.25 (29g).

14 **SECTION 684m.** 23.47 of the statutes is created to read:

15 **23.47 Payments for department of tourism programs and activities.**
16 The department of natural resources may not expend any moneys appropriated to
17 the department of natural resources under s. 20.370 to pay, in whole or in part, for
18 a program operated, or an activity conducted, by the department of tourism.

19 **SECTION 685.** 23.50 (1) of the statutes is amended to read:

20 **23.50 (1)** The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
21 court to recover forfeitures, penalty assessments, jail assessments, applicable
22 weapons assessments, applicable environmental assessments, applicable wild
23 animal protection assessments, applicable natural resources assessments,
24 applicable fishing shelter removal assessments, applicable snowmobile registration
25 restitution payments and applicable natural resources restitution payments for

1 violations of ss. 77.09, 134.60, 167.10 (3), 167.31 (2), 281.48 (2) to (5), 283.33, 285.57
2 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81 and 299.64 (2), subch. VI of ch.
3 77, this chapter and chs. 26 to 31 and of ch. 350, and any administrative rules
4 promulgated thereunder, violations specified under s. 285.86, violations of rules of
5 the Kickapoo reserve management board under s. 41.41 (7) (k) or violations of local
6 ordinances enacted by any local authority in accordance with s. 23.33 (11) (am) or
7 30.77.

8 **SECTION 686.** 23.51 (6) of the statutes is amended to read:

9 23.51 (6) “Penalty assessment” means the penalty assessment imposed by s.
10 ~~165.87~~ 757.05.

11 **SECTION 687.** 23.65 (1) of the statutes is amended to read:

12 23.65 (1) When it appears to the district attorney that a violation of s. 134.60,
13 281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81
14 or 299.64 (2), this chapter or ch. 26, 27, 28, 29, 30, 31 or 350, or any administrative
15 rule promulgated pursuant thereto, or a violation specified under s. 285.86 has been
16 committed the district attorney may proceed by complaint and summons.

17 **SECTION 688.** 23.65 (3) of the statutes is amended to read:

18 23.65 (3) If a district attorney refuses or is unavailable to issue a complaint,
19 a circuit judge, after conducting a hearing, may permit the filing of a complaint if he
20 or she finds there is probable cause to believe that the person charged has committed
21 a violation of s. 287.07, 287.08 or 287.81, this chapter or ch. 26, 27, 28, 29, 30, 31 or
22 350 or a violation specified under s. 285.86. The district attorney shall be informed
23 of the hearing and may attend.

24 **SECTION 689.** 24.04 (2) of the statutes is amended to read:

1 24.04 (2) DISBURSEMENTS. All expenses necessarily incurred in caring for and
2 selling public lands shall be deducted from the gross receipts of the fund to which the
3 proceeds of the sale of the land will be added. Expenses necessarily incurred in
4 caring for public lands may include expenses for reforestation, erosion and insect
5 control, submerged log monitoring, surveys, appraisals, soil surveys and soil
6 mapping activities and other land management practices that serve to protect or
7 enhance the interests of the beneficiaries of the trust funds.

8 **SECTION 690.** 24.63 (4) of the statutes is amended to read:

9 24.63 (4) REPAYMENT BEFORE DUE DATE PERMITTED. Any borrower after March 15
10 and prior to August 1 of any year may repay one or more instalments of a state trust
11 fund loan in advance of the due date, and all interest upon such advance payment
12 shall thereupon terminate. The board may charge a borrower who repays one or
13 more instalments of a loan a fee to cover any administrative costs incurred by the
14 board in originating and servicing the loan.

15 **SECTION 691.** 24.64 of the statutes is created to read:

16 **24.64 Reimbursements for certain administrative services.** The board
17 shall reimburse the department of administration, from the appropriation account
18 under s. 20.507 (1) (h), for the costs of administrative services provided by the
19 department of administration and other state agencies to the board.

20 **SECTION 694b.** 24.78 of the statutes is amended to read:

21 **24.78 Distribution of the common school fund income.** Under article X,
22 section 5, of the constitution the common school fund income shall be distributed to
23 the school districts among the several towns, villages and cities of the state for the
24 support of common schools therein, as provided in ~~ss. 44.72 (2) (a) and s. 43.70.~~

25 **SECTION 694c.** 25.156 (2) of the statutes is amended to read:

1 25.156 (2) The investment board shall employ an executive director, who shall
2 serve outside the classified service. The executive director shall be qualified by
3 training and prior experience to manage, administer and direct the investment of
4 funds. The investment board shall fix the compensation of the executive director,
5 ~~and may award bonus compensation as authorized under sub. (6).~~

6 **SECTION 694g.** 25.156 (6) of the statutes is repealed.

7 **SECTION 694n.** 25.156 (7) of the statutes is repealed.

8 **SECTION 694r.** 25.16 (7) of the statutes is amended to read:

9 25.16 (7) The executive director shall fix the compensation of all employees
10 appointed by the executive director, subject to restrictions set forth in the
11 compensation plan under s. 230.12 or any applicable collective bargaining
12 agreement in the case of employees in the classified service, ~~but the investment board~~
13 ~~may provide for bonus compensation to employees in the unclassified service as~~
14 ~~authorized under s. 25.156 (6).~~

15 **SECTION 694w.** 25.165 (1) of the statutes is amended to read:

16 25.165 (1) There is created in the investment board an internal audit subunit,
17 under the supervision of the internal auditor. The internal auditor shall report
18 directly to the board and, subject to authorization under s. 16.505, shall appoint all
19 employees necessary to carry out the duties of the internal auditor. The internal
20 auditor shall appoint all employees outside the classified service, except blue collar
21 and clerical employees. The internal auditor shall fix the compensation of all
22 employees appointed by the internal auditor, subject to restrictions set forth in the
23 compensation plan under s. 230.12 or any applicable collective bargaining
24 agreement in the case of employees in the classified service, ~~but the investment board~~

1 ~~may provide for bonus compensation to employes in the unclassified service as~~
2 ~~authorized under s. 25.156 (6).~~

3 **SECTION 697d.** 25.17 (1) (gf) of the statutes is created to read:

4 25.17 (1) (gf) Health insurance risk-sharing plan fund (s. 25.55);

5 **SECTION 697m.** 25.17 (1) (i) of the statutes is amended to read:

6 25.17 (1) (i) ~~Information technology investment~~ VendorNet fund (s. 25.61);

7 **SECTION 698.** 25.17 (1) (ka) of the statutes is created to read:

8 25.17 (1) (ka) Natural resources land endowment fund (s. 25.293);

9 **SECTION 698m.** 25.17 (1) (tc) of the statutes is created to read:

10 25.17 (1) (tc) Tobacco control fund (s. 25.66);

11 **SECTION 701.** 25.18 (2) (e) of the statutes is amended to read:

12 25.18 (2) (e) Contract with and delegate to investment advisers the
13 management and control over assets from any fund or trust delivered to such
14 investment advisers for investment in real estate, mortgages, equities, debt of
15 foreign corporations and debt of foreign governments, and pay such advisers fees
16 from the current income of the fund or trust being invested. No more than 15% 20%
17 of the total assets of the fixed retirement investment trust or 15% 20% of the total
18 assets of the variable retirement investment trust may be delivered to investment
19 advisers. The board shall set performance standards for such investment advisers,
20 monitor such investments to determine if performance standards are being met and
21 if an investment adviser does not consistently meet the performance standards then
22 terminate the contract with such investment adviser.

23 **SECTION 701m.** 25.186 of the statutes is created to read:

24 **25.186 Broker-dealers located in this state. (1)** In this section:

25 (a) “Broker-dealer” has the meaning given in s. 551.02 (3).

1 (b) “Securities trading brokerage commission” means any commission or fee
2 paid on or for a brokered security transaction, a purchase of a security or any other
3 kind of trade of a security.

4 (c) “Security” has the meaning given in s. 551.02 (13).

5 **(2)** (a) Of the total funds that are expended by the board for securities trading
6 brokerage commissions in any fiscal year, the board shall pay at least 5% of the total
7 funds in securities trading brokerage commissions to broker–dealers that are
8 licensed under s. 551.31, that are headquartered in this state and whose principal
9 business operations are located in this state.

10 (b) For the purpose of satisfying the requirement under par. (a), the board may
11 not include any securities trading brokerage commissions paid to minority financial
12 advisers and minority investment firms under s. 25.185.

13 **(3)** Annually, no later than September 30, the board shall submit a report to
14 the department of administration documenting the amount of moneys expended in
15 the preceding fiscal year by the board for securities trading brokerage commissions
16 and the amount of moneys paid in the preceding fiscal year for securities trading
17 brokerage commissions to broker–dealers under sub. (2) (a).

18 **SECTION 702.** 25.29 (1) (a) of the statutes is amended to read:

19 25.29 **(1)** (a) Except as provided in s. ss. 25.293 and 25.295, all moneys accruing
20 to the state for or in behalf of the department under chs. 26, 27, 28, 29 and 350,
21 subchs. I and VI of ch. 77 and ss. 23.09 to 23.31, 23.325 to 23.42, 23.50 to 23.99, 30.50
22 to 30.55, 70.58 ~~and~~, 71.10 (5) and 71.30 (10), including grants received from the
23 federal government or any of its agencies except as otherwise provided by law.

24 **SECTION 703.** 25.293 of the statutes is created to read:

1 **25.293 Natural resources land endowment fund.** There is established a
2 separate nonlapsible trust fund designated as the natural resources land
3 endowment fund, to consist of:

4 **(1)** All gifts, grants or bequests made to the natural resources land endowment
5 fund. The department of natural resources may convert any noncash gift, grant or
6 bequest into cash for deposit into the fund.

7 **(2)** All interest and other income generated from these gifts, grants and
8 bequests.

9 **SECTION 704.** 25.40 (1) (a) 18. of the statutes is created to read:

10 25.40 **(1)** (a) 18. Moneys received under s. 85.12 that are deposited in the
11 general fund and credited to the appropriation account under s. 20.395 (5) (dk) or
12 (dL).

13 **SECTION 704m.** 25.40 (1) (a) 19. of the statutes is created to read:

14 25.40 **(1)** (a) 19. Moneys received under s. 341.14 (6r) (b) 7. that are deposited
15 in the general fund and credited to the appropriations under ss. 20.395 (5) (cL) and
16 20.505 (3) (j).

17 **SECTION 706.** 25.42 of the statutes is amended to read:

18 **25.42 Wisconsin election campaign fund.** All moneys appropriated under
19 s. ss. 20.510 (1) (c) and 20.855 (4) (b) together with all moneys reverting to the state
20 under s. 11.50 (8) and all gifts, bequests and devises received under s. 11.50 (13)
21 constitute the Wisconsin election campaign fund, to be expended for the purposes of
22 s. 11.50. All moneys in the fund not disbursed by the state treasurer shall continue
23 to accumulate indefinitely.

24 **SECTION 706q.** 25.43 (1) (h) of the statutes is amended to read:

1 25.43 **(1)** (h) The fees imposed under ss. 281.58 (9) (d), 281.595 (11m) and
2 281.60 (11m).

3 **SECTION 706s.** 25.43 (2) (c) of the statutes is amended to read:

4 25.43 **(2)** (c) The department of administration may establish and change
5 accounts in the environmental improvement fund other than those under pars. (a),
6 (ae), (am) and (b). The department of administration shall consult the department
7 of natural resources before establishing or changing an account that is needed to
8 administer the programs under ss. 281.58, 281.59, 281.595 and ~~or~~ 281.61.

9 **SECTION 707.** 25.43 (3) of the statutes is amended to read:

10 25.43 **(3)** Except for the purpose of investment as provided in s. 25.17 (2) (d),
11 the environmental improvement fund may be used only for the purposes authorized
12 under ss. 20.320 (1) (r), (s), (sm), (t), (x) and (y) ~~and~~, (2) (s) and (x) and (3) (q), 20.370
13 (4) (mt), (mx) and (nz), (8) (mr) and (9) (mt), (mx) and (ny), 20.505 (1) (v), (x) and (y),
14 281.58, 281.59, 281.595, 281.60, 281.61 and 281.62.

15 **SECTION 708.** 25.46 (1r) of the statutes is created to read:

16 25.46 **(1r)** The moneys transferred from the Wisconsin development reserve
17 fund under 1999 Wisconsin Act (this act), section 9225 (1).

18 **SECTION 711.** 25.46 (12) of the statutes is created to read:

19 25.46 **(12)** The funds transferred under s. 292.65 (11).

20 **SECTION 711m.** 25.46 (19) of the statutes is amended to read:

21 25.46 **(19)** The environmental impact fee fees imposed under s. 101.9208 (2)
22 and 342.14 (1r) for environmental management.

23 **SECTION 712.** 25.465 (8) of the statutes is amended to read:

24 25.465 **(8)** The fees collected under s. 94.72 (5) (b) and (6) (a) 1. and 2. and (i).

1 **SECTION 713.** 25.47 of the statutes is renumbered 25.47 (intro.) and amended
2 to read:

3 **25.47 Petroleum inspection fund.** (intro.) There is established a separate
4 nonlapsible trust fund designated as the petroleum inspection fund, to consist of the:

5 (1) The fees imposed under s. 168.12 (1), the,

6 (2) The payments under s. 101.143 (4) (h) 1m., the

7 (3) The payments under s. 101.143 (5) (a) and the,

8 (4) The net recoveries under s. 101.143 (5) (c).

9 **SECTION 714c.** 25.47 (1m) of the statutes is created to read:

10 25.47 **(1m)** Any fees imposed under s. 101.143 (2) (em) 1.

11 **SECTION 715.** 25.47 (5) of the statutes is created to read:

12 25.47 **(5)** The moneys transferred from the appropriation account under s.
13 20.143 (3) (s).

14 **SECTION 715e.** 25.47 (6) of the statutes is created to read:

15 25.47 **(6)** The net proceeds of revenue obligations issued under s. 101.143 (9m)
16 that are transferred from a separate and distinct fund outside the state treasury, in
17 an account maintained by a trustee, under s. 18.562 (3) and (5) (e).

18 **SECTION 716.** 25.48 of the statutes is amended to read:

19 **25.48 Dry cleaner environmental response fund.** There is established a
20 separate nonlapsible trust fund designated as the dry cleaner environmental
21 response fund, to consist of the moneys required under s. 77.9964 (3) to be deposited
22 in the fund and moneys collected under ss. 292.65 (9) (c) and (9m).

23 **SECTION 717.** 25.50 (1) (d) of the statutes is amended to read:

24 25.50 **(1)** (d) “Local government” means any county, town, village, city, power
25 district, sewerage district, drainage district, town sanitary district, public inland

1 lake protection and rehabilitation district, local professional baseball park district
2 created under subch. III of ch. 229, family care district under s. 46.2895, public
3 library system, school district or technical college district in this state, any
4 commission, committee, board or officer of any governmental subdivision of this
5 state, any court of this state, other than the court of appeals or the supreme court,
6 or any authority created under s. 231.02, 233.02 or 234.02.

7 **SECTION 717d.** 25.55 of the statutes is created to read:

8 **25.55 Health insurance risk-sharing plan fund.** There is established a
9 separate nonlapsible trust fund designated as the health insurance risk-sharing
10 plan fund, to consist of:

11 (1) All moneys appropriated under s. 20.435 (4) (af).

12 (2) All moneys appropriated under s. 20.435 (4) (ah).

13 (3) Insurer assessments under ch. 149.

14 (4) Premiums paid by eligible persons under ch. 149.

15 **SECTION 717g.** 25.61 of the statutes is amended to read:

16 **25.61 ~~Information technology investment~~ VendorNet fund.** There is
17 created a separate nonlapsible trust fund designated as the ~~information technology~~
18 ~~investment~~ VendorNet fund consisting of all revenues accruing to the state from fees
19 assessed under ss. 16.701 and 16.702 and from gifts, grants and bequests made for
20 ~~information technology development~~ the purposes of ss. 16.701 and 16.702 and
21 moneys transferred to the fund from other funds.

22 **SECTION 717r.** 25.61 of the statutes, as affected by 1995 Wisconsin Act 351,
23 section 4m, 1997 Wisconsin Act 36, section 5, and 1999 Wisconsin Act (this act),
24 is repealed and recreated to read:

1 **25.61 VendorNet fund.** There is created a separate nonlapsible trust fund
2 designated as the VendorNet fund consisting of all revenues accruing to the state
3 from fees assessed under s. 16.701 and from gifts, grants and bequests made for the
4 purposes of s. 16.701 and moneys transferred to the fund from other funds.

5 **SECTION 717t.** 25.66 of the statutes is created to read:

6 **25.66 Tobacco control fund. (1)** There is created a separate nonlapsible
7 trust fund, known as the tobacco control fund, to consist of the following:

8 (a) The first \$2,492,000 of the moneys received in fiscal year 1999–2000 under
9 the Attorneys General Master Tobacco Settlement Agreement of November 23, 1998.

10 (b) Beginning in fiscal year 2000–01, the first \$26,600,000 of the moneys
11 received each year under the Attorneys General Master Tobacco Settlement
12 Agreement of November 23, 1998.

13 **(2)** Amounts in the fund may be distributed only for the purposes specified in
14 s. 255.15.

15 **SECTION 718.** 25.80 of the statutes is amended to read:

16 **25.80 Tuition trust fund.** There is established a separate nonlapsible trust
17 fund designated as the tuition trust fund, consisting of all revenue from enrollment
18 fees and the sale of tuition units under s. 16.24 14.63.

19 **SECTION 718g.** 26.08 (2) (a) of the statutes is amended to read:

20 26.08 **(2)** (a) Except as provided under pars. (b) and ~~(c)~~ to (d), the department
21 may lease state park land or state forest land for terms not exceeding 15 years.

22 **SECTION 718r.** 26.08 (2) (d) of the statutes is created to read:

23 26.08 **(2)** (d) The department may lease Northern Highland American Legion
24 State Forest land on Statehouse Lake in the town of Manitowish Waters for the
25 North Lakeland Discovery Center for a term not exceeding 30 years.

1 **SECTION 719.** 26.145 (4) of the statutes is repealed.

2 **SECTION 720d.** 27.01 (7) (a) 3. of the statutes is amended to read:

3 27.01 (7) (a) 3. In this subsection “vehicle admission area” means the Bong area
4 lands acquired under s. 23.09 (13), the Wisconsin Dells natural area, the Point Beach
5 state forest, recreational areas in other state forests designated as such by the
6 department, designated use zones within recreation areas established under s.
7 23.091 (3), and any state park or roadside park except those specified in par. (c) 5.

8 **SECTION 720g.** 27.01 (15) (title) of the statutes is repealed and recreated to
9 read:

10 27.01 (15) (title) CERTAIN TYPES OF CAMPSITES.

11 **SECTION 720m.** 27.01 (15) of the statutes is renumbered 27.01 (15) (b) and
12 amended to read:

13 27.01 (15) (b) ~~The department shall maintain a ratio of~~ number of state park
14 campsites with ~~an electric receptacle to~~ receptacles shall be maintained by the
15 department so that not more than 25% of all state park campsites that is equal to or
16 ~~less than the ratio which exists on April 26, 1988~~ have electric receptacles and not
17 less than 25% of all state park campsites are rustic state park campsites.

18 **SECTION 720r.** 27.01 (15) (a) of the statutes is created to read:

19 27.01 (15) (a) In this subsection:

20 1. “Rustic state park campsite” means a state park campsite in a campground
21 that meets all of the requirements that are promulgated by rule by the department
22 for campgrounds that do not provide modern facilities such as electrical receptacles,
23 flush-type toilets and showers.

24 2. “State park campsite” means a campsite that is located in a state park.

25 **SECTION 722.** 28.05 (1) of the statutes is amended to read:

1 28.05 (1) LIMITATIONS. Cutting shall be limited to trees marked or designated
2 for cutting by a forester in the professional series of the state classified civil service
3 or by a department–designated employe equally qualified by reason of long, practical
4 experience. The department may sell products removed in cultural or salvage
5 cuttings and standing timber designated in timber sale contracts, but all sales shall
6 be based on tree scale or on the scale, measure or count of the cut products. The
7 department may require that a person purchasing products or standing timber
8 under a timber sale contract provide surety for the proper performance of the
9 contract either directly or through a bond furnished by a surety company authorized
10 to do business in this state.

11 **SECTION 722e.** 28.05 (2) of the statutes is amended to read:

12 28.05 (2) PROCEDURE. Sales of cut products or stumpage having an estimated
13 value of \$1,000 \$3,000 or more shall be by public sale after 2 publications of a
14 classified advertisement announcing the sale in a newspaper having general
15 circulation in the county in which the timber to be sold is located. Sales with an
16 estimated value of \$2,500 \$3,000 or more requires approval by the secretary.

17 **SECTION 722m.** 28.11 (6) (b) 1. of the statutes is amended to read:

18 28.11 (6) (b) 1. Any timber sale with an estimated value of \$1,000 \$3,000 or
19 more shall be by sealed bid or public sale after publication of a classified
20 advertisement announcing the sale in a newspaper having general circulation in the
21 county in which the timber to be sold is located. Any timber sale with an estimated
22 value below \$1,000 \$3,000 may be made without prior advertising. Any timber sale
23 with an estimated value of \$2,500 \$3,000 or more requires approval of the secretary.

24 **SECTION 722s.** 28.22 of the statutes is amended to read:

1 **28.22 Timber sales; community forests.** Any timber sale from a community
2 forest shall be based on the scale, measure or count of the cut products. Any timber
3 sale with an estimated value of \$1,000 \$3,000 or more shall be by public sale after
4 2 publications of a classified advertisement announcing the sale in a newspaper
5 having general circulation in the county in which the timber to be sold is located.

6 **SECTION 722t.** 29.001 (28) of the statutes is created to read:

7 29.001 **(28)** “Food distribution service” means a program that provides food or
8 serves meals directly to individuals with low incomes or to elderly individuals, or
9 that collects and distributes food to persons who provide food or serve meals directly
10 to these individuals.

11 **SECTION 722u.** 29.024 (2g) (e) of the statutes is created to read:

12 29.024 **(2g)** (e) *Alternative to providing social security numbers.* If the federal
13 government allows a method under the system under s. 49.857 (2) for purposes of
14 administering this subsection that does not require the use of social security
15 numbers of individuals applying for or holding approvals, the department shall
16 request that the legislative reference bureau prepare legislation that allows
17 compliance with that method and that eliminates the requirement that individuals
18 provide their social security numbers under the system. The secretary shall submit
19 the proposed legislation to the standing committee of each house of the legislature
20 that has jurisdiction over fish and wildlife matters under s. 13.172 (3).

21 **SECTION 722v.** 29.024 (6) (a) 4. of the statutes is created to read:

22 29.024 **(6)** (a) 4. Contract with persons who are not employes of the department
23 to operate a statewide automated system for issuing approvals.

24 **SECTION 723.** 29.024 (6) (am) of the statutes is created to read:

1 29.024 (6) (am) In reserving deer hunting back tag numbers, the department
2 may do any of the following:

3 1. Directly reserve the numbers.

4 2. Appoint, as an agent of the department, the clerk of one or more counties to
5 reserve the numbers.

6 3. Appoint, as agents of the department, persons who are not employes of the
7 department to reserve the numbers.

8 **SECTION 724.** 29.024 (6) (b) of the statutes is amended to read:

9 29.024 (6) (b) The clerk of each county appointed under par. (a) 2. or (am) 2. may
10 accept the appointment.

11 **SECTION 725.** 29.024 (6) (d) of the statutes is amended to read:

12 29.024 (6) (d) The department may promulgate rules regulating the activities
13 of persons appointed under ~~par. pars.~~ (a) 2. and 3. and 4. and (am) 2. and 3.

14 **SECTION 725g.** 29.164 (3) (ci) of the statutes is created to read:

15 29.164 (3) (ci) *Fourth preference.* The department shall create a 4th preference
16 category in issuing wild turkey hunting licenses to applicants who are qualified
17 nonresident landowners. For purposes of this paragraph, a qualified nonresident
18 landowner is a person who is not a resident and who owns at least 50 acres in one
19 parcel in an established wild turkey hunting zone and who agrees to allow other
20 persons to hunt wild turkeys on that land if those persons first obtain permission to
21 hunt from the landowner. If more than one individual is the landowner of a single
22 parcel of land, only one individual may be considered a qualified nonresident
23 landowner.

24 **SECTION 725r.** 29.164 (3) (cm) of the statutes is amended to read:

1 29.164 (3) (cm) *Fourth Fifth preference.* The department shall create a 4th 5th
2 preference category in issuing wild turkey hunting licenses to all other nonresident
3 applicants ~~who are not resident applicants.~~

4 **SECTION 726.** 29.181 (2m) (intro.) of the statutes is amended to read:

5 29.181 (2m) RESIDENT FARM OWNER. (intro.) If the department determines that
6 for a deer management area the number of available bonus deer hunting permits for
7 a single season will exceed the number of applications submitted, the department
8 may authorize by rule the issuance of one or more bonus deer hunting permits to a
9 resident without the resident having to pay any fee, including any processing or
10 issuing fee, if the resident meets all of the following requirements:

11 **SECTION 726c.** 29.184 (2) (a) of the statutes is renumbered 29.184 (2).

12 **SECTION 726e.** 29.184 (2) (b) of the statutes is repealed.

13 **SECTION 726j.** 29.184 (6) (b) of the statutes is amended to read:

14 29.184 (6) (b) *Cumulative preference system; random selection.* If the number
15 of qualified applications for Class A bear licenses exceeds the number of available
16 licenses, the department shall select applicants to be issued Class A bear licenses
17 based upon a cumulative preference system. This system shall establish preference
18 categories for those applicants who applied for but who were not issued Class A bear
19 licenses or bear harvest permits under s. 29.1085 (3) (b), 1993 stats., in the previous
20 season, with higher priority given to those categories with more preference points
21 than those with fewer preference points. For each season, the department shall
22 allow each applicant under the system to apply for a preference point or for a license.

23 The department shall give a preference point to each applicant who applies for a
24 ~~given season and preference point and to each applicant who applies for a license but~~
25 ~~who is not selected or who is selected but declines to pay the required fee for a Class A~~

1 ~~bear license.~~ Applicants who fail to apply for either a preference point or a license
2 at least once during any 3 consecutive years shall lose all previously accumulated
3 preference points. If the number of applicants within a preference category exceeds
4 the number of Class A bear licenses available in the category, the department shall
5 select at random the applicants to be issued licenses within the preference category.

6 **SECTION 726k.** 29.184 (6) (c) (title) of the statutes is amended to read:

7 29.184 (6) (c) (title) *Notification, issuance; payment fees.*

8 **SECTION 726L.** 29.184 (6) (c) 1. of the statutes is renumbered 29.184 (6) (c) 1r.
9 and amended to read:

10 29.184 (6) (c) 1r. The department shall issue a notice of approval to those
11 qualified applicants selected to receive a Class A bear license. A person who receives
12 a notice of approval and who pays the ~~required fee~~ fees required for the license shall
13 be issued the license subject to s. ~~29.09 (11m)~~ 29.024 (2g).

14 **SECTION 726n.** 29.184 (6) (c) 1g. of the statutes is created to read:

15 29.184 (6) (c) 1g. A person who applies for a preference point or a license under
16 par. (a) shall pay the processing fee under s. 29.553 at the time of application.

17 **SECTION 726p.** 29.184 (6) (c) 2. of the statutes is amended to read:

18 29.184 (6) (c) 2. A Class B bear license shall be issued subject to s. ~~29.024 (11m)~~
19 (2g) by the department to any resident who applies for this license.

20 **SECTION 727.** 29.184 (9) (a) of the statutes is amended to read:

21 29.184 (9) (a) The department shall issue a back tag to each person who is
22 issued a Class A bear license, ~~and the department or county clerk shall issue a back~~
23 ~~tag to each person who is issued~~ or a Class B bear license.

24 **SECTION 728.** 29.229 (4) (f) of the statutes is amended to read:

1 29.229 **(4)** (f) Sections 29.024 (3), (4) (b), (5) (b), (7), (8) and (9), 29.559 (2) and
2 ~~(3)~~ and 29.564 do not apply to any approval that may be issued under this section.

3 **SECTION 729.** 29.2295 (4) (c) of the statutes is created to read:

4 29.2295 **(4)** (c) 1. The department shall make the payments under this
5 subsection from the appropriation under s. 20.370 (9) (hk).

6 2. If the amount appropriated under s. 20.370 (9) (hk) is insufficient to make
7 all of the payments under this subsection, the department shall make the remaining
8 payments from the appropriation under s. 20.370 (9) (ht).

9 **SECTION 730f.** 29.319 of the statutes is created to read:

10 **29.319 Falconry regulation. (1)** In regulating falconry and the taking of
11 raptors for use in falconry, the department may do any of the following:

12 (a) Establish by rule a fee for any approval that it issues as part of this
13 regulation.

14 (b) Allow persons who are not residents to take raptors from the wild to be used
15 for falconry, but only if all of the following apply:

16 1. The person holds an approval, issued by the department, that authorizes the
17 taking of raptors for use in falconry.

18 2. The person holds an approval, issued by the state, province or country of
19 which he or she is a resident, that authorizes the taking of raptors for use in falconry.

20 3. The state, province or country of which the person is a resident allows
21 residents of this state to take raptors from the wild in that state, province or country.

22 **(2)** Any fees collected by the department under this section shall be deposited
23 in the conservation fund to be used for department activities relating to fish and
24 wildlife.

25 **SECTION 730m.** 29.347 (2) of the statutes is amended to read:

1 29.347 **(2)** DEER TAGS. Except as provided under sub. (5) and s. 29.324 (3), any
2 person who kills a deer shall immediately attach to the ear or antler of the deer a
3 current validated deer carcass tag which is authorized for use on the type of deer
4 killed. Except as provided under sub. (2m) or s. 29.871 (7), (8) or (14) or 29.89 (6), no
5 person may possess, control, store or transport a deer carcass unless it is tagged as
6 required under this subsection. The carcass tag may not be removed before
7 registration. The removal of a carcass tag from a deer before registration renders the
8 deer untagged.

9 **SECTION 732.** 29.506 (7m) (a) of the statutes is amended to read:

10 29.506 **(7m)** (a) The department shall issue a taxidermy school permit to a
11 person who applies for the permit; who, on August 15, 1991, holds a valid taxidermist
12 permit issued under this section; and who, on August 15, 1991, operates a taxidermy
13 school approved by the educational approval board under s. ~~39.51~~ 45.54.

14 **SECTION 733.** 29.556 (1) of the statutes is renumbered 29.556 (1m) and
15 amended to read:

16 29.556 **(1m)** In addition to any other fee imposed under s. 29.563, the
17 department may collect a handling fee ~~for the approvals that the department itself~~
18 issues to cover long-distance handling costs and in-person credit transaction costs
19 incurred in issuing approvals.

20 **SECTION 733d.** 29.556 (1b) (a) of the statutes is created to read:

21 29.556 **(1b)** (a) “In –person credit transaction costs” means the costs associated
22 with issuing approvals that are applied for and issued in person and that are paid
23 for by using a credit card.

24 **SECTION 734.** 29.556 (2) of the statutes is renumbered 29.556 (2) (a) and
25 amended to read:

1 29.556 **(2)** (a) If the department collects a handling fee under sub. (1) (1m), it
2 shall promulgate rules to ~~designate~~ do all of the following:

3 1. Designate the approvals to which the fee applies ~~and to establish~~.

4 2. Establish the ~~amounts~~ amount of the fee. ~~The~~

5 (c) A handling fee may not be more than the amounts necessary to cover the
6 long-distance handling costs or the in-person credit transaction costs of issuing the
7 approvals.

8 **(1b)** In this paragraph, “handling section”:

9 (b) “Long-distance handling costs” ~~includes~~ means the costs associated with
10 paying for approvals that are requested by mail, telephone or electronic means and
11 includes credit transaction fees, mailing costs and personnel costs that are necessary
12 to process the a credit transaction.

13 **SECTION 735b.** 29.556 (2) (b) of the statutes is created to read:

14 29.556 **(2)** (b) 1. The department may collect long-distance handling costs and
15 in-person credit transaction costs for the approvals that the department itself
16 issues.

17 2. The department may allow a person with whom it has contracted under s.
18 29.024 (6) (a) 4. to collect handling fees that cover long-distance handling costs. The
19 department may allow the person to retain all or a portion of each handling fee.

20 3. The department may allow an agent who is appointed under s. 29.024 (6) (a)
21 2. or 3. to collect handling fees that cover in-person credit transaction costs. The
22 department may allow the agent to retain all or a portion of each handling fee.

23 **SECTION 736.** 29.556 (3) of the statutes is amended to read:

24 29.556 **(3)** Any fees collected under this section by the department shall be
25 credited to the appropriation account under s. 20.370 (9) (hu).

1 **SECTION 737.** 29.559 (1) of the statutes is amended to read:

2 29.559 **(1)** COLLECTION OF ISSUING FEE. Any person, including the department,
3 who issues any license or stamp under this chapter shall collect, in addition to the
4 statutory license or stamp fee, an issuing fee for each license and each stamp the
5 person issued. A person appointed under s. 29.024 (6) (a) 2. ~~or~~ 3. or 4. may retain
6 ~~the amounts specified in sub. (3)~~ 50 cents of each issuing fee for each license and 15
7 cents for each issuing fee of each stamp to compensate for services in issuing the
8 license or stamp.

9 **SECTION 738.** 29.559 (1r) of the statutes is created to read:

10 29.559 **(1r)** COLLECTION OF ISSUING FEE FOR BONUS DEER HUNTING PERMITS. (a)
11 Any person, including the department, who issues a bonus deer hunting permit shall
12 collect, in addition to the statutory permit fee, an issuing fee for each permit. A
13 person appointed under s. 29.024 (6) (a) 2., 3. or 4. may retain 50 cents of each issuing
14 fee for each permit to compensate for services in issuing the permit.

15 (b) The issuing fees received by the department for bonus deer hunting permits
16 under this section shall be credited to the appropriation account under s. 20.370 (5)
17 (fq).

18 **SECTION 739.** 29.559 (3) of the statutes is repealed.

19 **SECTION 740.** 29.561 of the statutes is created to read:

20 **29.561 Back tag number reservation fee. (1)** COLLECTION OF FEE. The
21 department shall establish a system under which the department shall reserve a
22 deer hunting back tag number for a person who pays a reservation fee. The
23 department may limit the number of back tag numbers that may be reserved under
24 this system. Upon payment of the fee each year, the department shall issue the same
25 back tag number to that person. Any person, including the department, who reserves

1 a back tag number shall collect, in addition to each reservation fee, an issuing fee of
2 50 cents.

3 **(2) HANDLING AND RETENTION OF FEES.** An issuing fee collected by any employe
4 of the department under this section shall be remitted to the department. An issuing
5 fee collected by a person appointed under s. 29.024 (6) (am) 2. or 3. may retain the
6 issuing fee to compensate for services in making the reservation.

7 **SECTION 753.** 29.563 (2) (c) 1. of the statutes is amended to read:
8 29.563 **(2)** (c) 1. Bonus deer: ~~\$12~~ \$11.25.

9 **SECTION 754.** 29.563 (2) (d) of the statutes is amended to read:
10 29.563 **(2)** (d) *Nonresident permit.* Bonus deer: ~~\$20~~ \$19.25.

11 **SECTION 767.** 29.563 (9) (a) 2. of the statutes is amended to read:
12 29.563 **(9)** (a) 2. Pheasant and quail farm: ~~\$20~~ \$100.

13 **SECTION 768.** 29.563 (9) (a) 3. of the statutes is amended to read:
14 29.563 **(9)** (a) 3. Game bird and animal farm: ~~\$10~~ \$25.

15 **SECTION 769.** 29.563 (9) (a) 5. of the statutes is amended to read:
16 29.563 **(9)** (a) 5. Deer farm: ~~\$25~~ \$100.

17 **SECTION 770.** 29.563 (9) (a) 10. of the statutes is amended to read:
18 29.563 **(9)** (a) 10. Wildlife exhibit: ~~\$10~~ \$25.

19 **SECTION 771.** 29.563 (9) (b) of the statutes is amended to read:
20 29.563 **(9)** (b) *Late fee.* For a license for a pheasant and quail farm, game bird
21 and animal farm or fur animal farm, in addition to the regular fee: ~~\$10~~ \$20.

22 **SECTION 772.** 29.563 (9) (c) of the statutes is created to read:
23 29.563 **(9)** (c) *Surcharges.* For the following licenses, the following surcharges
24 in addition to the fees in pars. (a) and (b):

25 1. A license for a game bird and animal farm on which there are bear: \$25.

1 2. A license for a game bird and animal farm on which the licensee permits an
2 individual to hunt game birds for a fee: \$75.

3 3. A license for a game bird and animal farm on which the licensee permits an
4 individual to hunt grouse for a fee: \$25.

5 4. A license for a game bird and animal farm on which the licensee sells game
6 animals, the gross revenue from which is \$10,000 or more during the 12 months
7 immediately preceding the issuance of the license: \$25.

8 5. A license for a wildlife exhibit at which the licensee exhibits a bear or a
9 cougar: \$25.

10 **SECTION 773.** 29.563 (11) (b) 1. of the statutes is amended to read:

11 29.563 (11) (b) 1. Hunter education and firearm safety instruction fee: \$3 the
12 fee as established by rule.

13 **SECTION 777.** 29.563 (14) (intro.) of the statutes is amended to read:

14 29.563 (14) PROCESSING, HANDLING, RESERVATION AND ISSUING FEES. (intro.) The
15 fees for processing, handling, reserving and issuing approvals are as follows:

16 **SECTION 777g.** 29.563 (14) (a) 1. of the statutes is amended to read:

17 29.563 (14) (a) 1. The processing fee for applications for approvals under the
18 cumulative preference systems for the hunter's choice deer hunting permit, bonus
19 deer hunting permit, wild turkey hunting license, Class A bear license, Canada goose
20 hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping
21 permit, otter trapping permit, fisher trapping permit or sturgeon fishing permit:
22 \$2.75.

23 **SECTION 778.** 29.563 (14) (bn) of the statutes is created to read:

24 29.563 (14) (bn) *Reservation fee.* Reservation fee for a deer hunting back tag
25 number: \$4.50.

1 **SECTION 779.** 29.563 (14) (c) 3. of the statutes is amended to read:

2 29.563 **(14)** (c) 3. Each application for a hunter's choice permit, bonus deer
3 hunting permit, wild turkey hunting license, Canada goose hunting permit,
4 sharp-tailed grouse hunting permit, bobcat hunting and trapping permit, otter
5 trapping permit, fisher trapping permit or sturgeon fishing permit: 25 cents.

6 **SECTION 780.** 29.563 (14) (c) 4. of the statutes is created to read:

7 29.563 **(14)** (c) 4. Each bonus deer hunting permit issued for which a fee is
8 charged under s. 29.563 (2) (c) 1. or (d): 75 cents.

9 **SECTION 781.** 29.563 (14) (c) 5. of the statutes is created to read:

10 29.563 **(14)** (c) 5. Each reservation for a deer hunting back tag number: 50
11 cents.

12 **SECTION 782.** 29.591 (3) of the statutes is amended to read:

13 29.591 **(3)** INSTRUCTION FEE. The department shall establish by rule the fee for
14 the course of instruction under the hunter education program and the bow hunter
15 education program. The instructor shall collect the this instruction fee specified
16 under s. ~~29.563 (11) (b) 1.~~ from each person who receives instruction under the hunter
17 education program and the bow hunter education program and remit the fee to the
18 department. The department may authorize an instructor under either program to
19 retain 50% determine the portion of this fee, which may not exceed 50%, that the
20 instructor may retain to defray expenses incurred by the instructor in conducting the
21 course. The instructor shall remit the remaining portion remainder of the fee or, if
22 nothing is retained, the entire fee to the department.

23 **SECTION 782m.** 29.598 of the statutes is created to read:

24 **29.598 Outdoors skills training. (1)** PROGRAM COORDINATION. The
25 department and the board of regents of the University of Wisconsin System shall

1 enter into an agreement with an established national organization that provides
2 training to persons who are interested in learning about the outdoor skills needed
3 by women to hunt, fish, camp, canoe and undertake other outdoor recreational
4 activities in order to provide that type of training to interested persons.

5 (2) MATCH. No moneys may be transferred from the appropriation account
6 under s. 20.370 (1) (mu) to pay for the costs associated with the agreement under sub.
7 (1), unless the organization described in sub. (1) demonstrates that it has contributed
8 an equal amount to pay for those costs. The matching contribution may be in the
9 form of money or in-kind goods or services.

10 **SECTION 783m.** 29.733 (3) of the statutes is created to read:

11 29.733 (3) A person may obtain water from a natural body of water that is not
12 part of a fish farm for use in a fish farm if all of the following apply:

13 (a) The water is transferred directly from the natural body of water to the fish
14 farm.

15 (b) Any of the water that is transferred out of the fish farm after use is
16 transferred directly back to the natural body from which it was obtained.

17 (c) The transfer of the water between the natural body of water and the fish
18 farm is achieved by use of a pipe, flume, ditch or pump or by use of any combination
19 of these items.

20 (d) Any pipe, flume or ditch that is used is equipped with barriers that prevent
21 the passage of fish between the fish farm and the other waters of the state.

22 **SECTION 784m.** 29.89 of the statutes is created to read:

23 **29.89 Venison processing grants. (1) DEFINITIONS.** In this section:

24 (a) “Charitable organization” means a nonprofit corporation, charitable trust
25 or other nonprofit association that is described in section 501 (c) (3) of the Internal

1 Revenue Code and that is exempt from taxation under section 501 (a) of the Internal
2 Revenue Code.

3 (b) “Deer damage management season” means a season for hunting deer that
4 is established or extended by the department in order to reduce the deer population
5 because the department determines that an excess population of deer will result in
6 the increase of damage to agricultural or forest lands.

7 **(2) ESTABLISHMENT OF PROGRAM.** The department shall establish a program to
8 reimburse counties for the costs that they incur in processing venison from certain
9 deer carcasses.

10 **(3) ELIGIBILITY REQUIREMENTS.** A county is eligible for reimbursement under
11 this section if all of the following apply:

12 (a) The county participates in the administration of both the wildlife damage
13 abatement program and the wildlife damage claim program under s. 29.889.

14 (b) The county accepts deer carcasses for processing and pays for the costs of
15 processing.

16 (c) The venison that is processed comes from deer that were killed in the county
17 during a deer damage management season.

18 (d) The county pays for the costs of processing the venison.

19 (e) The processed venison is donated as provided under sub. (4).

20 **(4) DONATIONS AUTHORIZED.** A county may donate the processed venison to a
21 food distribution service or a charitable organization. The county may require that
22 the carcasses be field dressed before accepting them for processing.

23 **(5) GRANTS; AMOUNTS; FUNDING.** (a) Reimbursement under this section shall
24 equal the amount that it costs a county to process the venison.

1 (b) The department shall reimburse counties under this section from the
2 appropriation under s. 20.370 (5) (fq) after first deducting from s. 20.370 (5) (fq)
3 payments made for county administrative costs, payments made for wildlife damage
4 abatement assistance and wildlife damage claim payments under s. 29.889.

5 (c) If the total amount of reimbursable costs under par. (a) exceeds the amount
6 available after making the deductions under par. (b), the department shall establish
7 a system to prorate the reimbursement payments among the eligible counties.

8 **(6) TAGGING EXEMPTION.** The requirement under s. 29.347 (2m) (a) that the tags
9 remain with the deer carcass or venison does not apply to a deer carcass or venison
10 that is subject to this section.

11 **SECTION 785d.** 29.936 (1) of the statutes is amended to read:

12 29.936 **(1)** Notwithstanding s. ~~29.06~~ 29.934, the department may distribute for
13 free carcasses from fish and game seized or confiscated under s. ~~29.05~~ 29.931 that are
14 suitable for eating to food distribution services, ~~as defined in s. 46.765 (1) (b)~~. The
15 department may have the fish or game that is seized or confiscated processed before
16 distributing that fish or game to food distribution services. The department may
17 collect the costs of the processing of the fish or game from the person from whom the
18 fish and game was seized or confiscated.

19 **SECTION 792.** 30.12 (4) (a) of the statutes is amended to read:

20 30.12 **(4)** (a) Activities affecting waters of the state as defined in s. 281.01 (18)
21 that are carried out under the direction and supervision of the department of
22 transportation in connection with highway ~~and~~ bridge or other transportation
23 project design, location, construction, reconstruction, maintenance and repair are
24 not subject to the prohibitions or permit or approval requirements specified under
25 this section or s. 29.601, 30.11, 30.123, 30.19, 30.195, 30.20, 59.692, 61.351, 62.231

1 or 87.30 or chs. 281 to 285 or 289 to 299, except s. 281.48. However, at the earliest
2 practical time prior to the commencement of these activities, the department of
3 transportation shall notify the department of the location, nature and extent of the
4 proposed work that may affect the waters of the state.

5 **SECTION 793p.** 30.1255 (4) of the statutes is created to read:

6 30.1255 (4) EDUCATIONAL ACTIVITIES. The department shall expend moneys in
7 fiscal year 1999–2000 and in fiscal year 2000–01 to conduct activities that provide
8 information and educational materials to the public regarding aquatic nuisance
9 species. The amount expended under this subsection in each fiscal year may not
10 exceed \$25,000.

11 **SECTION 793q.** 30.1255 (4) of the statutes, as created by 1999 Wisconsin Act
12 (this act), is repealed.

13 **SECTION 793t.** 30.134 of the statutes is created to read:

14 **30.134 Use of exposed shore areas along streams. (1) DEFINITIONS.** In this
15 section:

16 (a) “Artificial ditch” means a ditch, channel, canal or other stream of water that
17 has no prior history as a stream.

18 (b) “Exposed shore area” means the area of the bed of a navigable body of water
19 that is between the ordinary high–water mark and the water’s edge.

20 (c) “Highway” has the meaning given in s. 340.01 (22).

21 (d) “Riparian” means the owner, lessee or occupant of land that abuts a
22 navigable body of water.

23 (e) “Water–related recreational activity” means a recreational activity that
24 requires a body of water and includes swimming, fishing and boating.

1 **(2)** AUTHORIZATION. Members of the public may use any exposed shore area of
2 a stream without the permission of the riparian to engage in a water-related
3 recreational activity.

4 **(3)** RESTRICTIONS; MEMBERS OF PUBLIC. (a) In engaging in a water-related
5 recreational activity in the exposed shore area of a stream, as authorized under sub.
6 (2), a member of the public may not do any of the following:

7 1. Use a motorized vehicle unless an exception under s. 30.29 (3) applies.

8 2. Place a structure or object on the exposed shore area that remains after the
9 person leaves the exposed shore area.

10 3. Cut or remove trees or woody vegetation.

11 4. Remove or damage soils or plants.

12 5. Remove or damage any object that was placed on the exposed shore area by
13 the riparian.

14 6. Camp overnight.

15 7. Enter the exposed shore area except from the water in the stream, from a
16 point of public access on the stream or with the permission of the riparian.

17 (b) Paragraph (a) 4. and 5. does not apply to removal or damage that is caused
18 by normal wear or tear.

19 (c) Use of an exposed shore area of a stream by members of the public does not
20 grant an easement or other right to the exposed shore area that is greater than the
21 right granted to the public under this section.

22 **(4)** RESTRICTIONS; RIPARIANS; OTHERS. (a) No riparian may prohibit a member
23 of the public from using, as authorized under this section, an exposed shore area of
24 a stream.

1 (b) No riparian may charge a fee for the use, as authorized under this section,
2 of an exposed shore area of a stream.

3 (c) No person may obstruct a highway with the intention to impede or prohibit
4 access by the public to an exposed shore area of a stream.

5 **(5) EXCEPTIONS.** The right granted to the public to engage in recreational
6 activities on an exposed shore area of a stream does not apply to any of the following:

7 (a) An exposed shore area of an impoundment on a stream.

8 (b) Any artificial ditch.

9 (c) Any location on a stream where there is no surface water flowing in the
10 stream.

11 **SECTION 802m.** 30.19 (1m) (b) of the statutes is amended to read:

12 30.19 **(1m)** (b) ~~Any agricultural uses~~ The use of land for agricultural purposes,
13 as defined in s. 29.181 (1b) (a).

14 **SECTION 847g.** 30.24 of the statutes is created to read:

15 **30.24 Bluff protection. (1) DEFINITIONS.** In this section:

16 (a) “Obligate” has the meaning given in s. 23.0917 (1) (e).

17 (b) “Protect” includes to restore.

18 **(2) AUTHORIZATION.** For the purposes of protecting bluff land, the department
19 may expend money from the appropriation under s. 20.866 (2) (ta) for a program
20 under which the department may do all of the following:

21 (a) Acquire bluff land or interests in bluff land.

22 (b) Award grants to nonprofit conservation organizations to acquire these lands
23 or interests under s. 23.096.

1 **(3) BAN ON LOCATION RESTRICTIONS.** In exercising its authority under sub. (2) (a),
2 the department may not limit acquisitions of bluff lands to bluff lands that are within
3 the boundaries of projects established by the department.

4 **(4) LIMIT ON GRANTS.** A grant awarded under this section or under s. 23.096 to
5 protect bluffs may not exceed 50% of the acquisition costs.

6 **(5) RULES.** The department shall promulgate rules to administer and
7 implement this section, including standards for awarding grants to protect bluffs
8 under this section and under s. 23.096 grants. The department by rule shall define
9 “bluff land” for purposes of this section.

10 **SECTION 847L.** 30.277 (1) of the statutes is renumbered 30.277 (1m) (a) and
11 amended to read:

12 30.277 **(1m)** (a) ~~Beginning in fiscal year 1992–93 and ending in fiscal year~~
13 ~~1999–2000, from the appropriation under s. 20.866 (2) (tz), the department shall~~
14 ~~award grants to municipalities governmental units to assist municipalities them in~~
15 ~~projects on or adjacent to rivers that flow through urban areas. The department may~~
16 ~~award these grants from the appropriation under s. 20.866 (2) (ta) beginning on July~~
17 ~~1, 2000.~~

18 **(b)** For each fiscal year, except as provided in s. 23.0915 (1r) (c), from the
19 appropriation under s. 20.866 (2) (tz), the department shall designate for
20 expenditure \$1,900,000 for grants under this section and for grants under s. 23.096
21 for the purposes under sub. (2) (a). This paragraph does not apply after June 30,
22 2000.

23 **SECTION 847m.** 30.277 (1b) of the statutes is created to read:

24 30.277 **(1b)** DEFINITION. In this section:

1 (a) “Governmental unit” means a city, village, town, county or the Kickapoo
2 reserve management board.

3 (b) “Nature-based outdoor recreation” has the meaning given by the
4 department by rule under s. 23.0917 (4) (f).

5 **SECTION 847n.** 30.277 (2) (a) of the statutes is amended to read:

6 30.277 (2) (a) Grants awarded under this section from the appropriation under
7 s. 20.866 (2) (tz) shall be used for projects that emphasize the preservation or
8 restoration of urban rivers or riverfronts for the purposes of economic revitalization
9 and encouraging outdoor recreation activities that involve the enjoyment of the
10 state’s natural resources. These outdoor recreation activities include, but are not
11 limited to fishing, wildlife observation, enjoyment of scenic beauty, canoeing,
12 boating, hiking and bicycling.

13 **SECTION 847o.** 30.277 (2) (b) of the statutes is amended to read:

14 30.277 (2) (b) A grant awarded to a ~~municipality~~ governmental unit under this
15 section may be used to acquire land and may be used for a shoreline enhancement
16 project. For purposes of this paragraph, “land” includes rights in land.

17 **SECTION 847p.** 30.277 (2) (c) of the statutes is created to read:

18 30.277 (2) (c) Grants awarded under this section from the appropriation under
19 s. 20.866 (2) (ta) shall only be used for nature-based outdoor recreation.

20 **SECTION 847q.** 30.277 (3) (e) of the statutes is amended to read:

21 30.277 (3) (e) Whether significant planning has occurred in the ~~municipality~~
22 area subject to the jurisdiction of the governmental unit prior to its request for a
23 grant under this section.

24 **SECTION 847r.** 30.277 (3) (f) of the statutes is amended to read:

1 30.277 (3) (f) The level of support for the project demonstrated by the
2 municipality governmental unit, including financial support.

3 **SECTION 847s.** 30.277 (3) (g) of the statutes is amended to read:

4 30.277 (3) (g) Whether the project involves a joint effort by 2 or more
5 municipalities governmental units.

6 **SECTION 847t.** 30.277 (3) (h) of the statutes is amended to read:

7 30.277 (3) (h) The potential benefits of the project to the overall economy of the
8 municipality area subject to the jurisdiction of the governmental unit.

9 **SECTION 847u.** 30.277 (4) of the statutes is amended to read:

10 30.277 (4) CAP ON GRANTS. No municipality governmental unit may receive in
11 any fiscal year more than 20% of the funds that are available for grants under this
12 section.

13 **SECTION 847v.** 30.277 (4m) of the statutes is created to read:

14 30.277 (4m) GRANTS FOR KICKAPOO. The department may not award a grant
15 under this section from the appropriation under s. 20.866 (2) (tz) to the Kickapoo
16 reserve management board.

17 **SECTION 847w.** 30.277 (5) of the statutes is amended to read:

18 30.277 (5) CONTRIBUTION BY MUNICIPALITY GOVERNMENTAL UNIT. To be eligible for
19 a grant under this section, at least 50% of the ~~cost of the project~~ acquisition costs for
20 land or of the project costs shall be funded by private, local or federal funding, by
21 in-kind contributions or by state funding. For purposes of this subsection, state
22 funding may not include grants under this section, moneys appropriated to the
23 department under s. 20.370 or money appropriated under s. 20.866 (2) (ta), (tp) to
24 (tw), (ty) or (tz).

25 **SECTION 847x.** 30.277 (6) of the statutes is amended to read:

1 30.277 (6) RULES. The department shall promulgate rules for the
2 administration of this section, including rules that specify the weight to be assigned
3 to each criterion under sub. (3) and the minimum number of criteria under sub. (3)
4 in which an applicant must perform satisfactorily in order to be awarded a grant.
5 In specifying the weight to be assigned to the criteria under sub. (3), the department
6 shall assign the greatest weight to the criterion under sub. (3) (k). The department
7 shall promulgate a rule specifying the types of projects that qualify as a shoreline
8 enhancement project under this section.

9 **SECTION 854.** 30.50 (4a) of the statutes is created to read:

10 30.50 (4a) “Expedited service” means a process under which a person is able
11 to renew a certificate of number or a certificate of registration in person and with only
12 one appearance at the site where certificates are renewed.

13 **SECTION 855.** 30.52 (1m) of the statutes is created to read:

14 30.52 (1m) RENEWALS. (a) *Agents.* For the renewal of certificates of number
15 or certificates of registration, the department may do any of the following:

- 16 1. Directly renew the certificates.
- 17 2. Appoint, as an agent of the department, the clerk of one or more counties to
18 renew the certificates.
- 19 3. Appoint persons who are not employes of the department to renew the
20 certificates as agents of the department.

21 (b) *Agent activities.* 1. The clerk of any county appointed under par. (a) 2. may
22 accept the appointment.

23 2. The department may promulgate rules regulating the activities of persons
24 appointed under par (a) 2. and 3.

1 (c) *Expedited service.* The department may establish an expedited service to
2 be provided by the department and agents appointed under par. (a) 2. or 3. for the
3 renewal of certificates of number or certificates of registration.

4 (d) *Fees.* In addition to the applicable renewal fee under sub. (3), the
5 department may authorize that a supplemental renewal fee of \$3 be collected for the
6 renewal of certificates of number or certificates of registration that are renewed in
7 any of the following manners:

- 8 1. By agents appointed under par. (a) 2. or 3.
- 9 2. By the department using the expedited service.

10 (e) *Remittal of fees.* An agent appointed under par. (a) 2. or 3. shall remit to the
11 department \$2 of each \$3 fee collected under par. (d). Any fees remitted to or collected
12 by the department under par. (d) shall be credited to the appropriation account under
13 s. 20.370 (9) (hu).

14 **SECTION 856.** 30.52 (2) of the statutes is amended to read:

15 30.52 (2) CERTIFICATION AND REGISTRATION PERIOD. The certification and
16 registration period runs for ~~2~~ 3 years, commencing on April 1 of the year in which the
17 certificate of number or registration is issued and, unless sooner terminated or
18 discontinued in accordance with this chapter, expiring on March 31 of the ~~2nd~~ 3rd
19 year after issuance. A certificate of number or registration is valid only for the period
20 for which it is issued.

21 **SECTION 857.** 30.52 (3) (b) of the statutes is amended to read:

22 30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of
23 a certificate of number for a boat less than 16 feet in length is ~~\$11~~ \$16.50.

24 **SECTION 858.** 30.52 (3) (c) of the statutes is amended to read:

1 30.52 (3) (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the
2 issuance or renewal of a certificate of number for a boat 16 feet or more but less than
3 26 feet in length is \$16 \$24.

4 **SECTION 859.** 30.52 (3) (d) of the statutes is amended to read:

5 30.52 (3) (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the
6 issuance or renewal of a certificate of number for a boat 26 feet or more but less than
7 40 feet in length is \$30 \$45.

8 **SECTION 860.** 30.52 (3) (e) of the statutes is amended to read:

9 30.52 (3) (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal
10 of a certificate of number for a boat 40 feet or more in length is \$50 \$75.

11 **SECTION 861.** 30.52 (3) (f) of the statutes is amended to read:

12 30.52 (3) (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),
13 the fee for the issuance or renewal of a certificate of number for a sailboat which is
14 not a motorboat is \$10 \$15.

15 **SECTION 862.** 30.52 (3) (fm) of the statutes is amended to read:

16 30.52 (3) (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)
17 to (f), the fee for issuance or renewal of registration for a boat registered pursuant
18 to sub. (1) (b) 1m. is \$6.50 \$9.75.

19 **SECTION 863.** 30.52 (3) (h) of the statutes is amended to read:

20 30.52 (3) (h) *Fee for issuance upon transfer of ownership.* Notwithstanding
21 pars. (b) to (g), the fee for the issuance of a certificate of number or registration to the
22 new owner upon transfer of ownership of a boat certified or registered under this
23 chapter by the previous owner is \$2.50 \$3.75 if the certificate of number or
24 registration is issued for the remainder of the certification and registration period
25 for which the previous certificate of number or registration was issued.

1 **SECTION 864.** 30.52 (3) (i) of the statutes is amended to read:

2 30.52 **(3)** (i) *Fleet fees.* A person owning or holding 3 or more boats may, at the
3 person's option, pay a fleet rate for these boats instead of the fees which otherwise
4 would be payable under pars. (b) to (g). Notwithstanding pars. (b) to (g), the fee for
5 the issuance or renewal of certificates of number or registrations for boats under the
6 fleet rate is ~~\$18~~ \$27 plus 50% of the fees which would otherwise be applicable for the
7 boats under pars. (b) to (g).

8 **SECTION 865.** 30.52 (3) (im) of the statutes, as created by 1997 Wisconsin Act
9 198, is amended to read:

10 30.52 **(3)** (im) *Dealer or manufacturer fees.* A manufacturer or dealer in boats
11 may, at the manufacturer's or dealer's option, pay a fee of ~~\$50~~ \$75 for the issuance
12 or renewal of a certificate of number.

13 **SECTION 865d.** 30.52 (3e) of the statutes is created to read:

14 30.52 **(3e)** **SURCHARGES.** A person who applies for the issuance or renewal of a
15 certificate of number or registration for a motorboat to which sub. (3) (b), (c), (d), (e)
16 or (g) applies shall pay the department a surcharge in addition to the fee under sub.
17 (3). The amount of the surcharge shall be determined by the department by rule and
18 shall be based on the horsepower of the engine of the motorboat covered by the
19 application. The surcharge that is determined by the department for a motorboat
20 less than 16 feet in length may not exceed an amount equal to the amount of the fee
21 for the issuance or renewal of a certificate of number or registration for the motorboat
22 under sub. (3).

23 **SECTION 866.** 30.74 (1) (b) of the statutes, as affected by 1997 Wisconsin Act
24 198, is amended to read:

1 30.74 (1) (b) The department shall prescribe the course content, and the form
2 of the certificate ~~and may collect a fee from each person who enrolls in the course.~~
3 ~~The department may authorize instructors. An instructor~~ conducting such courses
4 ~~meeting standards established by it to retain a~~ course under this subsection shall
5 collect the instruction fee from each person who receives instruction. The
6 department may determine the portion of the this fee, which may not exceed 50%,
7 that the instructor may retain to defray expenses incurred ~~locally to operate the~~
8 ~~program by the instructor in conducting the course.~~ The instructor shall remit the
9 remainder of the fee shall be retained by or, if nothing is retained, the entire fee to
10 the department for the purpose of defraying a part of its expenses incurred to operate
11 the program. The department by rule shall set the fee for the course ~~and the amount~~
12 ~~of the fee that may be retained by instructors.~~

13 **SECTION 867j.** 30.77 (3) (dm) 1. of the statutes is renumbered 30.77 (3) (dm) 1.
14 (intro.) and amended to read:

15 30.77 (3) (dm) 1. (intro.) In this paragraph, “local:

16 **b.** “Local entity” means a city, village, town, county, qualified lake association,
17 as defined in s. 281.68 (1) (b), nonprofit conservation organization, as defined in s.
18 23.0955 (1), town sanitary district, public inland lake protection and rehabilitation
19 district or another local governmental unit, as defined in s. 66.299 (1) (a), that is
20 established for the purpose of lake management.

21 **SECTION 867m.** 30.77 (3) (dm) 1. a. of the statutes is created to read:

22 30.77 (3) (dm) 1. a. “Boating organization” means a nonstock corporation
23 organized under ch. 181 whose primary purpose is to promote boating activities.

24 **SECTION 867p.** 30.77 (3) (dm) 2. (intro.) of the statutes is renumbered 30.77 (2)
25 (dm) 2. and amended to read:

1 30.77 **(2)** (dm) 2. If the department or a local entity objects to an ordinance
2 enacted under par. (a), (ac) 2. or (am) 1. b., on the grounds that all or a portion of the
3 ordinance is contrary to or inconsistent with this chapter, ~~all of the following apply:~~
4 the procedure under subd. 2r. shall apply.

5 **SECTION 867s.** 30.77 (3) (dm) 2. a. of the statutes is renumbered 30.77 (3) (dm)
6 2r. a. and amended to read:

7 30.77 **(3)** (dm) 2r. a. Upon receipt of an objection under ~~this subdivision~~ subd.
8 2. or 2g., the department shall order a hearing on the objection under ch. 227. The
9 hearing shall be a contested case hearing, and the administrator of the division of
10 hearings and appeals in the department of administration shall assign a hearing
11 examiner to the hearing as provided in s. 227.43. Persons who are not parties to the
12 contested case may present testimony and evidence at the hearing.

13 **SECTION 867v.** 30.77 (3) (dm) 2. b. of the statutes is renumbered 30.77 (3) (dm)
14 2r. b. and amended to read:

15 30.77 **(3)** (dm) 2r. b. The hearing examiner shall issue an order on the objection
16 within 90 days after the date on which the hearing is ordered under subd. ~~2.~~ 2r. a.
17 If

18 c. For an objection under subd. 2., if the hearing examiner determines that the
19 ordinance or the portion of the ordinance is contrary to or inconsistent with this
20 chapter, the hearing examiner shall issue an order declaring the ordinance or that
21 portion of the ordinance void. ~~The~~ For an objection under subd. 2g., if the hearing
22 examiner determines that the ordinance or the portion of the ordinance is not
23 necessary for public health, safety, welfare or the public's interest in preserving the
24 state's natural resources, the hearing examiner shall issue an order declaring the
25 ordinance or that portion of the ordinance void. An order issued under this subd. 2r.

1 c. shall prohibit the enforcement of all or any portion of the ordinance declared to be
2 void.

3 **SECTION 867x.** 30.77 (3) (dm) 2g. of the statutes is created to read:

4 30.77 (3) (dm) 2g. If a local entity or an boating organization objects to an
5 ordinance enacted under par. (a) that applies to a river or stream, or to an ordinance
6 enacted under par. (b), on the grounds that all or a portion of the ordinance is not
7 necessary for public health, safety, welfare or the public's interest in preserving the
8 state's natural resources, the procedure under subd 2r. shall apply.

9 **SECTION 867xm.** 30.92 (4m) of the statutes is repealed.

10 **SECTION 867y.** 31.309 (title) of the statutes is amended to read:

11 **31.309 (title) Portage levee system and canal.**

12 **SECTION 867z.** 31.309 (1) (am) of the statutes is created to read:

13 31.309 (1) (am) The city of Portage may use any amounts from the grant
14 awarded under par. (a) for the renovation and repair of the Portage canal.

15 **SECTION 868.** 31.385 (title) of the statutes is amended to read:

16 **31.385 (title) ~~Dam maintenance, repair, modification, abandonment~~**
17 **~~and removal~~ safety; aid program.**

18 **SECTION 869b.** 31.385 (1) of the statutes is renumbered 31.385 (1m) (intro.) and
19 amended to read:

20 31.385 (1m) (intro.) The department shall promulgate the rules necessary to
21 administer a financial assistance program for ~~municipalities and public inland lake~~
22 ~~protection and rehabilitation districts for dam maintenance, repair, modification,~~
23 ~~abandonment and removal.~~ dam safety projects under which financial assistance
24 shall be provided as follows:

25 **SECTION 870b.** 31.385 (1b) of the statutes is created to read:

1 31.385 **(1b)** In this section:

2 (a) “Dam safety project” means the maintenance, repair, modification,
3 abandonment or removal of a dam to increase its safety or any other activity that will
4 increase the safety of a dam.

5 (b) “Small dam” means a dam that is less than 15 feet high and that creates an
6 impoundment of 100 surface acres of water or less.

7 **SECTION 870m.** 31.385 (1m) (a) of the statutes is created to read:

8 31.385 **(1m)** (a) To municipalities and public inland lake protection and
9 rehabilitation districts for any type of dam safety projects.

10 **SECTION 870p.** 31.385 (1m) (b) of the statutes is created to read:

11 31.385 **(1m)** (b) To private owners for the removal of small dams.

12 **SECTION 870r.** 31.385 (1m) (c) of the statutes is created to read:

13 31.385 **(1m)** (c) To any persons for the removal of abandoned dams.

14 **SECTION 871.** 31.385 (2) (intro.) of the statutes is amended to read:

15 31.385 **(2)** (intro.) The following standards shall apply to financial assistance
16 under this section for dam ~~maintenance, repair, modification, abandonment and~~
17 ~~removal~~ safety projects:

18 **SECTION 872b.** 31.385 (2) (a) of the statutes is renumbered 31.385 (2) (a) 1. and
19 amended to read:

20 31.385 **(2)** (a) 1. State Except as provided in subd. 2., financial assistance for
21 a dam safety project is limited to no more than 50% of the cost of ~~a particular project~~
22 ~~involving dam maintenance, repair, modification, abandonment or removal and no~~
23 ~~more than \$200,000 of state financial assistance for a particular~~ the project.

24 **SECTION 872e.** 31.385 (2) (a) 2. of the statutes is created to read:

1 31.385 (2) (a) 2. A project to remove an abandoned dam shall not be subject to
2 the 50% cost limit under subd. 1.

3 **SECTION 872g.** 31.385 (2) (a) 3. of the statutes is created to read:

4 31.385 (2) (a) 3. Financial assistance is limited to no more than \$200,000 for
5 each dam safety project.

6 **SECTION 873b.** 31.385 (2) (ag) of the statutes is amended to read:

7 31.385 (2) (ag) Of the amounts appropriated under s. 20.866 (2) (tL), at least
8 \$250,000 shall be used for projects to remove small dams ~~that are less than 15 feet~~
9 ~~wide and that create impoundments of 50 acre-feet of water or less.~~ A project under
10 ~~this paragraph to remove a small dam~~ may include restoring the stream or river that
11 was dammed.

12 **SECTION 874.** 31.385 (2) (bm) of the statutes is created to read:

13 31.385 (2) (bm) The department may provide financial assistance for an
14 activity other than the maintenance, repair, modification, abandonment or removal
15 of the dam only if the cost of that activity will be less than the cost of the maintenance,
16 repair, modification or removal of the dam.

17 **SECTION 875.** 31.385 (2) (c) (intro.) of the statutes is amended to read:

18 31.385 (2) (c) (intro.) No financial assistance may be provided under this
19 section for ~~the maintenance, repair, modification, abandonment or removal of a dam~~
20 safety project unless at least one of the following applies:

21 **SECTION 876.** 31.385 (2) (c) 1. of the statutes is amended to read:

22 31.385 (2) (c) 1. The department conducts an investigation or inspection of the
23 dam under this chapter and the owner of the dam requests financial assistance under
24 this section within 6 months after having received department directives, based on
25 the department's investigation or inspection of the dam, for the repair, modification

1 or abandonment and removal of the dam or for another activity to increase the safety
2 of the dam.

3 **SECTION 876g.** 31.385 (2) (c) 2. of the statutes is amended to read:

4 31.385 (2) (c) 2. The municipality ~~or~~, public inland lake protection and
5 rehabilitation district or other person applying for state financial assistance under
6 this section has received directives from the department or is under order by the
7 department to maintain, repair, modify, abandon or remove a dam on August 9, 1989.

8 **SECTION 877b.** 31.385 (3) of the statutes is amended to read:

9 31.385 (3) The department shall provide municipalities ~~and~~, public inland lake
10 protection and rehabilitation districts and other persons receiving state financial
11 assistance under this section with technical assistance ~~in conducting dam~~
12 ~~maintenance, repair, modification, abandonment and removal~~ for dam safety
13 projects under this section. The department shall coordinate the financial assistance
14 program under this section with other related state and federal programs.

15 **SECTION 886.** 36.11 (6) (b) of the statutes is amended to read:

16 36.11 (6) (b) The board may not make a grant under par. (a) to a person ~~if it~~
17 ~~receives a certification under s. 49.855 (7) that the person is delinquent in child~~
18 ~~support or maintenance payments or owes past support, medical expenses or birth~~
19 ~~expenses~~ whose name appears on the statewide support lien docket under s. 49.854
20 (2) (b), unless the person provides to the board a payment agreement that has been
21 approved by the county child support agency under s. 59.53 (5) and that is consistent
22 with rules promulgated under s. 49.858 (2) (a).

23 **SECTION 887.** 36.11 (36) of the statutes is created to read:

1 **36.11 (36)** AQUACULTURE DEMONSTRATION FACILITY. The board shall operate the
2 aquaculture demonstration facility authorized under 1999 Wisconsin Act (this
3 act), section 9107 (1) (i) 3.

4 **SECTION 887m.** 36.11 (37) of the statutes is created to read:

5 **36.11 (37)** EXTENSION LOCAL PLANNING PROGRAM. The board shall offer a local
6 planning program through the extension to educate local policymakers about local
7 planning and the grant program under s. 16.965.

8 **SECTION 887r.** 36.11 (38) of the statutes is created to read:

9 **36.11 (38)** STUDY OF PROGRAMS IN MARATHON COUNTY. The board shall study the
10 feasibility of expanding the offering of 4–year and graduate degree programs in
11 Marathon County when sufficient private funds or funds from a municipality, as
12 defined in s. 67.01 (5), have been raised to pay for the study. The board shall submit
13 a copy of the report under this subsection to the governor, and to the legislature under
14 s. 13.172 (2).

15 **SECTION 888e.** 36.25 (5) (a) of the statutes is amended to read:

16 **36.25 (5) (a)** The board of regents, as licensee, shall, except as provided in an
17 agreement entered into under par. (c) 2., manage, operate and maintain
18 broadcasting station WHA and WHA–TV and shall enter into an affiliation
19 agreement with the educational communications board pursuant to s. 39.14. Except
20 as provided under par. (b), the an affiliation agreement under this paragraph shall
21 provide that the board of regents shall grant the educational communications board
22 the part–time use of equipment and space necessary for the operations of the state
23 educational radio and television networks. The board of regents shall maintain a
24 separate account for each revenue source for broadcasting station WHA and for
25 WHA–TV which permits identification of the functions or activities for which

1 expenditures are made. The board of regents shall maintain annual records of its
2 expenditures for programming purposes by type of programming and by source of
3 revenue.

4 **SECTION 888m.** 36.25 (5) (c) of the statutes is created to read:

5 36.25 (5) (c) 1. In this paragraph:

6 a. “Broadcasting corporation” has the meaning given in s. 39.81 (2).

7 b. “Broadcasting station” means any broadcast station for which the board of
8 regents holds a license.

9 2. No later than the first day of the 12th month beginning after the effective
10 date of this subdivision [revisor inserts date], the board of regents may enter into
11 an agreement with the broadcasting corporation that requires the board of regents
12 to do each of the following:

13 a. Allow the broadcasting corporation to operate any broadcasting station that
14 is specified in the agreement.

15 b. Grant the broadcasting corporation operational control over any facility or
16 asset of the board of regents that is necessary for the operation of a broadcasting
17 station specified in subd. 2. a., except that the agreement may provide for joint use
18 by the board of regents and the broadcasting corporation of any production facility
19 and the agreement shall provide for the joint use by the board of regents and the
20 broadcasting corporation of one and only one television broadcasting network
21 facility.

22 c. Maintain the facilities and assets that are necessary for the operation of each
23 broadcasting station, including a broadcasting station specified in subd. 2. a.

24 d. Retain the license for each broadcasting station.

1 e. Provide administrative services to the broadcasting corporation that are
2 necessary for the broadcasting corporation to operate the broadcasting stations
3 specified in subd. 2. a.

4 f. Provide assistance in developing and delivering elementary and secondary
5 school educational programming. Any assistance provided under this subd. 2. f.
6 shall be provided at no cost to private and public elementary and secondary schools.

7 3. An agreement under subd. 2. shall satisfy each of the following:

8 a. The agreement shall remain in effect until the maturity date of any public
9 debt issued under s. 13.48 (31) (c).

10 b. The agreement shall ensure that the board of regents has access to
11 broadcasting facilities and air time that is equal to or greater than the access of the
12 board of regents prior to the effective date of this subdivision 3. b. [revisor inserts
13 date].

14 4. An agreement under subd. 2. may specify the terms, if any, for the
15 broadcasting corporation to compensate the board of regents or for the board of
16 regents to compensate the broadcasting corporation for taking an action specified in
17 subd. 2. a. to e.

18 5. An agreement under subd. 2. may not take effect without the approval of the
19 secretary of administration.

20 6. This paragraph does not apply unless the secretary of administration
21 determines under s. 39.88 (1) that the federal communications commission has
22 approved the transfer of all broadcasting licenses held by the educational
23 communications board to the broadcasting corporation.

24 **SECTION 888s.** 36.25 (5) (d) of the statutes is created to read:

1 36.25 (5) (d) At the request of the transitional board, as defined in s. 39.81 (7),
2 the board of regents shall, at no charge to the transitional board, provide staff and
3 legal, administrative and technical assistance for the transitional board to carry out
4 the duties under s. 39.82.

5 **SECTION 889.** 36.25 (14) of the statutes is amended to read:

6 36.25 (14) GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant
7 program for minority and disadvantaged graduate students enrolled in the system.
8 The grants shall be awarded from the appropriation under s. 20.285 (4) (b). The
9 board shall give preference in awarding grants under this subsection to residents of
10 this state. The board may not make a grant under this subsection to a person if it
11 receives a certification under s. 49.855 (7) that the person is delinquent in child
12 support or maintenance payments or owes past support, medical expenses or birth
13 expenses whose name appears on the statewide support lien docket under s. 49.854
14 (2) (b), unless the person provides to the board a payment agreement that has been
15 approved by the county child support agency under s. 59.53 (5) and that is consistent
16 with rules promulgated under s. 49.858 (2) (a).

17 **SECTION 890m.** 36.25 (29g) of the statutes is created to read:

18 36.25 (29g) The board shall establish in the college of natural resources at the
19 University of Wisconsin–Stevens Point a center to conduct studies and research
20 relating to watershed management.

21 **SECTION 891.** 36.25 (30) of the statutes is amended to read:

22 36.25 (30) HAZARDOUS POLLUTION POLLUTION PREVENTION PROGRAM. The board
23 shall establish maintain in the extension a hazardous pollution prevention program
24 solid and hazardous waste education center to promote hazardous pollution
25 prevention, as defined in s. 299.13 (1) (e) (dm). In cooperation with the department

1 of natural resources and the department of commerce, the ~~program center~~ shall
2 conduct an education and technical assistance program to promote hazardous
3 pollution prevention in this state.

4 **SECTION 893.** 36.27 (4) (a) of the statutes is amended to read:

5 36.27 (4) (a) In the 1993–94 to ~~1998–99~~ 2000–01 academic years, the board may
6 annually exempt from nonresident tuition, but not from incidental or other fees, up
7 to 200 students enrolled at the University of Wisconsin–Parkside as juniors or
8 seniors in programs identified by that institution as having surplus capacity and up
9 to 150 students enrolled at the University of Wisconsin–Superior in programs
10 identified by that institution as having surplus capacity.

11 **SECTION 894.** 36.34 (1) (b) of the statutes is amended to read:

12 36.34 (1) (b) The board shall establish a grant program for minority
13 undergraduates enrolled in the system. The board shall designate all grants under
14 this subsection as Lawton grants. Grants shall be awarded from the appropriation
15 under s. 20.285 (4) (dd). The board may not make a grant under this subsection to
16 a person if it ~~receives a certification under s. 49.855 (7) that the person is delinquent~~
17 ~~in child support or maintenance payments or owes past support, medical expenses~~
18 ~~or birth expenses~~ whose name appears on the statewide support lien docket under
19 s. 49.854 (2) (b), unless the person provides to the board a payment agreement that
20 has been approved by the county child support agency under s. 59.53 (5) and that is
21 consistent with rules promulgated under s. 49.858 (2) (a).

22 **SECTION 895.** 36.34 (2) of the statutes is repealed.

23 **SECTION 895m.** 36.36 of the statutes is created to read:

24 **36.36 Grants for study abroad.** From the appropriation under s. 20.285 (1)
25 (er), the board shall award a grant of \$2,000 to a resident undergraduate student to

1 assist in paying the costs associated with the student's study abroad if the student
2 satisfies all of the following criteria:

3 (1) The student demonstrates financial need for the grant, as determined by
4 the board.

5 (2) The student is enrolled full-time in the system in the semester preceding
6 the student's study abroad.

7 (3) The student is enrolled in a program leading to an associate or bachelor's
8 degree.

9 **SECTION 895t.** 38.04 (10) (d) of the statutes is created to read:

10 38.04 (10) (d) 1. In consultation with representatives of business and labor, the
11 board shall develop a separate approval process for district board proposals to
12 purchase or construct facilities to be used as applied technology centers under s.
13 38.15 (3) (c). The board may not approve a proposal unless the board determines that
14 all of the following apply:

15 a. The applied technology center is likely to maintain or increase the number
16 of jobs in the region served by the center that require a high level of skill and provide
17 high wages.

18 b. The productivity of employees who would be served by the center is likely to
19 increase.

20 c. One or more businesses in the region served by the center will pay for all of
21 the direct costs of operating the center and at least 20% of the indirect costs of
22 operating the center, and will fund, either in cash or in kind, at least 30% of the
23 capital costs of the center.

24 2. By December 1 of the year in which a center approved under subd. 1. begins
25 operating, and annually thereafter by December 1, the district board shall report to

1 the board the change, since the center began operating, in the wages, productivity
2 and level of skill of the employes who have been directly served by the center.

3 **SECTION 896.** 38.04 (18) of the statutes is created to read:

4 38.04 (18) STATEWIDE GUIDE. Annually, the board shall produce, and distribute
5 to students, parents, high school personnel and others, a guide containing
6 information on all of the technical colleges and their programs.

7 **SECTION 897b.** 38.125 of the statutes is renumbered 38.125 (3) and amended
8 to read:

9 38.125 (3) If the district board governing the Milwaukee area technical college
10 determines to relinquish its public broadcasting licenses, it shall, subject to the
11 approval of the federal communications commission, offer to assign the licenses to
12 the educational communications board, ~~subject to approval of the federal~~
13 ~~communications commission~~ or, if the secretary of administration determines under
14 s. 39.88 (1) that all the broadcasting licenses held by the educational
15 communications board have been transferred to the broadcasting corporation, to the
16 broadcasting corporation.

17 **SECTION 897c.** 38.125 (1) of the statutes is created to read:

18 38.125 (1) In this section:

19 (a) “District board” means the district board governing the Milwaukee Area
20 Technical College.

21 (b) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

22 (c) “Broadcasting station” means any broadcast station for which the district
23 board holds a license.

24 **SECTION 897d.** 38.125 (2) of the statutes is created to read:

1 38.125 (2) (a) No later than the first day of the 12th month beginning after the
2 effective date of this paragraph [revisor inserts date], the district board may enter
3 into an agreement with the broadcasting corporation that requires the district board
4 to do each of the following:

5 1. Allow the broadcasting corporation to operate any broadcasting station that
6 is specified in the agreement.

7 2. Grant the broadcasting corporation operational control over any facility or
8 asset of the district board that is necessary for the operation of a broadcasting station
9 specified in subd. 1., except that the agreement may provide for joint use by the
10 district board and the broadcasting corporation of any production facility and the
11 agreement shall provide for the joint use by the district board and the broadcasting
12 corporation of one and only one television broadcasting network facility located in a
13 1st class city.

14 3. Maintain the facilities and assets that are necessary for the operation of each
15 broadcasting station, including a broadcasting station specified in subd. 1.

16 4. Retain the license for each broadcasting station.

17 (b) An agreement under par. (a) shall satisfy each of the following:

18 1. The agreement shall remain in effect until the maturity date of any public
19 debt issued under s. 13.48 (31) (d).

20 2. The agreement shall ensure that the district board has access to
21 broadcasting facilities and air time that is equal to or greater than the access of the
22 district board prior to the effective date of this subdivision [revisor inserts date].

23 (c) An agreement under par. (a) may specify the terms, if any, for the
24 broadcasting corporation to compensate the district board or for the district board to
25 compensate the broadcasting corporation for taking an action specified in par. (a).

1 (d) An agreement under par. (a) may not take effect without the approval of the
2 secretary of administration.

3 (e) This subsection does not apply unless the secretary of administration
4 determines under s. 39.88 (1) that the federal communications commission has
5 approved the transfer of all broadcasting licenses held by the educational
6 communications board to the broadcasting corporation.

7 **SECTION 897e.** 38.15 (3) of the statutes is renumbered 38.15 (3) (intro.) and
8 amended to read:

9 38.15 (3) (intro.) This section ~~applies to building~~ does not apply to any of the
10 following:

11 (a) Building program actions approved by the board ~~after January 31, 1980.~~
12 ~~This section does not apply to building~~ before February 1, 1980.

13 (b) Building remodeling or improvement projects.

14 **SECTION 897em.** 38.15 (3) (c) of the statutes is created to read:

15 38.15 (3) (c) A capital expenditure to purchase or construct a facility to be used
16 as an applied technology center if all of the following apply:

17 1. The district board adopts a resolution stating its intention to make a capital
18 expenditure under this paragraph.

19 2. The board approves the proposal under s. 38.04 (10) (d) 1.

20 3. The capital expenditure is made before January 1, 2002.

21 4. The total amount of capital expenditures made by the district board under
22 this paragraph does not exceed \$5,000,000.

23 **SECTION 897m.** 38.15 (5) of the statutes is renumbered 38.15 (3) (d) and
24 amended to read:

1 38.15 (3) (d) ~~This section does not apply to the~~ The acquisition of a building as
2 a result of a lease under s. 38.14 (2) (d) 2. if the district makes no cash expenditure
3 to acquire the building.

4 **SECTION 898.** 38.28 (1m) (a) 1. of the statutes is amended to read:

5 38.28 (1m) (a) 1. “District aidable cost” means the annual cost of operating a
6 technical college district, including debt service charges for district bonds and
7 promissory notes for building programs or capital equipment, but excluding all
8 expenditures relating to auxiliary enterprises and community service programs, all
9 expenditures funded by or reimbursed with federal revenues, all receipts under ~~subs.~~
10 sub. (6) ~~and (7)~~ and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (7r) and
11 146.55 (5), all receipts from grants awarded under ss. 38.04 (8) and (20), 38.14 (11),
12 38.26, 38.27, 38.33 and 38.38, all fees collected under s. 38.24 and driver education
13 and chauffeur training aids.

14 **SECTION 899.** 38.28 (2) (b) 5. of the statutes is created to read:

15 38.28 (2) (b) 5. The board shall reduce each district’s aid payment under subd.
16 2. by the district’s share of the amount necessary to produce and distribute the
17 statewide guide under s. 38.04 (18), as determined by the board.

18 **SECTION 900.** 38.28 (3) of the statutes is amended to read:

19 38.28 (3) ~~If the appropriation for state aid under s. 20.292 (1) (d) in any one year~~
20 ~~is insufficient to pay the full amount under sub. (2), state aid payments shall be~~
21 ~~prorated among the districts entitled thereto.~~ If the appropriation for state aid under
22 s. 20.292 (1) (fc) in any one year is insufficient to pay the full amount under subs. (2)
23 (c) and (g), funds in the appropriation shall be used first for the purposes of sub. (2)
24 (c) and any remaining funds shall be prorated among the districts entitled to support
25 under sub. (2) (g). If the appropriation for state aid under s. 20.292 (1) (fc) in any one

1 year is insufficient to pay the full amount under sub. (2) (c), funds in the
2 appropriation shall be prorated among the districts entitled to the funds.

3 **SECTION 901.** 38.28 (7) of the statutes is repealed.

4 **SECTION 902.** 38.42 (4) of the statutes is amended to read:

5 38.42 (4) RETRAINING FUND. (a) A consortium of telecommunications companies
6 shall agree to contribute \$3,000,000 to the telecommunications retraining fund over
7 a 3–year period beginning on July 20, 1994. If the retraining fund is depleted within
8 3 years and if requested by the telecommunications retraining board, the consortium
9 shall contribute up to an additional \$1,000,000.

10 (c) Moneys contributed under this subsection shall be credited to the
11 appropriation under s. 20.292 (1) (gt).

12 **SECTION 903.** 38.42 (4) (b) of the statutes is created to read:

13 38.42 (4) (b) If the telecommunications retraining board determines that
14 additional contributions from telecommunications companies are necessary to fund
15 grants awarded under this section in the 1999–2000 fiscal year, the consortium shall
16 contribute additional amounts determined by the telecommunications retraining
17 board.

18 **SECTION 904.** 38.42 (6) of the statutes is amended to read:

19 38.42 (6) SUNSET. This section does not apply after June 30, 1999 2000.

20 **SECTION 905c.** 39.10 of the statutes is created to read:

21 **39.10 Definitions.** In this subchapter:

22 (1) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

23 (2) “Fund–raising corporation” means the corporation organized under s. 39.12
24 (1).

25 (3) “Transitional board” has the meaning given in s. 39.81 (7).

1 **SECTION 905g.** 39.11 (intro.) of the statutes is amended to read:

2 **39.11 Educational communications board; duties.** (intro.) ~~The Except as~~
3 ~~provided in a contract entered into under s. 39.115 (4), the~~ educational
4 communications board shall do each of the following:

5 **SECTION 905L.** 39.11 (22) of the statutes is created to read:

6 **39.11 (22)** At the request of the transitional board and at no charge to the
7 transitional board, provide staff and legal, administrative and technical assistance
8 for the transitional board to carry out the duties under s. 39.82.

9 **SECTION 905p.** 39.115 (4) of the statutes is created to read:

10 **39.115 (4)** Contract with the broadcasting corporation to manage, operate and
11 maintain any public broadcasting station for which the educational communications
12 board holds a license.

13 **SECTION 905t.** 39.12 of the statutes is amended to read:

14 **39.12 Nonstock Fund-raising corporation.** (1) The educational
15 communications board may organize and maintain a nonstock nonprofit corporation
16 under ch. 181 for the exclusive purpose of raising funds for the educational
17 communications board to support the activities of the educational communications
18 board. Any funds raised by the fund-raising corporation shall be expended to carry
19 out the purposes for which received.

20 (2) The educational communications board shall enter into a contract with the
21 fund-raising corporation ~~under sub. (1)~~. The contract shall provide that the
22 educational communications board may make use of the services of the fund-raising
23 corporation and that the educational communications board may provide
24 administrative services to the fund-raising corporation. The type and scope of any
25 administrative services provided by the educational communications board to the

1 fund-raising corporation and the educational communications board employees
2 assigned to perform the services shall be determined by the educational
3 communications board. The fund-raising corporation may neither employ staff nor
4 engage in political activities.

5 **(2m)** The fund-raising corporation ~~under sub. (1)~~ shall donate any real
6 property to the state within 5 years after acquiring the property unless holding the
7 property for more than 5 years is consistent with sound business and financial
8 practices and is approved by the joint committee on finance.

9 **(3)** The educational communications board, the department of administration,
10 the legislative fiscal bureau, the legislative audit bureau and the appropriate
11 committee of each house of the legislature, as determined by the presiding officer,
12 may examine all records of the fund-raising corporation.

13 **(4)** The board of directors of ~~any~~ the fund-raising corporation ~~established~~
14 ~~under this section~~ shall consist of 5 members, including the executive director of the
15 educational communications board and 4 members of the educational
16 communications board, elected by the educational communications board, of which
17 one shall be a legislator. No 2 members of the board of directors may be from the same
18 category of educational communications board members under s. 15.57 (1) ~~(a)~~ to ~~(7)~~
19 ~~(h)~~.

20 **(5)** ~~Any~~ The fund-raising corporation ~~established under this section~~ shall be
21 organized so that contributions to it will be deductible from adjusted gross income
22 under section 170 of the internal revenue code and so that the fund-raising
23 corporation will be exempt from taxation under section 501 of the internal revenue
24 code and ss. 71.26 (1) (a) and 71.45 (1).

25 **SECTION 905x.** 39.15 of the statutes is created to read:

1 **39.15 Applicability.** If the secretary of administration determines that the
2 federal communications commission has approved the transfer of all broadcasting
3 licenses held by the educational communications board to the broadcasting
4 corporation, this subchapter does not apply on and after the effective date of the last
5 license transferred as determined by the secretary under s. 39.88 (2).

6 **SECTION 907.** 39.285 (3) of the statutes is amended to read:

7 **39.285 (3)** By April 10, 1998, and annually thereafter, each tribally controlled
8 college in this state is requested to develop and submit to the board for its review
9 under sub. (1) a proposed formula for the awarding of grants under s. ~~39.30~~ 39.435,
10 except for grants awarded under s. 39.435 (2) or (5), for the upcoming academic year
11 to students enrolled at that tribally controlled college.

12 **SECTION 908.** 39.30 (2) (intro.) of the statutes is amended to read:

13 **39.30 (2) ELIGIBILITY.** (intro.) A resident student enrolled at least half-time and
14 registered as a freshman, sophomore, junior or senior in an accredited, nonprofit,
15 ~~post-high~~ post-high school, educational institution in this state ~~or in a tribally~~
16 ~~controlled college in this state~~ shall be eligible for grants under this section for each
17 semester of attendance, but:

18 **SECTION 909.** 39.30 (2) (e) of the statutes is amended to read:

19 **39.30 (2) (e)** The board may not make a grant to a student ~~if the board receives~~
20 ~~a certification under s. 49.855 (7) that the student is delinquent in child support or~~
21 ~~maintenance payments or owes past support, medical expenses or birth expenses~~
22 whose name appears on the statewide support lien docket under s. 49.854 (2) (b),
23 unless the student provides to the board a payment agreement that has been
24 approved by the county child support agency under s. 59.53 (5) and that is consistent
25 with rules promulgated under s. 49.858 (2) (a).

1 **SECTION 910.** 39.30 (2) (f) of the statutes is amended to read:

2 39.30 **(2)** (f) No grants may be awarded under this section unless the applicable
3 formula submitted under s. 39.285 (2) ~~or (3)~~ is approved or modified by the board
4 under s. 39.285 (1).

5 **SECTION 911.** 39.30 (3) (g) of the statutes is repealed.

6 **SECTION 912.** 39.38 (2) of the statutes is amended to read:

7 39.38 **(2)** Grants under this section shall be based on financial need, as
8 determined by the board. The maximum grant shall not exceed \$2,200 per year, of
9 which not more than \$1,100 may be from the appropriation under s. 20.235 (1) ~~(fb)~~
10 (k). State aid from this appropriation may be matched by a contribution from a
11 federally recognized American Indian tribe or band that is deposited in the general
12 fund and credited to the appropriation account under s. 20.235 (1) (gm). Grants shall
13 be awarded to students for full-time or part-time attendance at any accredited
14 institution of higher education in this state. The board may not make a grant under
15 this section to a student if the board receives a certification under s. 49.855 (7) that
16 the student is delinquent in child support or maintenance payments or owes past
17 support, medical expenses or birth expenses. Grants shall be renewable for up to 5
18 years if a recipient remains in good academic standing at the institution that he or
19 she is attending.

20 **SECTION 912c.** 39.38 (2) of the statutes, as affected by 1999 Wisconsin Act ...
21 (this act), is amended to read:

22 39.38 **(2)** Grants under this section shall be based on financial need, as
23 determined by the board. The maximum grant shall not exceed \$2,200 per year, of
24 which not more than \$1,100 may be from the appropriation under s. 20.235 (1) (k).
25 State aid from this appropriation may be matched by a contribution from a federally

1 recognized American Indian tribe or band that is deposited in the general fund and
2 credited to the appropriation account under s. 20.235 (1) (gm). Grants shall be
3 awarded to students for full-time or part-time attendance at any accredited
4 institution of higher education in this state. The board may not make a grant under
5 this section to a student ~~if the board receives a certification under s. 49.855 (7) that~~
6 ~~the student is delinquent in child support or maintenance payments or owes past~~
7 ~~support, medical expenses or birth expenses~~ whose name appears on the statewide
8 support lien docket under s. 49.854 (2) (b), unless the student provides to the board
9 a payment agreement that has been approved by the county child support agency
10 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)
11 (a). Grants shall be renewable for up to 5 years if a recipient remains in good
12 academic standing at the institution that he or she is attending.

13 **SECTION 913m.** 39.41 (1m) (d) of the statutes is amended to read:

14 39.41 (1m) (d) ~~By~~ Except as provided in par. (dm), by February 15 of each school
15 year, if 2 or more seniors from the same high school of at least 80 pupils have the same
16 grade point average and, except for the limitation on the number of designated
17 scholars, are otherwise eligible for designation under par. (a), the faculty of the high
18 school shall select the applicable number of seniors for designation under par. (a) as
19 scholars and shall certify, in order of priority, any remaining seniors as alternates for
20 a scholar with the same grade point average. If a senior from that high school
21 designated as a scholar under par. (a) does not qualify for a higher education
22 scholarship under sub. (2) (a) or (3) (a), an alternate for the scholar with the same
23 grade point average as any senior from that high school designated as a scholar
24 under par. (a) shall be eligible for a higher education scholarship as a scholar under
25 sub. (2) (a) or (3) (a) until the scholarship may be awarded by the board.

1 **SECTION 913mr.** 39.41 (1m) (dm) of the statutes is created to read:

2 39.41 **(1m)** (dm) If the high school weights different courses differently to
3 determine a pupil's grade point average, the faculty of the high school shall select for
4 each scholar designated under par. (d) a senior with the same grade point average
5 as an alternate for the scholar, or, if there is not another pupil with the same grade
6 point average, a senior with the next highest grade point average as an alternate for
7 the scholar.

8 **SECTION 913ms.** 39.41 (1m) (e) of the statutes is amended to read:

9 39.41 **(1m)** (e) If Except as provided under par. (em), if 2 or more seniors from
10 the same high school of less than 80 pupils have the same grade point average and,
11 except for the limitation of one nominated senior, are otherwise eligible for
12 nomination under par. (b), the faculty of the high school shall select the senior who
13 may be nominated by the school board of the school district operating the public high
14 school or the governing body of the private high school for designation under par. (b)
15 as a scholar by the executive secretary. If that senior is designated as a scholar by
16 the executive secretary and does not qualify for a higher education scholarship under
17 sub. (2) (a) or (3) (a), faculty of the high school shall select one or more of the
18 remaining seniors with the same grade point average for certification as a scholar
19 and the school board of the school district operating the high school or the governing
20 body of the private high school shall certify to the board one or more of these seniors
21 as eligible for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a)
22 until the scholarship may be awarded by the board.

23 **SECTION 913mt.** 39.41 (1m) (em) of the statutes is created to read:

24 39.41 **(1m)** (em) If the high school weights different courses differently to
25 determine a pupil's grade point average, and the senior designated as a scholar by

1 the executive secretary under par. (e) does not qualify for a higher education
2 scholarship under sub. (2) (a) or (3) (a), the faculty of the high school shall select one
3 senior with the same grade point average for certification as a scholar, or, if there is
4 no senior with the same grade point average, one senior with the next highest grade
5 point average for certification as a scholar, and the school board of the school district
6 operating the high school or the governing body of the private high school shall
7 certify to the board the selected senior as eligible for a higher education scholarship
8 as a scholar under sub. (2) (a) or (3) (a) until the scholarship may be awarded by the
9 board.

10 **SECTION 915.** 39.435 (1) of the statutes is amended to read:

11 39.435 (1) There is established, to be administered by the board, a higher
12 education grant program for postsecondary resident students enrolled at least
13 half-time and registered as freshmen, sophomores, juniors or seniors in accredited
14 institutions of higher education or in tribally controlled colleges in this state. Except
15 as authorized under sub. (5), such grants shall be made only to students enrolled in
16 nonprofit public institutions or tribally controlled colleges in this state.

17 **SECTION 916.** 39.435 (4) (a) of the statutes is amended to read:

18 39.435 (4) (a) The board shall ~~promulgate rules establishing policies and~~
19 ~~procedures for determining dependent and independent status and for the~~
20 ~~calculation of~~ award grants under this section based on a formula that accounts for
21 expected parental and student contributions. ~~The rules shall be~~ and is consistent
22 with generally accepted definitions and nationally approved needs analysis
23 methodology.

24 **SECTION 917.** 39.435 (4) (b) and (c) of the statutes are repealed.

25 **SECTION 918.** 39.435 (6) of the statutes is amended to read:

1 39.435 **(6)** The board may not make a grant under this section to a person if the
2 board receives a certification under s. 49.855 (7) that the person is delinquent in child
3 support or maintenance payments or owes past support, medical expenses or birth
4 expenses whose name appears on the statewide support lien docket under s. 49.854
5 (2) (b), unless the person provides to the board a payment agreement that has been
6 approved by the county child support agency under s. 59.53 (5) and that is consistent
7 with rules promulgated under s. 49.858 (2) (a).

8 **SECTION 919.** 39.44 (4) of the statutes is amended to read:

9 39.44 **(4)** The board shall notify an institution or school receiving funds under
10 sub. (2) if the board receives a certification under s. 49.855 (7) that a student is
11 delinquent in child support or maintenance payments or owes past support, medical
12 expenses or birth expenses a student's name appears on the statewide support lien
13 docket under s. 49.854 (2) (b). An institution or school may not award a grant under
14 this section to a student if it receives a notification under this subsection concerning
15 that student, unless the student provides to the institution or school a payment
16 agreement that has been approved by the county child support agency under s. 59.53
17 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

18 **SECTION 920.** 39.47 (2m) of the statutes is amended to read:

19 39.47 **(2m)** No resident of this state whose name appears on the statewide
20 support lien docket under s 49.854 (2) (b) may receive a waiver of nonresident tuition
21 under this section if the board receives a certification under s. 49.855 (7) that the
22 resident is delinquent in child support or maintenance payments or owes past
23 support, medical expenses or birth expenses, unless the resident provides to the
24 board a payment agreement that has been approved by the county child support

1 agency under s. 59.53 (5) and that is consistent with rules promulgated under s.
2 49.858 (2) (a).

3 **SECTION 921m.** 39.51 (title) and (1) (a) to (d) of the statutes are renumbered
4 45.54 (title) and (1) (a) to (d).

5 **SECTION 923.** 39.51 (1) (e) of the statutes is renumbered 45.54 (1) (e) (intro.) and
6 amended to read:

7 45.54 (1) (e) (intro.) “School” means any person, located within or outside this
8 state, maintaining, advertising or conducting any course or course of instruction for
9 profit or a tuition charge; but in subs. (7), (8) and (10) “school” means any private
10 trade, correspondence, business or technical school not excepted under sub. (9), but
11 does not include any of the following:

12 **SECTION 923m.** 39.51 (1) (f) and (g) of the statutes are renumbered 45.54 (1)
13 (f) and (g).

14 **SECTION 925m.** 39.51 (2) to (8) of the statutes are renumbered 45.54 (2) to (8),
15 and 45.54 (5), as renumbered, is amended to read:

16 45.54 (5) EMPLOYES, QUARTERS. The board shall employ a person to perform the
17 duties of an executive secretary and such other persons under the classified service
18 as may be necessary to carry out its purpose. The person performing the duties of
19 the executive secretary shall be in charge of the administrative functions of the
20 board. The board shall, to the maximum extent practicable, keep its office with the
21 higher educational aids board department of veterans affairs.

22 **SECTION 927.** 39.51 (9) (title) and (intro.) of the statutes are repealed.

23 **SECTION 928.** 39.51 (9) (a) to (h) of the statutes are renumbered 45.54 (1) (e) 1.
24 to 8.

25 **SECTION 929m.** 39.51 (10) of the statutes is renumbered 45.54 (10).

1 **SECTION 930m.** Subchapter V of chapter 39 [precedes 39.81] of the statutes is
2 created to read:

3 **CHAPTER 39**

4 **SUBCHAPTER V**

5 **PUBLIC BROADCASTING**

6 **39.81 Definitions.** In this subchapter:

7 **(1)** “Association” means the Wisconsin Public Radio Association.

8 **(2)** “Broadcasting corporation” means the corporation specified in s. 39.82 (1).

9 **(3)** “Corporate board” means the board of directors of the broadcasting
10 corporation.

11 **(4)** “Foundation” means the Wisconsin Public Broadcasting Foundation.

12 **(5)** “Friends group” means a nonstock, nonprofit corporation described under
13 section 501 (c) (3) or (4) of the Internal Revenue Code and exempt from taxation
14 under section 501 (a) of the Internal Revenue Code that is organized to raise funds
15 for a public broadcasting television station in this state.

16 **(6)** “Secretary” means the secretary of administration.

17 **(7)** “Transitional board” means the public broadcasting transitional board.

18 **39.82 Transitional board duties.** The transitional board shall do each of the
19 following:

20 **(1)** Draft and file articles of incorporation for a nonstock corporation under ch.
21 181 and take all actions necessary to exempt the corporation from federal taxation
22 under section 501 (c) (3) of the Internal Revenue Code.

23 **(2)** Draft bylaws for adoption by the corporate board under s. 181.0206 (2). The
24 bylaws shall specify the method for designating or appointing the directors of the
25 corporate board. No later than March 15, 2000, the transitional board shall submit

1 a report to the governor and to the chief clerk of each house of the legislature for
2 distribution to the legislature under s. 13.172 (2) that includes and describes the
3 bylaws drafted under this subsection.

4 (3) Prepare an application for submission by the corporate board to the federal
5 communications commission to transfer all broadcasting licenses held by the
6 educational communications board to the broadcasting corporation.

7 (4) Negotiate an agreement with the association for the transfer to the
8 broadcasting corporation of funds raised by the association.

9 (5) Negotiate an agreement with each friends group in this state for the
10 transfer to the broadcasting corporation of funds raised by the friends group.

11 **39.83 Transitional plan. (1)** The secretary of administration shall, after
12 consulting with the corporate board, prepare a plan for submission to the joint
13 committee on finance that specifies each of the following:

14 (a) The transfer of the unencumbered balances of the appropriations to the
15 educational communications board to the broadcasting corporation.

16 (b) The transfer of positions and related funding from the educational
17 communications board to the department of administration.

18 (c) The transfer of assets under s. 39.87 (2) to the broadcasting corporation.

19 (2) If the cochairpersons of the joint committee on finance do not notify the
20 secretary of administration within 14 working days after the date of submittal of the
21 plan under sub. (1) that the committee has scheduled a meeting for the purpose of
22 reviewing the plan, the plan may be implemented as proposed. If, within 14 working
23 days after the date of submittal of the plan under sub. (1), the cochairpersons of the
24 committee notify the secretary of administration that the committee has scheduled

1 a meeting for the purpose of reviewing the proposed plan, the plan may be
2 implemented only upon approval of the committee.

3 (3) If the joint committee on finance approves a transfer of unencumbered
4 balances specified in sub. (1) (a) and (b), the joint committee on finance shall transfer
5 the unencumbered balances to the appropriation accounts under ss. 20.218 (1) (a)
6 and 20.505 (1) (c) and (kv).

7 **39.84 Duties of broadcasting corporation.** The broadcasting corporation
8 shall do each of the following as a condition for receiving state aid under s. 20.218
9 (1) (a):

10 (1) Maintain a state system of radio broadcasting for the presentation of
11 educational, informational and public service programs, formulate policies
12 regulating the operation of such a state system and coordinate the public radio
13 activities of the various educational and informational agencies, civic groups, and
14 citizens having contributions to make to the public interest and welfare.

15 (2) Protect the public interest in educational television by maintaining
16 educational television channels reserved for this state and take such action as is
17 necessary to preserve such channels in this state for educational use.

18 (3) Maintain a comprehensive state plan for the orderly operation of a
19 statewide television system for the presentation of noncommercial instructional
20 programs that will serve the best interests of the people of the state now and in the
21 future.

22 (4) Work with the educational agencies and institutions of the state as
23 reviewer, adviser and coordinator of their joint efforts to meet the educational needs
24 of the state through radio and television.

1 **(5)** Furnish leadership in securing adequate funding for statewide joint use of
2 radio and television for educational and cultural purposes, including funding for
3 media programming for broadcast over the state networks.

4 **(6)** Lease, purchase or construct radio and television facilities for joint use with
5 state and local agencies, including facilities such as broadcast network and
6 production facilities, network interconnection or relay equipment, mobile units, and
7 other equipment available for statewide use.

8 **(7)** Maintain radio and television transmission equipment in order to provide
9 broadcast service to all areas of this state.

10 **(8)** Establish and maintain a continuing evaluation of the effectiveness of the
11 joint efforts of all participating educational institutions in terms of jointly
12 established goals in the area of educational radio and television.

13 **(9)** Act as a central clearinghouse and source of information concerning
14 educational radio and television activities in this state, including the furnishing of
15 such information to legislators, offices of government, educational institutions and
16 the general public.

17 **(10)** Provide educational programming for elementary and secondary schools
18 in this state and transmit public radio and television to remote and underserved
19 areas of the state.

20 **39.85 State aid. (1)** The broadcasting corporation may receive state aid under
21 s. 20.218 (1) (a) if each of the following is satisfied:

22 (a) The articles of incorporation state that the purpose of the broadcasting
23 corporation is to provide public broadcasting to this state and that, if the
24 broadcasting corporation dissolves or discontinues public broadcasting in this state,
25 the broadcasting corporation shall in good faith take all reasonable measures to

1 transfer or assign the broadcasting corporation's assets, licenses and rights to an
2 entity whose purpose is to advance public broadcasting in this state.

3 (b) The broadcasting corporation initially adopts the bylaws drafted by the
4 transitional board under s. 39.82 (2).

5 (c) The broadcasting corporation permits public inspection and copying of any
6 record of the corporation, as defined in s. 19.32 (1), to the same extent as required
7 of, and subject to the same terms and enforcement provisions that apply to, an
8 authority under subch. II of ch. 19.

9 (d) The broadcasting corporation provides public access to its meetings to the
10 same extent as is required of, and subject to the same terms and enforcement
11 provisions that apply to, a governmental body under subch. V of ch. 19.

12 (e) The broadcasting corporation provides the secretary of administration or
13 his or her designee and the employes of the legislative audit bureau and the
14 legislative fiscal bureau with access to all of the broadcasting corporation's records,
15 as defined in s. 19.32 (2), except records identifying the names of private donors.

16 (f) The broadcasting corporation carries out any obligation of the educational
17 communications board under any contract entered into by the educational
18 communications board that relates to the provision of public broadcasting in this
19 state until the contract is modified or rescinded by the broadcasting corporation to
20 the extent allowed under the contract.

21 **(2)** The secretary of administration shall pay aid under s. 20.218 (1) (a) to the
22 broadcasting corporation in instalments, as determined by the secretary.

23 **39.86 Broadcasting corporation reports. (1)** No later than September 15
24 of each even-numbered year, in the form and content prescribed by the department
25 of administration, the broadcasting corporation shall, as a condition of receiving

1 state aid under s. 20.218 (1) (a), prepare and forward to the department of
2 administration and to the legislative fiscal bureau all of the following information
3 regarding each program administered by the broadcasting corporation for which the
4 broadcasting corporation is requesting state aid:

5 (a) A clear statement of the purpose or goal for each program.

6 (b) Clear statements of specific objectives to be accomplished and, as
7 appropriate, the performance measures used by the broadcasting corporation to
8 assess progress toward achievement of these objectives.

9 (c) Proposed plans to implement the objectives specified in par. (a) and the
10 estimated resources needed to carry out the proposed plans.

11 (d) A statement of legislation required to implement proposed programmatic
12 and financial plans.

13 (e) Any other fiscal or other information that the secretary of administration
14 or the governor requires on forms prescribed by the secretary of administration.

15 **(2)** No later than December 1 of each year, the broadcasting corporation shall,
16 as a condition of receiving state aid under s. 20.218 (1) (a), submit a report to the
17 governor and to the chief clerk of each house of the legislature for distribution to the
18 legislature under s. 13.172 (2) that describes each of the following:

19 (a) Any use of state aid received by the broadcasting corporation for serving
20 educational communities, diverse populations and rural and remote areas of the
21 state, including a detailed itemization of the use of state aid.

22 (b) Any progress in advancing the transition to digital television and radio,
23 distance education and other technological innovations.

24 (c) The status of federal funding, private donations, other private fund raising
25 and any financially beneficial partnerships.

1 (d) The status of the broadcasting corporation's efforts to satisfy the duties
2 specified in this subchapter.

3 (3) This section does not apply unless the secretary of administration
4 determines that the federal communications commission has approved the transfer
5 of all broadcasting licenses held by the educational communications board to the
6 broadcasting corporation.

7 **39.87 Transfer provisions. (1) DEFINITIONS.** In this section, "state office
8 building" means the state office building located at 3319 West Beltline Highway in
9 Dane County.

10 (2) ASSETS. (a) If the secretary of administration determines that the federal
11 communications commission has approved the transfer of all broadcasting licenses
12 held by the educational communications board to the broadcasting corporation, each
13 of the following applies:

14 1. Any asset of the state, other than the state office building and the assets
15 specified in subd. 3., that is used by the educational communications board and that,
16 as determined by the secretary of administration, is not a shared asset, as defined
17 in s. 16.26 (1) (b), is transferred, subject to the approval of the joint committee on
18 finance under s. 39.83 (2), to the broadcasting corporation. A transfer under this
19 subdivision shall take effect on on the effective date of the last license transferred as
20 determined by the secretary of administration under s. 39.88 (2).

21 2. Subject to the approval of the joint committee on finance under s. 39.83 (2),
22 the secretary of administration shall transfer title to the state office building from
23 the state to the broadcasting corporation if the broadcasting corporation pays
24 \$476,228 to the foundation or the foundation waives such payment.

1 3. The assets of the state that, as determined by the secretary of
2 administration, are used by educational communications board for the operation of
3 an emergency weather warning system are transferred to the department of
4 administration.

5 (b) Any asset transferred under par. (a) 1. or 2. shall revert to the state if the
6 asset is not used for the purpose of providing public broadcasting.

7 **(3) EDUCATIONAL COMMUNICATIONS BOARD FUNDS.** Subject to the approval of the
8 joint committee on finance under s. 39.83, if the secretary of administration
9 determines that the federal communications commission has approved the transfer
10 of all broadcasting licenses held by the educational communications board to the
11 broadcasting corporation, each of the following applies on the effective date of the
12 last license transferred as determined by the secretary of administration under s.
13 39.88 (2):

14 (a) To the appropriation account under s. 20.218 (1) (a), there is transferred the
15 unencumbered balance of the appropriation accounts under s. 20.225 (1) (a), (b), (d),
16 (eg), (er) and (f), except for the unencumbered balance of the appropriation accounts
17 that are otherwise transferred under sub. (4).

18 (b) To the appropriation account under s. 20.505 (5) (i), there is transferred the
19 unencumbered balance of the appropriation account under s. 20.225 (1) (kb) and the
20 amounts in the schedule for the appropriation account under s. 20.505 (5) (i) are
21 increased by the amount transferred from the appropriation account under s. 20.225
22 (1) (kb).

23 (c) To the appropriation account under s. 20.505 (1) (kv), there is transferred
24 the unencumbered balance of the appropriation accounts under s. 20.225 (1) (g), (h),
25 (k) and (m), and, to the extent allowed under federal law, the secretary of

1 administration shall pay the broadcasting corporation a grant equal to the amount
2 of the unencumbered balance of the appropriation account under s. 20.505 (1) (kv).

3 **(4) POSITIONS.** If the secretary of administration determines that the federal
4 communications commission has approved the transfer of all broadcasting licenses
5 held by the educational communications board to the broadcasting corporation, all
6 positions authorized for the educational communications board and the incumbent
7 employes holding the positions are transferred to the department of administration.
8 Employes transferred under this subsection have all rights and the same status
9 under subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed
10 in the educational communications board. Notwithstanding s. 230.28 (4), no
11 employe so transferred who has attained permanent status in class may be required
12 to serve a probationary period.

13 **(5) DUTIES OF FORMER EDUCATIONAL COMMUNICATIONS BOARD EMPLOYES.** All
14 employes transferred to the department of administration under sub. (4) shall
15 provide broadcasting services to the broadcasting corporation under a contract
16 between the department of administration and the broadcasting corporation for such
17 services. The contract shall provide that the services are to be provided to the
18 broadcasting corporation at no charge to the broadcasting corporation.

19 **39.88 License transfer determination.** The secretary shall determine each
20 of the following:

21 **(1)** Whether the federal communications commission has approved the
22 transfer of all broadcasting licenses held by the educational communications board
23 to the broadcasting corporation.

24 **(2)** If the secretary determines that the federal communications commission
25 has approved the transfer of all the broadcasting licences specified in sub. (1), the

1 effective date of the transfer of the last license transferred to the broadcasting
2 corporation.

3 **SECTION 930t.** 40.02 (17) (g) of the statutes is repealed.

4 **SECTION 930v.** 40.02 (17) (gm) of the statutes is created to read:

5 40.02 (17) (gm) Any assistant district attorney in a county having a population
6 of 500,000 or more who did not have vested benefit rights under the retirement
7 system established under chapter 201, laws of 1937, who became a participating
8 employe on January 1, 1990, and who is a participating employe on the effective date
9 of this paragraph [revisor inserts date], shall receive creditable service for the
10 total period of his or her service under the retirement system established under
11 chapter 201, laws of 1937.

12 **SECTION 931.** 40.02 (28) of the statutes is amended to read:

13 40.02 (28) “Employer” means the state, including each state agency, any
14 county, city, village, town, school district, other governmental unit or
15 instrumentality of 2 or more units of government now existing or hereafter created
16 within the state and any federated public library system established under s. 43.19
17 whose territory lies within a single county with a population of 500,000 or more,
18 except as provided under ss. 40.51 (7) and 40.61 (3), or a local exposition district
19 created under subch. II of ch. 229 or a family care district created under s. 46.2895.
20 Each employer shall be a separate legal jurisdiction for OASDHI purposes.

21 **SECTION 932.** 40.02 (36) of the statutes is amended to read:

22 40.02 (36) “Governing body” means the legislature or the head of each state
23 agency with respect to employes of that agency for the state, the common council in
24 cities, the village board in villages, the town board in towns, the county board in
25 counties, the school board in school districts, or the board, commission or other

1 governing body having the final authority for any other unit of government, for any
2 agency or instrumentality of 2 or more units of government, for any federated public
3 library system established under s. 43.19 whose territory lies within a single county
4 with a population of 500,000 or more or for a local exposition district created under
5 subch. II of ch. 229 or for a family care district created under s. 46.2895.

6 **SECTION 935.** 40.02 (48) (am) of the statutes is amended to read:

7 40.02 (48) (am) “Protective occupation participant” includes any participant
8 whose name is certified to the fund as provided in s. 40.06 (1) (d) and (dm) and who
9 is a conservation warden, conservation patrol boat captain, conservation patrol boat
10 engineer, conservation pilot, conservation patrol officer, forest fire control assistant,
11 member of the state traffic patrol, state motor vehicle inspector, police officer, fire
12 fighter, sheriff, undersheriff, deputy sheriff, state probation and parole officer,
13 county traffic police officer, state forest ranger, fire watcher employed by the
14 Wisconsin veterans home, state correctional–psychiatric officer, excise tax
15 investigator employed by the department of revenue, special criminal investigation
16 agent in the department of justice, assistant or deputy fire marshal, or person
17 employed under s. 61.66 (1).

18 **SECTION 936.** 40.02 (48) (b) 4. of the statutes is created to read:

19 40.02 (48) (b) 4. A “member of the state traffic patrol” includes one division
20 administrator in the department of transportation who is counted under s. 230.08
21 (2) (e) 12. and whose duties include supervising the state traffic patrol, if the division
22 administrator is certified by the law enforcement standards board under s. 165.85
23 (4) (b) 1. as being qualified to be a law enforcement officer.

24 **SECTION 938d.** 40.03 (6) (a) 2. of the statutes is amended to read:

1 40.03 (6) (a) 2. May, wholly or partially in lieu of subd. 1., on behalf of the state,
2 provide any group insurance plan on a self-insured basis in which case the group
3 insurance board shall approve a written description setting forth the terms and
4 conditions of the plan, and may contract directly with providers of hospital, medical
5 or ancillary services or long-term care to provide insured employees with the benefits
6 provided under this chapter.

7 **SECTION 938h.** 40.03 (6) (h) (intro.) of the statutes is renumbered 40.03 (6) (h)
8 and amended to read:

9 40.03 (6) (h) Shall, on behalf of the state, offer as provided in s. 40.55 long-term
10 care insurance policies, ~~subject to the following conditions:~~

11 **SECTION 938i.** 40.03 (6) (h) 1. of the statutes is repealed.

12 **SECTION 938j.** 40.03 (6) (h) 2. of the statutes is repealed.

13 **SECTION 939m.** 40.04 (9) of the statutes is amended to read:

14 40.04 (9) Separate group health, long-term care, income continuation and life
15 insurance accounts, and additional accounts for any other type of insurance provided
16 under this chapter shall be maintained within the fund, to which shall be credited
17 moneys received from operations of the respective group insurance plans for
18 insurance premiums, as dividend or premium credits arising from the operation of
19 the respective insurance plans and from investment income on any reserves
20 established in the fund for the respective insurance plans. Premium payments to
21 insurers, any insurance benefit to be paid directly by the fund and reimbursements
22 of 3rd parties for benefits paid on behalf of an insurance plan shall be charged to the
23 corresponding account established for that benefit plan. This subsection shall not
24 be construed to prohibit the direct payment of premiums to insurers when
25 appropriate administrative procedures have been established for direct payments.

1 **SECTION 939t.** 40.05 (2) (bz) of the statutes is created to read:

2 40.05 **(2)** (bz) The employer contribution rate determined under par. (b) for the
3 department of administration shall be adjusted to reflect the cost of granting
4 creditable service under s. 40.02 (17) (gm) and that rate shall be sufficient to amortize
5 the unfunded prior service liability of the department of administration over the
6 remainder of the 40–year amortization period under par. (b).

7 **SECTION 944e.** 40.55 (1m) of the statutes is created to read:

8 40.55 **(1m)** (a) Except as provided in sub. (5), the state may offer, through the
9 group insurance board, to eligible employes under s. 40.02 (25) (bm) and to state
10 annuitants long–term care coverage on a self–insured basis.

11 (b) If the state offers long–term care coverage on a self–insured basis under par.
12 (a), the state shall allow any eligible employe under s. 40.02 (25) (bm) and any state
13 annuitant to purchase the long–term care coverage for his or her spouse, parent or
14 spouse’s parent.

15 (c) If the state offers long–term care coverage on a self–insured basis under par.
16 (a), the group insurance board, biennially, shall submit to the chief clerk of each
17 house of the legislature, for distribution to the legislature under s. 13.172 (2), a report
18 on the rates of participation in the self–insured program by eligible employes under
19 s. 40.02 (25) (bm) and state annuitants. The group insurance board shall submit the
20 report no later than July 1 of each odd–numbered year.

21 **SECTION 944g.** 40.55 (2) of the statutes is amended to read:

22 40.55 **(2)** For any long–term care policy offered through the group insurance
23 board under sub. (1), the insurer may impose underwriting considerations in
24 determining the initial eligibility of persons to cover and what premiums to charge.

25 **SECTION 944i.** 40.55 (4) of the statutes is amended to read:

1 40.55 (4) The group insurance board may charge a fee to each insurer whose
2 policy is offered under ~~this section sub. (1)~~, but the fee may not exceed the direct costs
3 incurred by the group insurance board in offering the policy.

4 **SECTION 944m.** 40.63 (1) (c) of the statutes is amended to read:

5 40.63 (1) (c) The employe is not entitled to any earnings from the employer and
6 the employer has certified that it has paid to the employe all earnings to which the
7 employe is entitled, that the employe is on a leave of absence and is not expected to
8 resume active service, or that the employe's participating employment has been
9 terminated, because of a disability as described in par. (b) and as a consequence the
10 employe is not entitled to any earnings from the employer. In this paragraph,
11 "earnings" does not include bonus compensation to which the employe is was entitled
12 under s. 25.156 (7) (a), 1997 stats.

13 **SECTION 945am.** 41.17 (2) of the statutes is amended to read:

14 41.17 (2) ELIGIBILITY. Any public or private organization not organized or
15 incorporated for profit, including a tribal organization of a federally recognized
16 American Indian tribe or band in this state, and any elected governing body of a
17 federally recognized American Indian tribe or band in this state may apply to the
18 department for joint effort marketing funds under this section. Prior to applying for
19 such funds, each prospective applicant shall have submitted, at the time and in the
20 manner provided by departmental rule, a plan and budget specifying the media to
21 be used, the market to be approached, the facilities and attractions to be promoted
22 and the applicant's estimated expenditures and receipts for the various projects
23 within the plan. If such plan is coordinated with the statewide marketing strategy,
24 the department shall approve it and the submitting organization or governing body
25 shall be eligible to apply for joint effort marketing funds under this section.

1 **SECTION 945ar.** 41.17 (3) (intro.) of the statutes is amended to read:

2 41.17 (3) WRITTEN AGREEMENTS. (intro.) Each joint effort marketing project
3 shall be implemented by a written agreement between the department and the
4 applicant organization, which or governing body. The agreement shall specify at a
5 minimum:

6 **SECTION 945b.** 41.17 (4) (a) of the statutes is amended to read:

7 41.17 (4) (a) No state funds may be released for a project which that is not
8 included within an advertising plan and budget submitted by an eligible
9 organization or governing body and approved by the department.

10 **SECTION 945c.** 41.17 (5) of the statutes is created to read:

11 41.17 (5) FUNDING SOURCE. Subject to the 50% limitation under s. 20.380 (1) (b)
12 and the proportional expenditure requirements under s. 20.380 (1) (b) and (kg), the
13 department shall expend, from the appropriations under s. 20.380 (1) (b) and (kg),
14 at least \$1,130,000 in the aggregate in each fiscal year in joint effort marketing funds
15 under this section.

16 **SECTION 945d.** 41.41 (7) (cm) of the statutes is created to read:

17 41.41 (7) (cm) Acquire development rights in land any portion of which is
18 approved by the department for inclusion in the Kickapoo valley reserve. Purchases
19 under this paragraph are subject to the approval of the governor under s. 20.914 (1).

20 **SECTION 945e.** 44.015 (6) of the statutes is renumbered 44.015 (10).

21 **SECTION 945f.** 44.015 (7) of the statutes is created to read:

22 44.015 (7) Contract with the Wisconsin History Foundation, Inc., for the
23 purpose of administering the historical society's membership program.

24 **SECTION 945g.** 44.02 (28) of the statutes is created to read:

1 44.02 **(28)** In the 1999–2001 fiscal biennium, pay the amount appropriated
2 under s. 20.245 (3) (c) to the city of Neenah to restore the Neenah city clock tower if
3 the city of Neenah contributes matching funds of at least \$25,000.

4 **SECTION 945m.** 44.08 of the statutes is repealed.

5 **SECTION 945s.** 44.16 of the statutes is amended to read:

6 **44.16 Historic sites foundation Circus World Museum Foundation. (1)**

7 The historical society may enter into a lease agreement with the ~~historic sites~~
8 ~~foundation, inc.~~ Circus World Museum Foundation, Inc., for the purpose of operating
9 Circus World Museum, located in Baraboo, Wisconsin. The lease agreement shall not
10 include any provision for the payment of a percentage of gross admissions income at
11 Circus World Museum to the historical society.

12 **(2)** Upon request of the board of directors of the ~~historic sites foundation, inc.~~
13 Circus World Museum Foundation, Inc., the governor may nominate, and with the
14 advice and consent of the senate appoint, one member of the board of directors to
15 serve at the pleasure of the governor.

16 **SECTION 946.** 44.20 (1) of the statutes is amended to read:

17 44.20 **(1)** The historical society shall operate and maintain the historic sites
18 known as Stonefield Village, Pendarvis, Villa Louis, Old Wade House, Madeline
19 Island, Old World Wisconsin, H.H. Bennett Studios and, if the First Capitol state
20 park has been transferred to the historical society under 1993 Wisconsin Act 16,
21 section 9142 (1e), First Capitol.

22 **SECTION 946m.** 44.49 of the statutes is created to read:

23 **44.49 Heritage trust program. (1) PURPOSE.** The legislature determines
24 that the provision of assistance by the state under this section and the awarding of
25 grants to the Wisconsin Trust for Historic Preservation under this section serve a

1 statewide public purpose by assisting in the protection, restoration and
2 rehabilitation of property located in this state that is significant in the history,
3 prehistory, architecture, archaeology or culture of this state, its rural and urban
4 communities or the nation.

5 **(2) DEFINITIONS.** In this section:

6 (a) “Local governmental unit” has the meaning given in s. 16.97 (7).

7 (b) “Trust” means the Wisconsin Trust for Historic Preservation.

8 **(3) GRANTS TO GOVERNMENTAL UNITS AND NONPROFIT ORGANIZATIONS.** (a) From the
9 appropriation under s. 20.866 (2) (zfm), the state historical society shall award
10 grants to state agencies, local governmental units and nonprofit organizations for
11 historic preservation. A grant recipient shall provide matching funds equal to 25%
12 of the amount of the grant, except that the state historical society may require a
13 recipient to provide matching funds equal to a higher percentage.

14 (b) The state historical society shall ensure that all grant recipients under par.
15 (a) comply with the standards for rehabilitation in 36 CFR 67.7.

16 (c) The state historical society may award up to \$1,000,000 in grants under par.
17 (a) in the 2000–01 fiscal year and up to \$1,500,000 in grants under par. (a) in each
18 of the 9 succeeding fiscal years, except that if the state historical society awards less
19 than the maximum amount allowed in any fiscal year the maximum amount allowed
20 in the succeeding fiscal year is increased by an amount equal to the difference
21 between the amount awarded in the current fiscal year and the maximum amount
22 allowed in the current fiscal year.

23 **(4) GRANTS TO THE TRUST.** (a) Subject to par. (b), the state historical society
24 annually shall award a grant to the trust from the appropriation under s. 20.866 (2)

1 (zfm). In the 2000–01 fiscal year, the amount of the grant shall be \$1,000,000. In
2 each of the 9 succeeding fiscal years, the amount of the grant shall be \$500,000.

3 (b) The state historical society may award a grant under par. (a) only if the
4 following conditions are satisfied:

5 1. The bylaws of the trust state that the purpose of the trust is to develop and
6 support statewide initiatives promoting historic preservation and that, if the trust
7 dissolves, the trust shall in good faith take all reasonable measures to ensure that
8 all moneys paid to the trust under this subsection revert to the state.

9 2. The trust provides public access to any meeting held for the purpose of
10 deliberations regarding the awarding of grants under par. (c) 1. to the same extent
11 as is required of, and subject to the same terms and enforcement provisions that
12 apply to, a governmental body under subch. V of ch. 19.

13 (c) The moneys received under par. (a) shall constitute an endowment fund.
14 The trust shall use the earnings of the endowment fund for the following purposes:

15 1. To award grants to state agencies, local governmental units and nonprofit
16 organizations for historic preservation, including historic preservation to
17 commemorate the 200th anniversary of Wisconsin statehood. A grant recipient shall
18 provide matching funds equal to 25% of the amount of the grant, except that the trust
19 may require a recipient to provide matching funds equal to a higher percentage.

20 2. To temporarily acquire historic property for the purpose of historic
21 preservation.

22 (d) The trust shall comply, and shall ensure that all grant recipients under par.
23 (c) 1. comply, with the standards for rehabilitation in 36 CFR 67.7.

24 (e) The trust shall contract with an independent certified public accountant to
25 biennially audit the endowment fund. Within 30 days after the completion of each

1 audit, the trust shall submit a detailed report of the audit to the governor and the
2 joint committee on finance.

3 **(5) SUNSET.** The state historical society may not award a grant under this
4 section after June 30, 2010.

5 **SECTION 947.** 44.53 (1) (fm) of the statutes is created to read:

6 44.53 **(1)** (fm) Conduct a program identical to that described in par. (f), but only
7 for American Indian individuals and groups. The program shall be funded from the
8 appropriation under s. 20.215 (1) (km).

9 **SECTION 947m.** 44.53 (1) (j) of the statutes is created to read:

10 44.53 **(1)** (j) Annually pay to the Milwaukee Foundation, Inc., for deposit in the
11 High Point fund, the amount appropriated under s. 20.215 (1) (e).

12 **SECTION 948.** 44.53 (2) (am) of the statutes is created to read:

13 44.53 **(2)** (am) Enter into contracts with American Indian individuals,
14 organizations and institutions and American Indian tribal governments for services
15 furthering the development of the arts and humanities.

16 **SECTION 949.** 44.70 (2g) of the statutes is created to read:

17 44.70 **(2g)** “Educational agency” means a school district, private school,
18 cooperative educational service agency, technical college district, private college,
19 public library system, public library board, the Wisconsin School for the Visually
20 Handicapped or the Wisconsin School for the Deaf.

21 **SECTION 951.** 44.70 (3m) of the statutes is created to read:

22 44.70 **(3m)** “Public library system” has the meaning given in s. 43.01 (5).

23 **SECTION 952.** 44.70 (5) of the statutes is created to read:

24 44.70 **(5)** “Universal service fund” means the trust fund established under s.
25 25.95.

1 **SECTION 953.** 44.71 (2) of the statutes is renumbered 44.71 (2) (a), and 44.71
2 (2) (a) 5. and 8., as renumbered, are amended to read:

3 44.71 (2) (a) 5. Subject to s. ~~196.218 (4r) (f)~~ 44.73 (5), in cooperation with the
4 department and the ~~public service commission~~, provide telecommunications access
5 to ~~school districts, private schools, cooperative educational service agencies,~~
6 ~~technical college districts, private colleges and public library boards~~ educational
7 agencies under the program established under s. ~~196.218 (4r)~~ 44.73.

8 8. Purchase educational technology equipment for use by school districts,
9 cooperative educational service agencies and public educational institutions in this
10 state and permit the districts, agencies and institutions to purchase or lease the
11 equipment, with an option to purchase the equipment at a later date. This ~~paragraph~~
12 subdivision does not require the purchase or lease of any educational technology
13 equipment from the board.

14 **SECTION 953g.** 44.71 (2) (a) 6m. of the statutes is created to read:

15 44.71 (2) (a) 6m. No later than October 1 of each year, submit a report
16 containing the discount rates provided to the board for telecommunications service
17 under 47 USC 254 to the department of administration, the joint committee on
18 finance and the public service commission.

19 **SECTION 954.** 44.71 (2) (bm) of the statutes is created to read:

20 44.71 (2) (bm) The board may contract with the Wisconsin advanced
21 telecommunications foundation to provide administrative services to the foundation.

22 **SECTION 955.** 44.72 (1) (a) of the statutes is amended to read:

23 44.72 (1) (a) Award grants to applicants on a competitive basis through one
24 funding cycle annually, except that the board shall ensure that at least one grant is

1 awarded annually to an applicant located in the territory of each cooperative
2 educational service agency.

3 **SECTION 955m.** 44.72 (1) (d) of the statutes is created to read:

4 44.72 (1) (d) Promulgate rules establishing administrative procedures,
5 eligibility criteria and application requirements for awarding grants under this
6 section.

7 **SECTION 955t.** 44.72 (2) (a) of the statutes is repealed.

8 **SECTION 956.** 44.72 (2) (b) 3. of the statutes is repealed.

9 **SECTION 956g.** 44.72 (2) (c) of the statutes is amended to read:

10 44.72 (2) (c) A school district is eligible for a grant under par. ~~(a)~~ or (b) 2. only
11 if the annual meeting in a common school district, or the school board in a unified
12 school district or in a school district operating under ch. 119, adopts a resolution
13 requesting the grant. A grant under this subsection may not be used to replace
14 funding available from other sources.

15 **SECTION 956r.** 44.72 (2) (d) of the statutes is amended to read:

16 44.72 (2) (d) A school district receiving a grant under par. ~~(a)~~ or (b) shall deposit
17 the moneys in a separate fund. The moneys may be used for any purpose related to
18 educational technology, except that a school district may not use the moneys to pay
19 the salary or benefits of any school district employe.

20 **SECTION 957.** 44.72 (2) (e) of the statutes is amended to read:

21 44.72 (2) (e) The board shall distribute the grants under par. (b) 2. and 3.
22 annually on the first Monday in February.

23 **SECTION 958.** 44.72 (4) (title) of the statutes is amended to read:

24 44.72 (4) (title) ~~SUBSIDIZED—EDUCATIONAL~~ EDUCATIONAL TECHNOLOGY
25 INFRASTRUCTURE LOANS FINANCIAL ASSISTANCE.

1 **SECTION 959.** 44.72 (4) (a) of the statutes is amended to read:

2 44.72 (4) (a) *Subsidized loans* Financial assistance authorized. The board may
3 ~~make subsidized loans~~ provide financial assistance under this subsection to school
4 districts from the proceeds of public debt contracted under s. 20.866 (2) (zc) and to
5 public library boards from the proceeds of public debt contracted under s. 20.866 (2)
6 (zcm). ~~Subsidized loans~~ Financial assistance under this subsection may be used only
7 for the purpose of upgrading the electrical wiring of school and library buildings in
8 existence on October 14, 1997, and installing and upgrading computer network
9 wiring.

10 **SECTION 960.** 44.72 (4) (b) of the statutes is amended to read:

11 44.72 (4) (b) *Subsidized loan* Financial assistance applications, terms and
12 conditions. The board shall establish application procedures for, and the terms and
13 conditions of, ~~subsidized loans~~ financial assistance under this subsection. The board
14 shall make a loan to a school district or public library board in an amount equal to
15 50% of the total amount of financial assistance for which the board determines the
16 school district or public library board is eligible and provide a grant to the school
17 district or public library board for the remainder of the total. The terms of any
18 financial assistance under this subsection may include provision of professional
19 building construction services under s. 16.85 (15). The board shall determine the
20 interest rate on ~~these loans~~ under this subsection. The interest rate shall be as low
21 as possible but shall be sufficient to fully pay all interest expenses incurred by the
22 state in making the loans and to provide reserves that are reasonably expected to be
23 required in the judgment of the board to ensure against losses arising from
24 delinquency and default in the repayment of ~~subsidized~~ the loans. The term of a
25 ~~subsidized~~ loan under this subsection may not exceed 10 years.

1 **SECTION 961.** 44.72 (4) (c) of the statutes is amended to read:

2 44.72 (4) (c) *Repayment of subsidized loans.* ~~A school district's or public library~~
3 ~~board's total payments on a loan made under this subsection shall be equal to 50%~~
4 ~~of the total debt service on the loan, as determined by the board. A school district or~~
5 ~~public library board is not obligated to pay the remaining 50% of the debt service on~~
6 ~~the loan.~~ The board shall credit all moneys received from school districts under this
7 paragraph for repayment of loans under this subsection to the appropriation account
8 under s. 20.275 (1) (h). The board shall credit all moneys received from public library
9 boards ~~under this paragraph~~ for repayment of loans under this subsection to the
10 appropriation account under s. 20.275 (1) (hb).

11 **SECTION 962.** 44.72 (4) (d) of the statutes is amended to read:

12 44.72 (4) (d) *Funding for subsidized loans financial assistance.* The board, with
13 the approval of the governor and subject to the limits of s. 20.866 (2) (zc) and (zcm),
14 may request that the building commission contract public debt in accordance with
15 ch. 18 to fund loans financial assistance under this subsection.

16 **SECTION 963.** 44.72 (5) of the statutes is created to read:

17 44.72 (5) FOREIGN LANGUAGE INSTRUCTION GRANTS. (a) Beginning in the 2000–01
18 fiscal year, the board shall award at least one grant in each fiscal year, on a
19 competitive basis, to an educational organization or consortium of educational
20 organizations for the development and implementation of a foreign language
21 instruction program in a public school in grades kindergarten to 6.

22 (b) The board shall award grants under par. (a) from the appropriation under
23 s. 20.275 (1) (b). The board may not award a grant to an organization or consortium
24 of organizations unless the foreign language instruction is provided to pupils using

1 data lines or video links for which access is provided under s. 44.73 (1) or for which
2 a grant is awarded under s. 44.73 (6).

3 (c) The board shall promulgate rules defining “educational organization” for
4 the purposes of this subsection.

5 **SECTION 967.** 45.25 (1) of the statutes is amended to read:

6 45.25 (1) ADMINISTRATION. The department of veterans affairs shall administer
7 a tuition and fee reimbursement program for eligible veterans enrolling as
8 undergraduates in any institution ~~within the university of Wisconsin system,~~
9 ~~enrolling in any technical college under ch. 38 of higher education, as defined in s.~~
10 45.396 (1) (a), in this state or receiving a waiver of nonresident tuition under s. 39.47.

11 **SECTION 968.** 45.25 (2) (d) of the statutes is amended to read:

12 45.25 (2) (d) The individual is a resident at the time of application for the
13 tuition and fee reimbursement program and was a Wisconsin resident at the time of
14 entry or reentry into service or was a resident for any consecutive 5-year period after
15 completing entry or reentry into service on active duty and before the time date of
16 his or her application. If a person applying for a benefit under this section meets that
17 5-consecutive-year residency requirement, the department may not require the
18 person to reestablish that he or she meets the 5-consecutive-year residency
19 requirement when he or she later applies for any other benefit under this chapter
20 that requires a 5-consecutive-year residency.

21 **SECTION 969.** 45.25 (2) (e) of the statutes is created to read:

22 45.25 (2) (e) The individual is enrolled for at least 12 credits during the
23 semester for which reimbursement is sought.

24 **SECTION 970.** 45.25 (3) (a) of the statutes is amended to read:

1 45.25 (3) (a) Except as provided in par. (am), an individual who meets the
2 requirements under sub. (2), upon satisfactory completion of ~~an~~ a full-time
3 undergraduate semester in any institution ~~within the university of Wisconsin~~
4 ~~system or a semester at any technical college district school under ch. 38 of higher~~
5 education, as defined in s. 45.396 (1) (a), in this state or any institution from which
6 the individual receives a waiver of nonresident tuition under s. 39.47, may be
7 reimbursed for up to 50% 65% of the individual's tuition and fees, ~~but that.~~ The
8 reimbursement under this paragraph is limited to a maximum of 50% 65% of the
9 standard cost for a state resident for an equivalent undergraduate course at the
10 University of Wisconsin–Madison per course or the difference between the
11 individual's tuition and fees and the grants or scholarships, including those made
12 under s. 21.49, that the individual receives specifically for the payment of the tuition
13 or fees, whichever is less. Reimbursement is available only for tuition and fees that
14 are part of a curriculum that is relevant to a degree in a particular course of study
15 at the institution ~~or school~~.

16 **SECTION 971.** 45.25 (3) (am) of the statutes is amended to read:

17 45.25 (3) (am) A disabled individual who meets the requirements under sub.
18 (2) and whose disability is rated at 30% or more under 38 USC 1114 or 1134, upon
19 satisfactory completion of an undergraduate semester in any institution ~~within the~~
20 ~~university of Wisconsin system or a semester at any technical college district school~~
21 under ch. 38 of higher education, as defined in s. 45.396 (1) (a), in this state or any
22 institution from which the individual receives a waiver of nonresident tuition under
23 s. 39.47, may be reimbursed for up to 100% of the individual's tuition and fees, ~~but~~
24 ~~that.~~ The reimbursement under this paragraph is limited to 100% of the standard
25 cost for a state resident for an equivalent undergraduate course at the University of

1 Wisconsin–Madison per course, or the difference between the individual’s tuition
2 and fees and the grants or scholarships, including those made under s. 21.49, that
3 the individual receives specifically for the payment of the tuition or fees, whichever
4 is less. Reimbursement is available only for tuition and fees that are part of a
5 curriculum that is relevant to a degree in a particular course of study at the
6 institution ~~or school~~.

7 **SECTION 972.** 45.25 (4) (a) of the statutes is amended to read:

8 45.25 (4) (a) An individual is not eligible for reimbursement under sub. (2) for
9 more than 120 credits ~~of part–time study~~ or 8 full semesters of full–time study at any
10 institution ~~within the university of Wisconsin system~~ of higher education, as defined
11 in s. 45.396 (1) (a), in this state, 60 credits ~~of part–time study~~ or 4 full semesters of
12 full–time study at a ~~technical college under ch. 38~~ any institution of higher
13 education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon
14 completion of 60 credits, or an equivalent amount of credits at an institution where
15 he or she is receiving a waiver of nonresident tuition under s. 39.47.

16 **SECTION 973.** 45.25 (4) (b) (intro.) of the statutes is amended to read:

17 45.25 (4) (b) (intro.) The department may provide reimbursement under sub.
18 (2) to an individual who is delinquent in child support or maintenance payments or
19 who owes past support, medical expenses or birth expenses, as established by the
20 receipt ~~by the department of a certification under s. 49.855~~ appearance of the
21 individual’s name on the statewide support lien docket under s. 49.854 (2) (b), only
22 if the individual provides the department with one of the following:

23 **SECTION 974.** 45.25 (4) (b) 2. of the statutes is amended to read:

24 45.25 (4) (b) 2. A statement that the individual is not delinquent in child
25 support or maintenance payments and does not owe past support, medical expenses

1 or birth expenses, signed by the ~~clerk of circuit court~~ department of workforce
2 development or its designee within 7 working days before the date of the application.

3 **SECTION 975.** 45.35 (5) (a) 2. c. of the statutes is amended to read:

4 45.35 (5) (a) 2. c. Has been a resident of this state for any consecutive 5-year
5 period after ~~completing~~ entry or reentry into service on active duty and before the
6 date of his or her application or death. If a person applying for a benefit under this
7 subchapter meets that 5-consecutive-year residency requirement, the department
8 may not require the person to reestablish that he or she meets the
9 5-consecutive-year residency requirement when he or she later applies for any other
10 benefit under this chapter that requires a 5-consecutive-year residency.

11 **SECTION 976.** 45.35 (14) (h) of the statutes is created to read:

12 45.35 (14) (h) To provide grants to the governing bodies of federally recognized
13 American Indian tribes and bands from the appropriation under s. 20.485 (2) (km)
14 if that governing body enters into an agreement with the department regarding the
15 creation, goals and objectives of a tribal veterans' service officer, appoints a veteran
16 to act as a tribal veterans' service officer and gives that veteran duties similar to the
17 duties described in s. 45.43 (5), except that the veteran shall report to the governing
18 body of the tribe or band. The department may make annual grants of up to \$2,500
19 under this paragraph and shall promulgate rules to implement this paragraph.

20 **SECTION 977.** 45.35 (15) of the statutes is amended to read:

21 45.35 (15) LIBERAL CONSTRUCTION INTENDED. This section, ss. 45.25, 45.351,
22 45.356 and 45.37 and subch. II shall be construed as liberally as the language
23 permits in favor of applicants.

24 **SECTION 979.** 45.356 (6) (intro.) of the statutes is amended to read:

1 45.356 (6) (intro.) The department may provide a loan under this section after
2 ~~the department receives a certification under s. 49.855 (7) that the applicant is~~
3 ~~delinquent in child support or maintenance payments or owes past support, medical~~
4 ~~expenses or birth expenses~~ to an applicant whose name appears on the statewide
5 support lien docket under s. 49.854 (2) (b) only if the applicant does one of the
6 following:

7 **SECTION 980.** 45.356 (6) (b) of the statutes is amended to read:

8 45.356 (6) (b) Provides to the department a statement that the applicant is not
9 delinquent in child support or maintenance payments and does not owe past support,
10 medical expenses or birth expenses, signed by the ~~clerk of circuit court~~ department
11 of workforce development or its designee within 7 working days before the date of the
12 application.

13 **SECTION 981.** 45.356 (9) (a) of the statutes is amended to read:

14 45.356 (9) (a) The department may borrow from the veterans mortgage loan
15 repayment fund under s. 45.79 (7) (a) ~~and shall pledge~~ to obtain money to make loans
16 ~~made under this section as collateral for the borrowing.~~

17 **SECTION 982.** 45.356 (9) (b) of the statutes is amended to read:

18 45.356 (9) (b) The department may enter into transactions with the state
19 investment board to obtain money to make loans under this section. Transactions
20 authorized under this paragraph may include the sale of loans.

21 **SECTION 982m.** 45.358 (2) of the statutes is amended to read:

22 45.358 (2) CONSTRUCTION AND OPERATION OF CEMETERIES. Subject to
23 authorization under ss. 13.48 (10) and 20.924 (1), the department of veterans affairs
24 may construct and operate veterans cemeteries in northwestern and southeastern
25 Wisconsin and may employ such personnel as are necessary for the proper

1 management of the cemeteries. The cemetery in southeastern Wisconsin is the
2 Southern Wisconsin Veterans Memorial Cemetery. The cemetery in northwestern
3 Wisconsin is the Northern Wisconsin Veterans Memorial Cemetery. The department
4 may acquire, by gift, purchase or condemnation, lands necessary for the purposes of
5 the cemeteries. Title to the properties shall be taken in the name of this state. Every
6 deed of conveyance shall be immediately recorded in the office of the proper register
7 of deeds and thereafter filed with the secretary of state. All cemeteries operated by
8 the department are exempt from the requirements of ss. 157.061 to 157.70 and
9 440.90 to 440.95.

10 **SECTION 983.** 45.37 (3) (b) (title) of the statutes is repealed.

11 **SECTION 984.** 45.37 (3) (b) of the statutes is renumbered 45.37 (3) and amended
12 to read:

13 45.37 (3) *Nonresident.* A veteran who was not a resident of this state at the
14 time of enlistment or induction into service but who is otherwise qualified for
15 membership may be admitted if the veteran has been a resident of this state for any
16 consecutive 5–year period after ~~completing~~ enlistment or induction into service on
17 ~~active duty~~ and before the date of his or her application. If a person applying for a
18 benefit under this subchapter meets that 5–consecutive–year residency
19 requirement, the department may not require the person to reestablish that he or she
20 meets the 5–consecutive–year residency requirement when he or she later applies
21 for any other benefit under this chapter that requires a 5–consecutive–year
22 residency.

23 **SECTION 984m.** 45.385 of the statutes is amended to read:

24 **45.385 Veterans residential, treatment and nursing care facilities.**

25 Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department of

1 veterans affairs may construct or renovate and operate residential, treatment and
2 nursing care facilities in southeastern Wisconsin ~~and may, to be known as the~~
3 Southern Wisconsin Veterans Retirement Center. The department may employ such
4 personnel as are necessary for the proper management of the facilities Southern
5 Wisconsin Veterans Retirement Center. The department may acquire by gift,
6 purchase or condemnation lands necessary for the purposes of the facilities Southern
7 Wisconsin Veterans Retirement Center. Title to any properties acquired under this
8 section shall be taken in the name of this state. Every deed of conveyance shall be
9 immediately recorded in the office of the proper register of deeds and filed with the
10 secretary of state.

11 **SECTION 985.** 45.396 (1) (a) of the statutes is amended to read:

12 45.396 (1) (a) “Institution of higher education” means ~~an educational~~
13 ~~institution meeting the requirements of P.L. 89–329 for institutions covered therein~~
14 ~~and of P.L. 89–287 for business, trade, technical or vocational schools and full-time~~
15 ~~post-high school technical colleges~~ has the meaning given in 20 USC 1088 (a).

16 **SECTION 986.** 45.396 (5) of the statutes is amended to read:

17 45.396 (5) Except as provided in sub. (9), the reimbursement may not exceed
18 50% 65% of the cost of tuition and fees and shall also be limited to a maximum of 50%
19 65% of the standard cost for a state resident for tuition and fees for an equivalent
20 undergraduate course at the University of Wisconsin–Madison per course and may
21 not be provided to an individual more than 4 times during any consecutive 12–month
22 period.

23 **SECTION 987.** 45.396 (6) (intro.) of the statutes is amended to read:

24 45.396 (6) (intro.) The department may make a grant ~~to an applicant~~ under this
25 section ~~after the department receives a certification under s. 49.855 (7) that the~~

1 applicant is delinquent in child support or maintenance payments or owes past
2 support, medical expenses or birth expenses to an applicant whose name appears on
3 the statewide support lien docket under s. 49.854 (2) (b) only if the applicant provides
4 the department with one of the following:

5 **SECTION 988.** 45.396 (6) (b) of the statutes is amended to read:

6 45.396 (6) (b) A statement that the applicant is not delinquent in child support
7 or maintenance payments and does not owe past support, medical expenses or birth
8 expenses, signed by the ~~clerk of circuit court~~ department of workforce development
9 or its designee within 7 working days before the date of the application.

10 **SECTION 989g.** 45.397 (4) of the statutes is repealed.

11 **SECTION 990.** 45.71 (16) (a) 2m. a. of the statutes is amended to read:

12 45.71 (16) (a) 2m. a. Has been a resident of this state for any consecutive 5-year
13 period after ~~completing~~ enlistment or induction into service ~~on active duty~~ and before
14 the date of his or her application or death. If a person applying for a benefit under
15 this subchapter meets that 5-consecutive-year residency requirement, the
16 department may not require the person to reestablish that he or she meets the
17 5-consecutive-year residency requirement when he or she applies for any other
18 benefit under this chapter that requires a 5-consecutive-year residency.

19 **SECTION 991.** 45.74 (6) (intro.) of the statutes is amended to read:

20 45.74 (6) DELINQUENT SUPPORT PAYMENTS. (intro.) The person is delinquent in
21 child support or maintenance payments or owes past support, medical expenses or
22 birth expenses, as evidenced by ~~a certification under s. 49.855 (7)~~ the appearance of
23 the person's name on the statewide support lien docket under s. 49.854 (2) (b), unless
24 the person provides the department or authorized lender with one of the following:

25 **SECTION 992.** 45.74 (6) (b) of the statutes is amended to read:

1 45.74 **(6)** (b) A statement that the person is not delinquent in child support or
2 maintenance payments and does not owe past support, medical expenses or birth
3 expenses, signed by the ~~clerk of circuit court~~ department of workforce development
4 or its designee within 7 working days before the date of the application.

5 **SECTION 993.** 45.76 (1) (c) of the statutes is amended to read:

6 45.76 **(1)** (c) *Home improvements.* A loan of not more than \$15,000 \$25,000 to
7 improve a home, including construction of a garage.

8 **SECTION 994.** 45.79 (9) (a) of the statutes is amended to read:

9 45.79 **(9)** (a) All moneys received from any source for repayment of loans,
10 mortgages or mortgage loan notes funded with proceeds of revenue obligations
11 issued under sub. (6) (c) shall be deposited into one or more separate nonlapsible
12 trust funds in the state treasury or with a trustee ~~as provided in s. 18.56 (9) (j)~~
13 appointed for that purpose by the authorizing resolution for the revenue obligations.

14 The board may pledge revenues received by the funds to secure revenue obligations
15 issued under sub. (6) (c) and shall have all other powers necessary and convenient
16 to distribute the proceeds of the revenue obligations and loan repayments in
17 accordance with subch. II of ch. 18. Unrestricted balances in the funds may be used
18 to fund additional loans issued under sub. (6) (c) and pay the balances owing on loans
19 after the assumptions of the loans or the closings of the sales of residences under sub.
20 (10) (c).

21 **SECTION 995.** 46.03 (1) of the statutes is amended to read:

22 46.03 **(1)** INSTITUTIONS GOVERNED. Maintain and govern the Mendota and the
23 Winnebago mental health institutes; the secure mental health facility established
24 under s. 46.055; and the centers for the developmentally disabled.

25 **SECTION 996.** 46.03 (7) (g) of the statutes is created to read:

1 46.03 (7) (g) Before July 1, 2005, establish a statewide automated child welfare
2 information system.

3 **SECTION 997.** 46.03 (22) (a) of the statutes is amended to read:

4 46.03 (22) (a) “Community living arrangement” means any of the following
5 facilities licensed or operated, or permitted under the authority of the department:
6 child welfare agencies under s. 48.60, group homes for children under s. 48.02 (7) and
7 community-based residential facilities under s. 50.01; but does not include adult
8 family homes, as defined in s. 50.01, day care centers, nursing homes, general
9 hospitals, special hospitals, prisons and jails. ~~“Community living arrangement” also~~
10 ~~includes a youth village program as described in s. 118.42.~~

11 **SECTION 999m.** 46.036 (8) of the statutes is created to read:

12 46.036 (8) If the department proposes to consolidate contracts into one single
13 contract to cover care or services under more than one program administered by the
14 subunit of the department that is primarily responsible for administering public
15 health, the department shall submit the proposed contract to the cochairpersons of
16 the joint committee on finance. The proposed contract shall detail the programs for
17 which care or services are being contracted, the allocation of funds for each program
18 and outcome performance incentives and disincentives offered under the contract.
19 If the cochairpersons of the committee do not notify the secretary within 14 working
20 days after receiving the proposed contract that the cochairpersons have scheduled
21 a meeting for the purpose of reviewing the contract, the department may enter into
22 the contract as proposed. If, within 14 working days after receiving the proposed
23 contract, the cochairpersons notify the secretary that the cochairpersons have
24 scheduled a meeting for the purpose of reviewing the proposed contract, the
25 department may not enter into the contract except as approved by the committee.

1 **SECTION 1000.** 46.043 of the statutes is created to read:

2 **46.043 Additional services of mental health institutes. (1)** In addition
3 to inpatient and outpatient services provided at mental health institutes under ss.
4 51.05 and 51.07, the department may authorize mental health institutes to offer
5 services other than inpatient mental health services when the department
6 determines that community services need to be supplemented. Services that may be
7 offered under this section include mental health outpatient treatment and services,
8 day programming, consultation and services in residential facilities, including group
9 homes, child caring institutions and community-based residential facilities.

10 **(2)** Services under this section may be provided only under contract between
11 the department and a county department under s. 46. 215, 46.22 or 46.23, a school
12 district or another public or private entity within the state to persons referred from
13 those entities, at the discretion of the department. The department shall charge the
14 referring entity all costs associated with providing the services. Unless a referral is
15 made, the department may not offer services under this section to the person who is
16 to receive the services or his or her family. The department may not impose a charge
17 for services under this section upon the person receiving the services or his or her
18 family. The department shall credit any revenues received under this section to the
19 appropriation account under s. 20.435 (2) (gk).

20 **(3) (a)** Except as provided in par. (b), services under this section are governed
21 by all of the following:

22 1. The terms of the contract between the department and the referring entity.

23 2. Subchapter XVI of ch. 48 and ss. 50.03, 50.032, 50.033, 50.034 (1) to (3),
24 50.035, 50.04, 50.09, 51.04, 51.42 (7) (b) and 51.61. In applying these statutes, the
25 services shall be considered to be provided by a private entity.

1 3. Rules promulgated under the statutes specified in subd. 2.

2 (b) In the event of a conflict between par. (a) 1. and 2. or 3., the services shall
3 comply with the contractual, statutory or rules provision that is most protective of
4 the service recipient's health, safety, welfare or rights.

5 (c) Sections 46.03 (18), 46.10, 51.15 (2), 51.20 (13) (c) 1. and 51.42 (3) (as), other
6 similar provisions in chs. 46 and 51 and zoning or other ordinances or regulations of
7 the county, city, town or village in which the services are provided or the facility is
8 located do not apply to the services under this section.

9 (d) The department may not be required, by court order or otherwise, to offer
10 services under this section.

11 **(4)** Services in a residential facility operated by a mental health institute that
12 are authorized by the department under this section shall be provided only in a
13 facility that is situated on the grounds of a mental health institute. The facility may
14 not be considered to be a hospital, as defined in s. 50.33 (2), an inpatient facility, as
15 defined in s. 51.01 (10), a state treatment facility, as defined in s. 51.01 (15), or a
16 treatment facility, as defined in s. 51.01 (19).

17 **SECTION 1001.** 46.055 of the statutes is created to read:

18 **46.055 Secure mental health facility for sexually violent persons.** The
19 department shall establish and operate a secure mental health facility for the
20 detention, evaluation and institutional care of persons under ch. 980.

21 **SECTION 1002d.** 46.057 (2) of the statutes is amended to read:

22 46.057 **(2)** From the appropriation account under s. 20.410 (3) (ba), the
23 department of corrections shall transfer to the appropriation account under s. 20.435
24 (2) (kx) \$1,273,900 in fiscal year 1999–2000 and \$1,379,300 in fiscal year 2000–01
25 and, from the appropriation account under s. 20.410 (3) (hm), the department of

1 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)
2 ~~\$3,125,100~~ \$2,489,300 in fiscal year ~~1997–98~~ 1999–2000 and ~~\$3,236,200~~ \$2,489,900
3 in fiscal year ~~1998–99~~ 2000–01 for services for juveniles placed at the Mendota
4 juvenile treatment center. The department of health and family services may charge
5 the department of corrections not more than the actual cost of providing those
6 services.

7 **SECTION 1002j.** 46.058 (2m) of the statutes is created to read:

8 46.058 (2m) The superintendents of the secure mental health facility
9 established under s. 46.055, the Wisconsin resource center established under s.
10 46.056 and any secure mental health unit or facility provided by the department of
11 corrections under s. 980.065 (2) shall adopt proper means to prevent escapes of
12 persons detained or committed to the facility, center or unit under ch. 980 and may
13 adopt proper means to pursue and capture persons detained or committed to the
14 facility, center or unit under ch. 980 who have escaped. In adopting means under this
15 subsection to prevent escape and pursue and capture persons who have escaped, a
16 superintendent may delegate to designated staff members of the facility, center or
17 unit the power to use necessary and appropriate force, as defined by the department
18 by rule, to prevent escapes and capture escaped persons.

19 **SECTION 1003.** 46.10 (2) of the statutes is amended to read:

20 46.10 (2) Except as provided in subs. (2m) and (14) (b) and (c), any person,
21 including but not limited to a person admitted, committed or placed under s. 975.01,
22 1977 stats., s. 975.02, 1977 stats., and s. 975.17, 1977 stats., and ss. 51.10, 51.13,
23 51.15, 51.20, 51.35 (3), 51.37 (5), 51.45 (10), (11), (12) and (13), 55.05, 55.06, 971.14
24 (2) and (5), 971.17 (1), 975.06 and 980.06, receiving care, maintenance, services and
25 supplies provided by any institution in this state including University of Wisconsin

1 Hospitals and Clinics, in which the state is chargeable with all or part of the person's
2 care, maintenance, services and supplies, any person receiving care and services
3 from a county department established under s. 51.42 or 51.437 or from a facility
4 established under s. 49.73, and any person receiving treatment and services from a
5 public or private agency under s. 980.06 (2) (c), 1997 stats., or s. 971.17 (3) (d) or (4)
6 (e), 980.06 (2) (c) or 980.08 (5) and the person's property and estate, including the
7 homestead, and the spouse of the person, and the spouse's property and estate,
8 including the homestead, and, in the case of a minor child, the parents of the person,
9 and their property and estates, including their homestead, and, in the case of a
10 foreign child described in s. 48.839 (1) who became dependent on public funds for his
11 or her primary support before an order granting his or her adoption, the resident of
12 this state appointed guardian of the child by a foreign court who brought the child
13 into this state for the purpose of adoption, and his or her property and estate,
14 including his or her homestead, shall be liable for the cost of the care, maintenance,
15 services and supplies in accordance with the fee schedule established by the
16 department under s. 46.03 (18). If a spouse, widow or minor, or an incapacitated
17 person may be lawfully dependent upon the property for their support, the court
18 shall release all or such part of the property and estate from the charges that may
19 be necessary to provide for those persons. The department shall make every
20 reasonable effort to notify the liable persons as soon as possible after the beginning
21 of the maintenance, but the notice or the receipt thereof is not a condition of liability.

22 **SECTION 1010.** 46.21 (2m) (c) of the statutes is amended to read:

23 46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
24 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and
25 253.07 (3) (c), any subunit of the county department of human services acting under

1 this subsection may exchange confidential information about a client, without the
2 informed consent of the client, with any other subunit of the same county department
3 of human services, with a resource center, care management organization or family
4 care district, or with any person providing services to the client under a purchase of
5 services contract with the county department of human services or with a resource
6 center, care management organization or family care district, if necessary to enable
7 an employe or service provider to perform his or her duties, or to enable the county
8 department of human services to coordinate the delivery of services to the client.

9 **SECTION 1011.** 46.215 (1) (j) of the statutes is amended to read:

10 46.215 (1) (j) To make payments in such manner as the department of
11 workforce development may determine for training of recipients, former recipients
12 and potential recipients of aid in programs established under ss. s. 49.193, 1997
13 stats., and s. 49.26 (1).

14 **SECTION 1012.** 46.215 (1) (r) of the statutes is created to read:

15 46.215 (1) (r) If authorized under s. 46.283 (1) (a) 1., to apply to the department
16 of health and family services to operate a resource center under s. 46.283 and, if the
17 department contracts with the county under s. 46.283 (2), to operate the resource
18 center.

19 **SECTION 1013.** 46.215 (1) (s) of the statutes is created to read:

20 46.215 (1) (s) If authorized under s. 46.284 (1) (a) 1., to apply to the department
21 of health and family services to operate a care management organization under s.
22 46.284 and, if the department contracts with the county under s. 46.284 (2), to
23 operate the care management organization and, if appropriate, place funds in a risk
24 reserve.

25 **SECTION 1014p.** 46.215 (1g) of the statutes is amended to read:

1 **46.215 (1g)** ADMINISTRATION OF FOOD STAMPS FOR PARTICIPANTS IN BY A WISCONSIN
2 WORKS AGENCY. The Wisconsin works agency, as defined in s. 49.001 (9), shall, to the
3 extent permitted by federal law, and subject to s. 49.143 (2) (e), certify eligibility for
4 and distribute, if determined eligible, issue food coupons under s. 49.143 (2) (e) to
5 eligible participants in the Wisconsin works program under subch. III of ch. 49.

6 **SECTION 1017.** 46.215 (1m) of the statutes is amended to read:

7 **46.215 (1m)** EXCHANGE OF INFORMATION. Notwithstanding ss. 46.2895 (9), 48.78
8 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07
9 (3) (c) and 938.78 (2) (a), any subunit of the county department of social services
10 acting under this section may exchange confidential information about a client,
11 without the informed consent of the client, with any other subunit of the same county
12 department of social services, with a resource center, care management organization
13 or family care district, or with any person providing services to the client under a
14 purchase of services contract with the county department of social services or with
15 a resource center, care management organization or family care district, if necessary
16 to enable an employe or service provider to perform his or her duties, or to enable the
17 county department of social services to coordinate the delivery of services to the
18 client.

19 **SECTION 1018.** 46.215 (2) (c) 1. of the statutes is amended to read:

20 **46.215 (2) (c) 1.** A county department of social services shall develop, under the
21 requirements of s. 46.036, plans and contracts for care and services to be purchased,
22 except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department
23 of health and family services may review the contracts and approve them if they are
24 consistent with s. 46.036 and if state or federal funds are available for such purposes.
25 The joint committee on finance may require the department of health and family

1 services to submit the contracts to the committee for review and approval. The
2 department of health and family services may not make any payments to a county
3 for programs included in a contract under review by the committee. The department
4 of health and family services shall reimburse each county for the contracts from the
5 appropriations under s. 20.435 (3) (o) and (7) (b), (kw) and (o), as appropriate, under
6 s. 46.495.

7 **SECTION 1019.** 46.22 (1) (b) 1. j. of the statutes is created to read:

8 46.22 **(1)** (b) 1. j. If authorized under s. 46.283 (1) (a) 1., to apply to the
9 department of health and family services to operate a resource center under s. 46.283
10 and, if the department contracts with the county under s. 46.283 (2), to operate the
11 resource center.

12 **SECTION 1020.** 46.22 (1) (b) 1. k. of the statutes is created to read:

13 46.22 **(1)** (b) 1. k. If authorized under s. 46.284 (1) (a) 1., to apply to the
14 department of health and family services to operate a care management organization
15 under s. 46.284 and, if the department contracts with the county under s. 46.284 (2),
16 to operate the care management organization and, if appropriate, place funds in a
17 risk reserve.

18 **SECTION 1021.** 46.22 (1) (b) 2. a. of the statutes is repealed.

19 **SECTION 1022.** 46.22 (1) (b) 2. e. of the statutes is amended to read:

20 46.22 **(1)** (b) 2. e. To make payments in such manner as the department of
21 workforce development may determine for training of recipients, former recipients
22 and potential recipients of aid in programs established under ss. 49.193, 1997 stats.,
23 and 49.26 (1).

24 **SECTION 1022m.** 46.22 (1) (c) 2. of the statutes is amended to read:

1 46.22 (1) (c) 2. Subdivision 1. does not authorize the county department of
2 social services to make investigations regarding admission to or release from the
3 ~~Waupun correctional institution, the Columbia correctional institution, the Racine~~
4 ~~correctional institution, the Racine Youthful Offender Correctional Facility, the~~
5 ~~correctional institution authorized under 1997 Wisconsin Act 4, section 4 (1) (a), the~~
6 ~~correctional institution authorized under s. 301.046 (1), the correctional institution~~
7 ~~authorized under s. 301.048 (4) (b), the correctional institution authorized under s.~~
8 ~~301.16 (1n), the Oshkosh correctional institution, the Green Bay correctional~~
9 ~~institution, the Dodge correctional institution, the Taycheedah correctional~~
10 ~~institution~~ state prisons under s. 302.01, county houses of correction, jails, detention
11 homes or reforestation camps.

12 **SECTION 1023.** 46.22 (1) (c) 8. f. of the statutes is created to read:

13 46.22 (1) (c) 8. f. Before July 1, 2005, the county department of social services
14 shall implement the statewide automated child welfare information system
15 established by the department under s. 46.03 (7) (g).

16 **SECTION 1024.** 46.22 (1) (dm) of the statutes is amended to read:

17 46.22 (1) (dm) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
18 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07
19 (3) (c) and 938.78 (2) (a), any subunit of the county department of social services
20 acting under this subsection may exchange confidential information about a client,
21 without the informed consent of the client, with any other subunit of the same county
22 department of social services, with a resource center, care management organization
23 or family care district, or with any person providing services to the client under a
24 purchase of services contract with the county department of social services or with
25 a resource center, care management organization or family care district, if necessary

1 to enable an employe or service provider to perform his or her duties, or to enable the
2 county department of social services to coordinate the delivery of services to the
3 client.

4 **SECTION 1025.** 46.22 (1) (e) 3. a. of the statutes is amended to read:

5 46.22 (1) (e) 3. a. A county department of social services shall develop, under
6 the requirements of s. 46.036, plans and contracts for care and services, except under
7 subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and
8 family services may review the contracts and approve them if they are consistent
9 with s. 46.036 and to the extent that state or federal funds are available for such
10 purposes. The joint committee on finance may require the department of health and
11 family services to submit the contracts to the committee for review and approval.
12 The department of health and family services may not make any payments to a
13 county for programs included in the contract that is under review by the committee.
14 The department of health and family services shall reimburse each county for the
15 contracts from the appropriations under s. 20.435 (3) (o) and (7) (b), (kw) and (o)
16 according to s. 46.495.

17 **SECTION 1026p.** 46.22 (1g) of the statutes is amended to read:

18 46.22 (1g) ADMINISTRATION OF FOOD STAMPS FOR PARTICIPANTS IN BY A WISCONSIN
19 WORKS AGENCY. The Wisconsin works agency, as defined in s. 49.001 (9), shall, to the
20 extent permitted by federal law, and subject to s. 49.143 (2) (e), certify eligibility for
21 and distribute, if determined eligible, issue food coupons under s. 49.143 (2) (e) to
22 eligible participants in the Wisconsin works program under subch. III of ch. 49.

23 **SECTION 1029.** 46.23 (3) (e) of the statutes is amended to read:

24 46.23 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
25 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07

1 (3) (c) and 938.78 (2) (a), any subunit of a county department of human services
2 acting under this section may exchange confidential information about a client,
3 without the informed consent of the client, with any other subunit of the same county
4 department of human services, with a resource center, care management
5 organization or family care district, or with any person providing services to the
6 client under a purchase of services contract with the county department of human
7 services or with a resource center, care management organization or family care
8 district, if necessary to enable an employe or service provider to perform his or her
9 duties, or to enable the county department of human services to coordinate the
10 delivery of services to the client.

11 **SECTION 1030.** 46.266 (1) (d) of the statutes is created to read:

12 46.266 (1) (d) A person in the facility who has been determined under s. 49.45
13 (6c) (b) to require active treatment for mental illness.

14 **SECTION 1030d.** 46.266 (3) of the statutes is amended to read:

15 46.266 (3) The total number of beds in skilled nursing facilities or intermediate
16 care facilities that are funded at any one time under subs. (1) and (2) may not exceed
17 the number of beds available for the persons specified in sub. (1) (a), minus the
18 number of beds reduced under sub. (8) (a), plus the number of beds added for persons
19 who are specified under sub. (1) (c) and (d). The department may redistribute funds
20 for a vacant bed from one county to another county that is seeking to effect the
21 placement of a person in an institution for mental diseases.

22 **SECTION 1031.** 46.27 (1) (bm) of the statutes is amended to read:

23 46.27 (1) (bm) “Private nonprofit agency” means a nonprofit corporation, as
24 defined in s. 181.0103 (17), which provides ~~comprehensive health care services to~~
25 ~~elderly persons~~ a program of all-inclusive care for persons aged 65 or older

1 authorized under 42 USC 1395 to 1395ggg and which participates in the On Lok
2 replication initiative.

3 **SECTION 1032.** 46.27 (2) (k) of the statutes is created to read:

4 46.27 (2) (k) Review and approve or disapprove the terms of risk reserve escrow
5 accounts created under sub. (7) (fr) and approve or disapprove disbursements for
6 administrative or staff costs from the risk reserve escrow accounts.

7 **SECTION 1033g.** 46.27 (4) (am) of the statutes is created to read:

8 46.27 (4) (am) If a local long-term care council in a county assumes under s.
9 46.282 (3) (b) the duties of the county long-term support planning committee under
10 this subsection, the county long-term support planning committee for the county is
11 dissolved.

12 **SECTION 1033h.** 46.27 (4) (c) (intro.) of the statutes is amended to read:

13 46.27 (4) (c) (intro.) The planning committee shall develop, or, if a local
14 long-term care council has under s. 46.282 (3) (b) assumed the duties of the planning
15 committee, the local long-term care council shall recommend a community options
16 plan for participation in the program. The plan shall include:

17 **SECTION 1033i.** 46.27 (4) (c) 5. of the statutes is amended to read:

18 46.27 (4) (c) 5. A description of the method to be used by the committee or, if
19 a local long-term care council has under s. 46.282 (3) (b) assumed the duties of the
20 planning committee, the local long-term care council to monitor the implementation
21 of the program.

22 **SECTION 1038.** 46.27 (4) (c) 8. of the statutes is amended to read:

23 46.27 (4) (c) 8. If a pilot project under s. ~~46.271 (2m)~~ 46.281 (1) (d) is established
24 in the county, a description of how the activities of the pilot project relate to and are
25 coordinated with the county's proposed program.

1 **SECTION 1039.** 46.27 (5) (am) of the statutes is amended to read:

2 46.27 **(5)** (am) Organize assessment activities specified in sub. (6). The county
3 department or aging unit shall utilize persons for each assessment who can
4 determine the needs of the person being assessed and who know the availability
5 within the county of services alternative to placement in a nursing home. If any
6 hospital patient is referred to a nursing home for admission, these persons shall work
7 with the hospital discharge planner in performing the activities specified in sub. (6).
8 The county department or aging unit shall coordinate the involvement of
9 representatives from the county departments under ss. 46.215, 46.22, 51.42 and
10 51.437, health service providers and the county commission on aging in the
11 assessment activities specified in sub. (6), as well as the person being assessed and
12 members of the person's family or the person's guardian. This paragraph does not
13 apply to a county department or aging unit in a county where a pilot project under
14 s. ~~46.271 (2m)~~ 46.281 (1) (d) is established.

15 **SECTION 1040.** 46.27 (6) (a) 3. of the statutes is amended to read:

16 46.27 **(6)** (a) 3. In each participating county, except in counties where a pilot
17 project under s. ~~46.271 (2m)~~ 46.281 (1) (d) is established, assessments shall be
18 conducted for those persons and in accordance with the procedures described in the
19 county's community options plan. The county may elect to establish assessment
20 priorities for persons in target groups identified by the county in its plan regarding
21 gradual implementation. If a person who is already admitted to a nursing home
22 requests an assessment and if funds allocated for assessments under sub. (7) (am)
23 are available, the county shall conduct the assessment.

24 **SECTION 1041.** 46.27 (6g) (intro.) of the statutes is amended to read:

1 46.27 **(6g)** FISCAL RESPONSIBILITY. (intro.) Except as provided in s. 51.40, and
2 within the limitations under sub. (7) (b), the fiscal responsibility of a county for an
3 assessment, unless the assessment is performed by an entity under s. ~~46.271(2m)~~
4 46.281 (1) (d), case plan or services provided to a person under this section is as
5 follows:

6 **SECTION 1041m.** 46.27 (6r) (f) of the statutes is created to read:

7 46.27 **(6r)** (f) A person who has attained the age of 18 but has not attained the
8 age of 65 unless that person is engaged in gainful employment or participating in a
9 program that is certified by the department to provide health and employment
10 services that are aimed at helping the individual achieve employment goals. The
11 department may waive this paragraph for any individual for whom its application
12 would cause undue hardship.

13 **SECTION 1042.** 46.27 (6u) (c) 2. of the statutes is amended to read:

14 46.27 **(6u)** (c) 2. For a person who is determined to be financially eligible under
15 subd. 1. calculate, by use of the uniform fee system under s. 46.03 (18), the amount
16 of cost sharing required for receipt of long-term community support services
17 provided under sub. (5) (b). The county department or aging unit shall require
18 payment by the person of 100% of the amount calculated under this subdivision,
19 unless the person is a recipient of medical assistance under s. 49.472. If the person
20 is a recipient of medical assistance under s. 49.472, the county department or aging
21 unit may not require any payment from the person under this subdivision.

22 **SECTION 1043.** 46.27 (7) (am) of the statutes is amended to read:

23 46.27 **(7)** (am) From the appropriation under s. 20.435 (7) (bd), the department
24 shall allocate funds to each county or private nonprofit agency with which the
25 department contracts to pay assessment and case plan costs under sub. (6) not

1 otherwise paid by fee or under s. 49.33 (2) or 49.45. The department shall reimburse
2 counties for the cost of assessing persons eligible for medical assistance under s.
3 49.46, 49.468 or 49.47 as part of the administrative services of medical assistance,
4 payable under s. 49.45 (3) (a). Counties may use unspent funds allocated under this
5 paragraph to pay the cost of long-term community support services and for a risk
6 reserve under par. (fr).

7 **SECTION 1044.** 46.27 (7) (b) of the statutes is amended to read:

8 46.27 (7) (b) 1m. From the appropriations under s. 20.435 (7) (bd) and (im), the
9 department shall allocate funds to each county to pay the cost of providing long-term
10 community support services under sub. (5) (b) not otherwise paid under s. 49.45 to
11 persons eligible for medical assistance under s. 49.46 or 49.47 or to persons whom
12 the county department or aging unit administering the program finds likely to
13 become medically indigent within 6 months by spending excess income or assets for
14 medical or remedial care. The average per person reimbursement under this
15 paragraph may not exceed the state share of the average per person payment rate
16 the department expects under s. 49.45 (6m). The county department or aging unit
17 administering the program may spend funds received under this paragraph only in
18 accordance with the case plan and service contract created for each person receiving
19 long-term community support services. Counties may use unspent funds allocated
20 under this paragraph from the appropriation under s. 20.435 (7) (bd) for a risk
21 reserve under par. (fr).

22 **SECTION 1045.** 46.27 (7) (cj) 3. a. of the statutes is amended to read:

23 46.27 (7) (cj) 3. a. An assessment under sub. (6) has been completed for the
24 person prior to the person's admission to the community-based residential facility,
25 whether or not the person is a private pay admittee at the time of admission. The

1 county may waive this condition in accordance with guidelines established by the
2 department. If the county waives this condition, the county must meet with the
3 person or the person's guardian to discuss the cost-effectiveness of various service
4 options.

5 **SECTION 1046.** 46.27 (7) (fm) of the statutes is amended to read:

6 46.27 (7) (fm) The department shall, at the request of a county, carry forward
7 up to 10% of the amount allocated under this subsection to the county for a calendar
8 year if up to 10% of the amount so allocated has not been spent or encumbered by the
9 county by December 31 of that year, for use by the county in the following calendar
10 year, except that the amount carried forward shall be reduced by the amount of funds
11 that the county has notified the department that the county wishes to place in a risk
12 reserve under par. (fr). The department may transfer funds within s. 20.435 (7) (bd)
13 to accomplish this purpose. An allocation under this paragraph does not affect a
14 county's base allocation under this subsection and shall lapse to the general fund
15 unless expended within the calendar year to which the funds are carried forward.
16 A county may not expend funds carried forward under this paragraph for
17 administrative or staff costs, except administrative or staff costs that are associated
18 with implementation of the waiver under sub. (11) and approved by the department.

19 **SECTION 1047.** 46.27 (7) (fr) of the statutes is created to read:

20 46.27 (7) (fr) 1. Notwithstanding s. 46.036 (3) and (5m), a county may place in
21 a risk reserve funds that are allocated under par. (am) or (b) or sub. (11) (c) 3. and
22 are not expended or encumbered for services under this subsection or sub. (11). The
23 county shall notify the department of this decision and of the amount to be placed in
24 the risk reserve. The county shall maintain the risk reserve in an interest-bearing
25 escrow account with a financial institution, as defined in s. 69.30 (1) (b), if the

1 department has approved the terms of the escrow. All interest from the principal
2 shall be reinvested in the escrow account.

3 2. The annual amount of a county's expenditure for a risk reserve, as specified
4 in subd. 1., may not exceed 10% of the county's most recent allocation under pars.
5 (am) and (b) and sub. (11) (c) 3. or \$750,000, whichever is less. The total amount of
6 the risk reserve, including interest, may not exceed 15% of the county's most recent
7 allocation under this subsection.

8 3. A county may expend funds maintained in a risk reserve, as specified in subd.
9 1., for any of the following purposes:

10 a. To defray costs of long-term community support services under this section.

11 b. To meet requirements under any contract that the county has with the
12 department to operate a care management organization under s. 46.284.

13 c. If approved by a resolution of the county board of supervisors, to transfer
14 funds to a family care district.

15 d. If approved by the department, for administrative or staff costs under this
16 section.

17 4. A county that maintains a risk reserve, as specified in subd. 1., shall
18 annually, on a form prescribed by the department, submit to the department a record
19 of the status of the risk reserve, including revenues and disbursements.

20 **SECTION 1048.** 46.27 (7) (g) (intro.) of the statutes is amended to read:

21 46.27 (7) (g) (intro.) The department may carry forward to the next state fiscal
22 year ~~up to \$500,000~~ of funds allocated under this subsection and not encumbered by
23 counties by December 31 or carried forward under par. (fm). The department may
24 transfer moneys within s. 20.435 (7) (bd) to accomplish this purpose. An allocation
25 under this paragraph shall not affect a county's base allocation for the program. The

1 department may allocate these transferred moneys during the next fiscal year to
2 counties for planning and implementation of resource centers under s. 46.283 or care
3 management organizations under s. 46.284 and for the improvement or expansion
4 of long-term community support services for clients whose cost of care significantly
5 exceeds the average cost of care provided under this section, including any of the
6 following:

7 **SECTION 1049.** 46.27 (7g) (c) 3. (intro.) of the statutes is amended to read:

8 46.27 (7g) (c) 3. (intro.) The court shall reduce the amount of a claim under
9 subd. 1. by up to \$3,000 the amount specified in s. 861.33 (2) if necessary to allow the
10 client's heirs or the beneficiaries of the client's will to retain the following personal
11 property:

12 **SECTION 1050.** 46.27 (7g) (c) 3. c. of the statutes is amended to read:

13 46.27 (7g) (c) 3. c. Other tangible personal property not used in trade,
14 agriculture or other business, not to exceed \$1,000 in value the amount specified in
15 s. 861.33 (1) (a) 4.

16 **SECTION 1051.** 46.27 (7g) (c) 5. of the statutes is renumbered 46.27 (7g) (c) 5.

17 a. and amended to read:

18 46.27 (7g) (c) 5. a. If the department's claim is not allowable because of subd.
19 4. and the estate includes an interest in a home, the court exercising probate
20 jurisdiction shall, in the final judgment or summary findings and order, assign the
21 interest in the home subject to a lien in favor of the department for the amount
22 described in subd. 1. The personal representative or petitioner for summary
23 settlement or summary assignment of the estate shall record the final judgment as
24 provided in s. 863.29, 867.01 (3) (h) or 867.02 (2) (h).

25 **SECTION 1052.** 46.27 (7g) (c) 5. b. of the statutes is created to read:

1 46.27 (7g) (c) 5. b. If the department’s claim is not allowable because of subd.
2 4., the estate includes an interest in a home and the personal representative closes
3 the estate by sworn statement under s. 865.16, the personal representative shall
4 stipulate in the statement that the home is assigned subject to a lien in favor of the
5 department for the amount described in subd. 1. The personal representative shall
6 record the statement in the same manner as described in s. 863.29, as if the
7 statement were a final judgment.

8 **SECTION 1053.** 46.27 (7g) (h) of the statutes is created to read:

9 46.27 (7g) (h) The department may contract with or employ an attorney to
10 probate estates to recover under this subsection the costs of care.

11 **SECTION 1054.** 46.27 (9) (a) of the statutes is amended to read:

12 46.27 (9) (a) The department may select up to 5 counties that volunteer to
13 participate in a pilot project under which they will receive certain funds allocated for
14 long-term care. The department shall allocate a level of funds to these counties
15 equal to the amount that would otherwise be paid under s. 20.435 ~~(5)~~ (4) (b) to nursing
16 homes for providing care because of increased utilization of nursing home services,
17 as estimated by the department. In estimating these levels, the department shall
18 exclude any increased utilization of services provided by state centers for the
19 developmentally disabled. The department shall calculate these amounts on a
20 calendar year basis under sub. (10).

21 **SECTION 1055.** 46.27 (9) (c) of the statutes is amended to read:

22 46.27 (9) (c) All long-term community support services provided under this
23 pilot project in lieu of nursing home care shall be consistent with those services
24 described in the participating county’s community options plan under sub. (4) (c) 1.
25 and provided under sub. (5) (b). Unless the department has contracted under s.

1 ~~46.271 (2m)~~ 46.281 (1) (d) with an entity other than the county department, each
2 county participating in the pilot project shall assess persons under sub. (6).

3 **SECTION 1056.** 46.27 (10) (a) 1. of the statutes is amended to read:

4 46.27 **(10)** (a) 1. The department shall determine for each county participating
5 in the pilot project under sub. (9) a funding level of state medical assistance
6 expenditures to be received by the county. This level shall equal the amount that the
7 department determines would otherwise be paid under s. 20.435 ~~(5)~~ (4) (b) because
8 of increased utilization of nursing home services, as estimated by the department.

9 **SECTION 1057.** 46.27 (11) (c) 3. of the statutes is amended to read:

10 46.27 **(11)** (c) 3. Medical assistance reimbursement for services a county, a
11 private nonprofit agency or an aging unit with which the department contracts
12 provides under this subsection shall be made from the appropriations under s. 20.435
13 ~~(5)~~ (4) (o) and (7) (b) and (bd).

14 **SECTION 1058.** 46.27 (11) (c) 4. of the statutes is amended to read:

15 46.27 **(11)** (c) 4. The department may, from the appropriation under s. 20.435
16 ~~(5)~~ (4) (o), provide reimbursement for services provided under this subsection by
17 counties that are in excess of the current average annual per person rate, as
18 established by the department, and are less than or equal to the average amount
19 approved in the waiver received under par. (am).

20 **SECTION 1059.** 46.27 (11) (c) 5n. a. of the statutes is amended to read:

21 46.27 **(11)** (c) 5n. a. An assessment under sub. (6) has been completed for the
22 person prior to the person's admission to the community-based residential facility,
23 whether or not the person is a private pay admittee at the time of admission. The
24 county may waive this condition in accordance with guidelines established by the
25 department. If the county waives this condition, the county must meet with the

1 person or the person's guardian to discuss the cost-effectiveness of various service
2 options.

3 **SECTION 1060.** 46.271 (2m) of the statutes is repealed.

4 **SECTION 1061.** 46.275 (5) (a) of the statutes is amended to read:

5 46.275 (5) (a) Medical assistance reimbursement for services a county, or the
6 department under sub. (3r), provides under this program is available from the
7 appropriations under s. 20.435 ~~(5)~~ (4) (b) and (o). If 2 or more counties jointly contract
8 to provide services under this program and the department approves the contract,
9 medical assistance reimbursement is also available for services provided jointly by
10 these counties.

11 **SECTION 1062.** 46.275 (5) (c) of the statutes is amended to read:

12 46.275 (5) (c) The total allocation under s. 20.435 ~~(5)~~ (4) (b) and (o) to counties
13 and to the department under sub. (3r) for services provided under this section may
14 not exceed the amount approved by the federal department of health and human
15 services. A county may use funds received under this section only to provide services
16 to persons who meet the requirements under sub. (4) and may not use unexpended
17 funds received under this section to serve other developmentally disabled persons
18 residing in the county.

19 **SECTION 1063.** 46.275 (5) (d) of the statutes is amended to read:

20 46.275 (5) (d) The department may, from the appropriation under s. 20.435 ~~(5)~~
21 (4) (o), provide reimbursement for services provided under this section by counties
22 that are in excess of the current average annual per person rate, as established by
23 the department, and are less than the average amount approved in the waiver
24 received under sub. (2).

25 **SECTION 1064.** 46.277 (5) (d) 1n. a. of the statutes is amended to read:

1 46.277 (5) (d) 1n. a. An assessment under s. 46.27 (6) has been completed for
2 the person prior to the person's admission to the community-based residential
3 facility, whether or not the person is a private pay admittee at the time of admission.
4 The county may waive this condition in accordance with guidelines established by
5 the department. If the county waives this condition, the county must meet with the
6 person or the person's guardian to discuss the cost-effectiveness of various service
7 options.

8 **SECTION 1065.** 46.278 (6) (d) of the statutes is amended to read:

9 46.278 (6) (d) If a county makes available nonfederal funds equal to the state
10 share of service costs under the waiver received under sub. (3), the department may,
11 from the appropriation under s. 20.435 (5) (4) (o), provide reimbursement for services
12 that the county provides under this section to persons who are in addition to those
13 who may be served under this section with funds from the appropriation under s.
14 20.435 (5) (4) (b).

15 **SECTION 1066.** 46.278 (6) (e) of the statutes is renumbered 46.278 (6) (e) 1.
16 (intro.) and amended to read:

17 46.278 (6) (e) 1. (intro.) The department may provide enhanced reimbursement
18 for services under the program for an individual who was relocated to the community
19 by a county department from ~~an~~ one of the following:

20 a. An intermediate care facility for the mentally retarded that closes under s.
21 50.03 (14).

22 2. a. The enhanced reimbursement rate under ~~this paragraph~~ subd. 1. a. and
23 b. shall be determined under a formula that is developed by the department.

24 **SECTION 1067.** 46.278 (6) (e) 1. b. of the statutes is created to read:

1 46.278 (6) (e) 1. b. An intermediate care facility for the mentally retarded or
2 a distinct part thereof that has a plan of closure approved by the department and that
3 intends to close within 12 months.

4 **SECTION 1067b.** 46.278 (6) (e) 1. c. of the statutes is created to read:

5 46.278 (6) (e) 1. c. An intermediate care facility for the mentally retarded that
6 has a plan of closure or significant reduction in capacity approved by the department
7 and that intends to close or significantly reduce its capacity within 60 months.

8 **SECTION 1067c.** 46.278 (6) (e) 2. b. of the statutes is created to read:

9 46.278 (6) (e) 2. b. The enhanced reimbursement rate under subd. 1. c. shall
10 be 90% of the enhanced reimbursement rate under this subd. 2. a.

11 **SECTION 1068.** 46.2805 of the statutes is created to read:

12 **46.2805 Definitions; long-term care.** In ss. 46.2805 to 46.2895:

13 **(1)** “Care management organization” means an entity that is certified as
14 meeting the requirements for a care management organization under s. 46.284 (3)
15 and that has a contract under s. 46.284 (2). “Care management organization” does
16 not mean an entity that contracts with the department to operate one of the
17 following:

18 (a) A program of all-inclusive care for persons aged 65 or older authorized
19 under 42 USC 1395 to 1395ggg.

20 (b) A demonstration program known as the Wisconsin partnership program
21 under a federal waiver authorized under 42 USC 1315.

22 **(2)** “Eligible person” means a person who meets all eligibility criteria under s.
23 46.286 (1) or (1m).

24 **(3)** “Enrollee” means a person who is enrolled in a care management
25 organization.

1 **(4)**. “Family care benefit” means financial assistance for long–term care and
2 support items for an enrollee.

3 **(5)** “Family care district” means a special purpose district created under s.
4 46.2895 (1).

5 **(6)** “Family care district board” means the governing board of a family care
6 district.

7 **(7)** “Functional and financial screen” means a screen prescribed by the
8 department that is used to determine functional eligibility under s. 46.286 (1) (a) and
9 financial eligibility under s. 46.286 (1) (b).

10 **(7m)** “Local long–term care council” means a local long–term care council that
11 is appointed under s. 46.282 (2) (a).

12 **(8)** “Nonprofit organization” has the meaning given in s. 108.02 (19).

13 **(9)** “Older person” means a person who is aged at least 65.

14 **(10)** “Resource center” means an entity that meets the standards for operation
15 under s. 46.283 (3) or, if under contract to provide a portion of the services specified
16 under s. 46.283 (3), meets the standards for operation with respect to those services.

17 **(11)** “Tribe or band” means a federally recognized American Indian tribe or
18 band.

19 **SECTION 1069.** 46.281 of the statutes is created to read:

20 **46.281 Powers and duties of the department and the secretary;**
21 **long–term care. (1) DUTIES OF THE DEPARTMENT.** The department shall do all of the
22 following:

23 (a) Provide training to members of the council on long–term care who are aged
24 65 or older or who have physical or developmental disabilities or their family

1 members, guardians or other advocates, to enable these members to participate in
2 the council's duties.

3 (b) Provide information to the council on long-term care, including copies of
4 reports submitted to the department by local long-term care councils, and seek
5 recommendations of the council.

6 (c) Request from the secretary of the federal department of health and human
7 services any waivers of federal medicaid laws necessary to permit the use of federal
8 moneys to provide the family care benefit to recipients of medical assistance. The
9 department shall implement any waiver that is approved and that is consistent with
10 ss. 46.2805 to 46.2895. Regardless of whether a waiver is approved, the department
11 may implement operation of resource centers, care management organizations and
12 the family care benefit.

13 (d) Before July 1, 2001:

14 1. Establish, in geographic areas in which resides no more than 29% of the
15 population that is eligible for the family care benefit, a pilot project under which the
16 department may contract with a county, a family care district, a tribe or band or the
17 Great Lakes inter-tribal council, inc., or with any 2 or more of these entities under
18 a joint application, to operate a resource center.

19 2. In geographic areas in which resides no more than 29% of the population that
20 is eligible for the family care benefit, contract with counties or tribes or bands under
21 a pilot project to demonstrate the ability of counties or tribes or bands to manage all
22 long-term care programs and administer the family care benefit as care
23 management organizations.

24 (e) After June 30, 2001, if the local long-term care council for the applicable
25 area has developed the initial plan under s. 46.282 (3) (a) 1., contract with entities

1 specified under par. (d) and, only if specifically authorized by the legislature and if
2 the legislature appropriates necessary funding, contract as so authorized with one
3 or more entities in addition to those specified in par. (d) certified as meeting
4 requirements under s. 46.284 (3) for services of the entity as a care management
5 organization and one or more entities for services specified under s. 46.283 (3) and
6 (4).

7 (f) Prescribe and implement a per person monthly rate structure for costs of the
8 family care benefit.

9 (g) In order to maintain continuous quality assurance and quality
10 improvement for resource centers and care management organizations, do all of the
11 following:

12 1. Prescribe by rule and by contract and enforce performance standards for
13 operation of resource centers and care management organizations.

14 2. Use performance expectations that are related to outcomes for persons in
15 contracting with care management organizations and resource centers.

16 3. Conduct ongoing evaluations of the long-term care system specified in ss.
17 46.2805 to 46.2895.

18 4. Require that quality assurance and quality improvement efforts be included
19 throughout the long-term care system specified in ss. 46.2805 to 46.2895.

20 5. Ensure that reviews of the quality of management and service delivery of
21 resource centers and care management organizations are conducted by external
22 organizations and make information about specific review results available to the
23 public.

24 (h) Require by contract that resource centers and care management
25 organizations establish procedures under which an individual who applies for or

1 receives the family care benefit may register a complaint or grievance and
2 procedures for resolving complaints and grievances.

3 (i) Prescribe criteria to assign priority equitably on any necessary waiting lists
4 for persons who are eligible for the family care benefit but who do not meet the
5 criteria under s. 46.286 (3).

6 **(2) POWERS OF THE DEPARTMENT.** The department may develop risk-sharing
7 arrangements in contracts with care management organizations, in accordance with
8 applicable state laws and federal statutes and regulations.

9 **(3) DUTY OF THE SECRETARY.** The secretary shall certify to each county, hospital,
10 nursing home, community-based residential facility, adult family home and
11 residential care apartment complex the date on which a resource center that serves
12 the area of the county, hospital, nursing home, community-based residential facility,
13 adult family home or residential care apartment complex is first available to provide
14 a functional and financial screen. To facilitate phase-in of services of resource
15 centers, the secretary may certify that the resource center is available for specified
16 groups of eligible individuals or for specified facilities in the county.

17 **SECTION 1070.** 46.281 (1) (a) of the statutes, as created by 1999 Wisconsin Act
18 (this act), is repealed.

19 **SECTION 1071.** 46.281 (1) (b) of the statutes, as created by 1999 Wisconsin Act
20 (this act), is repealed.

21 **SECTION 1072.** 46.282 of the statutes is created to read:

22 **46.282 Councils on long-term care. (1) COUNCIL ON LONG-TERM CARE.** The
23 council on long-term care appointed under s. 15.197 (5) shall do all of the following:

24 (a) Assist the department in developing broad policy issues related to
25 long-term care services.

1 (b) Assist the department in developing, implementing, coordinating and
2 guiding long-term care services and systems, including by reviewing and making
3 nonbinding recommendations to the department on all of the following:

4 1. The department's standard contract provisions for resource centers and care
5 management organizations.

6 2. The family care benefit, including the per person rate structure for the
7 benefit.

8 3. The long-term support community options program under s. 46.27.

9 4. The community integration programs under ss. 46.275, 46.277 and 46.278.

10 5. Programs other than those under pars (c) and (d) that provide home and
11 community-based services.

12 6. The provision of medical assistance services under a fee-for-service system.

13 (c) Monitor patterns of complaints, grievances and appeals related to
14 long-term care in order to identify issues of statewide importance.

15 (d) Monitor the numbers of persons on waiting lists.

16 (e) Review patterns of utilization of various types of services by care
17 management organizations.

18 (f) Monitor the pattern of care management organization enrollments and
19 disenrollments throughout the state.

20 (g) Report annually to the legislature under s. 13.172 (2) and to the governor
21 on the status, significant achievements and problems of resource centers, care
22 management organizations and the family care benefit, including all of the following:

23 1. Numbers of persons served.

24 2. Costs of long-term care provided under the family care benefit.

1 3. The number and service areas of resource centers and care management
2 organizations.

3 4. Waiting list information.

4 5. Results of reviews of quality of services provided by resource centers and care
5 management organizations.

6 **(2)** LOCAL LONG-TERM CARE COUNCILS; APPOINTMENT; MEMBERSHIP; TERMS;
7 COMPENSATION AND TRAINING; OFFICERS. (a) *Appointment by a county.* In a county that
8 participates in a pilot project under s. 46.281 (1) (d) and before a county participates
9 in the program under ss. 46.2805 to 46.2895, the following shall be done:

10 1. The county board of supervisors of the county shall appoint a local long-term
11 care council or the county boards of supervisors of 2 or more contiguous counties shall
12 appoint a local long-term care council, except as follows:

13 a. In a county with a county executive or a county administrator, the county
14 executive or county administrator shall appoint the local long-term care council,
15 other than as provided in subd. 1. b., subject to confirmation by the county board of
16 supervisors.

17 b. If the lands of any tribe or band are located in the county or contiguous
18 counties to be served by a local long-term care council, each tribe or band with these
19 lands shall appoint at least one member of the local long-term care council.

20 2. A county board of supervisors or, in a county with a county executive or a
21 county administrator, the county executive or county administrator shall appoint
22 members of the local long-term care council who are required to be older persons or
23 persons with physical or developmental disabilities or their immediate family
24 members or other representatives from nominations that are submitted to the
25 county board of supervisors or the county executive or county administrator by older

1 persons or persons with physical or developmental disabilities or their immediate
2 family members or other representatives and by local organizations that represent
3 older persons or persons with physical or developmental disabilities.

4 (am) *Appointment by a tribe or band or council.* If a tribe or band or the Great
5 Lakes inter-tribal council, inc., intends to apply for a contract to operate a resource
6 center or for certification as a care management organization, the tribe or band or
7 the council shall, as a condition of the application or the certification appoint a local
8 long-term care council.

9 (b) *Membership.* 1. A local long-term care council that serves a single-county
10 area shall consist of 17 members, at least 9 of whom are older persons or persons with
11 physical or developmental disabilities or their immediate family members or other
12 representatives. The age or disability represented by these 9 members shall
13 correspond to the proportion of numbers of persons, as determined by the
14 department, receiving long-term care in this state who are aged 65 or older or have
15 a physical or developmental disability. The total remaining 8 members shall consist
16 of providers of long-term care services, persons residing in the county with
17 recognized ability and demonstrated interest in long-term care and up to 3 members
18 of the county board of supervisors or other elected officials.

19 2. A local long-term care council that serves an area of 2 or more contiguous
20 counties shall consist of 23 members, at least 12 of whom are older persons or persons
21 with physical or developmental disabilities or their immediate family members or
22 other representatives. The age or disability represented by these 12 members shall
23 correspond to the proportion of numbers of persons, as determined by the
24 department, receiving long-term care in this state who are aged 65 or older or have

1 a physical or developmental disability. The total remaining 11 members shall consist
2 of all of the following:

3 a. Providers of long-term care services.

4 b. Persons residing in the county with recognized ability and demonstrated
5 interest in long-term care.

6 c. Either up to 4 members of the county boards of supervisors or other elected
7 officials or, for a council that serves an area of more than 4 contiguous counties, up
8 to one member of the county board of supervisors of the contiguous counties or up to
9 one other elected official in each contiguous county area.

10 3. A local long-term care council that is appointed by a tribe or band or by the
11 Great Lakes inter-tribal council, inc., shall consist of 21 members, at least 11 of
12 whom are older persons or persons with physical or developmental disabilities or
13 their family members or other representatives. The age or disability represented by
14 these 11 members shall correspond to the proportion of numbers of persons, as
15 determined by the department, receiving long-term care in this state who are aged
16 65 or older or have a physical or developmental disability. The total remaining 10
17 members shall consist of providers of long-term care services, persons residing in the
18 county with recognized ability and demonstrated interest in long-term care and up
19 to 3 members of the governing board of the tribe or band or the Great Lakes
20 inter-tribal council, inc., that appoints the local long-term care council.

21 4. Vacancies in membership in a local long-term care council shall be filled for
22 the residue of the unexpired term in the manner that the original appointments are
23 made. A local long-term care council member may be removed from office for the
24 following reasons:

1 a. For cause, by a two-thirds vote of each county board of supervisors or
2 governing body of a tribe or band participating in the appointment, on due notice in
3 writing and hearing of the charges against the member.

4 b. If the member, when appointed, was a member of the county board of
5 supervisors or was another elected official and was not reelected to that office, on due
6 notice in writing.

7 (c) *Terms.* The members of the local long-term care council appointed under
8 par. (a) shall serve 3-year terms. No member may serve more than 2 consecutive
9 terms. Of the members first appointed under par. (b) 1., 6 shall be appointed for 3
10 years; 6 shall be appointed for 4 years; and 5 shall be appointed for 5 years. Of the
11 members first appointed under par. (b) 2., 8 shall be appointed for 3 years; 8 shall be
12 appointed for 4 years; and 7 shall be appointed for 5 years. Of the members appointed
13 under par. (b) 3., one-third shall be appointed for 3 years; one-third shall be
14 appointed for 4 years; and one-third shall be appointed for 5 years.

15 (d) *Compensation and training.* Members of the local long-term care council
16 who are older persons, persons with physical or developmental disabilities or the
17 family members or other representatives of these persons shall receive compensation
18 from the applicable county for reasonable expenses associated with membership
19 participation. The county board of supervisors or, in the case of a member appointed
20 by the governing body of a tribe or band or by the Great Lakes inter-tribal council,
21 inc., the tribe or band or the Great Lakes inter-tribal council, inc., shall provide
22 training to these members to enable them to participate effectively.

23 (e) *Officers.* At the first meeting of a local long-term care council, members
24 shall elect from their number a chairperson, a secretary and other officers as
25 necessary. Vacancies in these offices shall be filled for the unexpired terms. The

1 chairperson shall preside at all meetings when present and countersign all actions
2 taken by the local long-term care council. In case of the absence of the chairperson
3 for any meeting, the members present shall choose a temporary chairperson.

4 **(3) LOCAL LONG-TERM CARE COUNCILS; POWERS AND DUTIES.** (a) A local long-term
5 care council shall do all of the following within the council's area:

6 1. Develop the initial plan for the structure of the county, multicounty or tribal
7 resource center and care management organization or organizations, including
8 formulating recommendations to the county board or boards of supervisors and, in
9 a county with a county executive or a county administrator, to the county executive
10 or county administrator, to the governing body of the tribe or band or of the Great
11 Lakes inter-tribal council, inc., if applicable, and to the department on all of the
12 following:

13 a. Whether or not the county, counties, tribe or band or Great Lakes inter-tribal
14 council, inc., should exercise its right to apply under s. 46.283 (1) for a contract to
15 operate a resource center or to apply under s. 46.284 (1) for a contract to operate a
16 care management organization and how the operation should proceed.

17 b. Whether the county should create a family care district to operate a resource
18 center or under a care management organization.

19 c. Whether local organizations other than the county should serve as
20 alternatives or in addition to county-operated entities to operate a resource center
21 or a care management organization and, if so, which organizations should be
22 considered.

23 d. If applicable, how county-operated functions should interact with a resource
24 center or care management organization that is operated by a tribe or band or by the
25 Great Lakes inter-tribal council, inc.

1 2. a. In the years 2000 and 2001, under criteria that the department prescribes,
2 after consulting with the council on long-term care, evaluate the performance of the
3 care management organization or organizations in the area of the local long-term
4 care council and determine whether additional care management organizations are
5 needed in the area and, if so, recommend this to the department.

6 b. In the year 2002 and thereafter, under criteria that the department
7 prescribes, evaluate the performance of the care management organization or
8 organizations in the area of the local long-term care council and determine whether
9 additional care management organizations are needed in the area and, if so
10 recommend this to the department.

11 3. Advise the department regarding applications for initial certification or
12 certification renewal of care management organizations in the area of the local
13 long-term care council, including providing recommendations for organizations
14 applying for certification or recertification, and assist the department in reviewing
15 and evaluating the applications.

16 4. Receive information about and monitor complaints from persons served by
17 the care management organization in the area concerning whether the numbers of
18 providers of long-term care services used by the care management organization are
19 sufficient to ensure convenient and desirable consumer choice and provide
20 recommendations under subd. 3. to the department about this issue.

21 5. Review initial plans and existing provider networks of any care management
22 organization in the area to assist the care management organization in developing
23 a network of service providers that includes a sufficient number of accessible,
24 convenient and desirable services.

1 6. Advise care management organizations about whether to offer optional
2 acute and primary health care services and, if so, how these benefits should be
3 offered.

4 7. Review the utilization of various types of long-term care services by care
5 management organizations in the area.

6 8. Monitor the pattern of enrollments and disenrollments in local care
7 management organizations.

8 9. Identify gaps in services, living arrangements and community resources and
9 develop strategies to build local capacity to serve older persons and persons with
10 physical or developmental disabilities, especially those with long-term care needs.

11 10. Perform long-range planning on policy for older persons and persons with
12 physical or developmental disabilities.

13 11. Annually review interagency agreements between a resource center and
14 care management organization or organizations and make recommendations, as
15 appropriate, on the interaction between the resource center and the care
16 management organization or organizations to assure coordination between or
17 among them.

18 12. Annually review the number and types of complaints and grievances about
19 the long-term care system by persons who receive or may receive care under the
20 system, to determine if a need exists for system changes, and recommend system or
21 other changes if appropriate.

22 13. Identify potential new sources of community resources and funding for
23 needed services for older persons and persons with physical or developmental
24 disabilities.

1 14. Support long-term care system improvements to improve services to older
2 persons and persons with physical or developmental disabilities and their families.

3 15. Annually report to the department and, before July 1, 2001, to the
4 long-term care council concerning significant achievements and problems in the
5 local long-term care system.

6 (b) A local long-term care council may, within the local long-term care council's
7 area, assume the duties of the county long-term community support planning
8 committee as specified under s. 46.27 (4).

9 **SECTION 1073.** 46.282 (1) of the statutes, as created by 1999 Wisconsin Act
10 (this act), is repealed.

11 **SECTION 1074.** 46.283 of the statutes is created to read:

12 **46.283 Resource centers. (1) APPLICATION FOR CONTRACT.** (a) After
13 considering recommendations of the local long-term care council under s. 46.282 (3)
14 (a) 1., a county board of supervisors and, in a county with a county executive or a
15 county administrator, the county executive or county administrator, may decide all
16 of the following:

17 1. Whether to authorize one or more county departments under s. 46.21,
18 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or 2. to apply to the
19 department for a contract to operate a resource center and, if so, which to authorize
20 and what client group to serve.

21 2. Whether to create a family care district to apply to the department for a
22 contract to operate a resource center.

23 (b) After considering recommendations of the local long-term care council
24 under s. 46.282 (3) (a) 1., the governing body of a tribe or band or of the Great Lakes
25 inter-tribal council, inc., may decide whether to authorize a tribal agency to apply

1 to the department for a contract to operate a resource center for tribal members and,
2 if so, which client group to serve.

3 (c) Under the requirements of par. (a), a county board of supervisors may decide
4 to apply to the department for a contract to operate a multicounty resource center
5 in conjunction with the county board or boards of one or more other counties or a
6 county–tribal resource center in conjunction with the governing body of a tribe or
7 band or the Great Lakes inter–tribal council, inc.

8 (d) Under the requirements of par. (b), the governing body of a tribe or band may
9 decide to apply to the department for a contract to operate a resource center in
10 conjunction with the governing body or governing bodies of one or more other tribes
11 or bands or the Great Lakes inter–tribal council, inc., or with a county board of
12 supervisors.

13 **(2) EXCLUSIVE CONTRACT.** (a) Before July 1, 2001, the department may contract
14 only with a county, a family care district, the governing body of a tribe or band or the
15 Great Lakes inter–tribal council, inc., or with 2 or more of these entities under a joint
16 application, to operate a resource center.

17 (b) After June 30, 2001, the department shall contract with the entities
18 specified under s. 46.281 (1) (d) 1. and may, in addition to contracting with these
19 entities and subject to approval of necessary funding, contract to operate a resource
20 center with counties, family care districts, the governing body of a tribe or band or
21 the Great Lakes inter–tribal council, inc., or under a joint application of any of these,
22 or with a private nonprofit organization if the department determines that the
23 organization has no significant connection to an entity that operates a care
24 management organization and if any of the following applies:

1 1. A county board of supervisors declines in writing to apply for a contract to
2 operate a resource center.

3 2. A county agency or a family care district applies for a contract but fails to
4 meet the standards specified in sub. (3).

5 **(3) STANDARDS FOR OPERATION.** The department shall assure that at least all of
6 the following are available to a person who contacts a resource center for service:

7 (a) Information and referral services and other assistance at hours that are
8 convenient for the public.

9 (b) A determination of functional eligibility for the family care benefit.

10 (c) Within the limits of available funding, prevention and intervention services.

11 (d) Counseling concerning public and private benefits programs.

12 (e) A determination of financial eligibility and of the maximum amount of cost
13 sharing required for a person who is seeking long-term care services, under
14 standards prescribed by the department.

15 (f) Assistance to a person who is eligible for the family care benefit with respect
16 to the person's choice of whether or not to enroll in a care management organization
17 and, if so, which available care management organization would best meet his or her
18 needs.

19 (g) Assistance in enrolling in a care management organization for persons who
20 choose to enroll.

21 (h) Equitable assignment of priority on any necessary waiting lists, consistent
22 with criteria prescribed by the department, for persons who are eligible for the family
23 care benefit but who do not meet the criteria under s. 46.286 (3).

1 (i) Assessment of risk for each person who is on a waiting list, as described in
2 par. (h), development with the person of an interim plan of care and assistance to the
3 person in arranging for services.

4 (j) Transitional services to families whose children with physical or
5 developmental disabilities are preparing to enter the adult service system.

6 (k) A determination of eligibility for state supplemental payments under s.
7 49.77, medical assistance under s. 49.46, 49.468 or 49.47 or the federal food stamp
8 program under 7 USC 2011 to 2029.

9 **(4) DUTIES.** A resource center shall do all of the following:

10 (a) Provide services within the entire geographic area prescribed for the
11 resource center by the department.

12 (b) Submit to the department all reports and data required or requested by the
13 department.

14 (c) Implement internal quality improvement and quality assurance processes
15 that meet standards prescribed by the department.

16 (d) Cooperate with any review by an external advocacy organization.

17 (e) Within 6 months after the family care benefit is available to all eligible
18 persons in the area of the resource center, provide information about the services of
19 the resource center, including the services specified in sub. (3) (d), about assessments
20 under s. 46.284 (4) (b) and care plans under s. 46.284 (4) (c) and about the family care
21 benefit to all older persons and persons with a physical disability who are residents
22 of nursing homes, community-based residential facilities, adult family homes and
23 residential care apartment complexes in the area of the resource center.

1 (f) Provide a functional and financial screen to any resident, as specified in par.
2 (e), who requests a screen and assist any resident who is eligible and chooses to enroll
3 in a care management organization to do so.

4 (g) Provide a functional and financial screen to any person seeking admission
5 to a nursing home, community-based residential facility, residential care apartment
6 complex or adult family home if the secretary has certified that the resource center
7 is available to the person and the facility and the person is determined by the
8 resource center to have a condition that is expected to last at least 90 days that would
9 require care, assistance or supervision.

10 (h) Provide access to services under s. 46.90 and ch. 55 to a person who is
11 eligible for the services, through cooperation with the county agency or agencies that
12 provide the services.

13 (i) Assure that emergency calls to the resource center are responded to
14 promptly, 24 hours per day.

15 **(5) FUNDING.** From the appropriation accounts under s. 20.435 (4) (b), (bm) and
16 (pa) and (7) (b), (bd) and (md), the department may contract with organizations that
17 meet standards under sub. (3) for performance of the duties under sub. (4) and shall
18 distribute funds for services provided by resource centers.

19 **(6) GOVERNING BOARD.** A resource center shall have a governing board that
20 reflects the ethnic and economic diversity of the geographic area served by the
21 resource center. At least one-fourth of the members of the governing board shall be
22 older persons or persons with physical or developmental disabilities or their family
23 members, guardians or other advocates.

24 **(7) CONFIDENTIALITY; EXCHANGE OF INFORMATION.** No record, as defined in s. 19.32
25 (2), of a resource center that contains personally identifiable information, as defined

1 in s. 19.62 (5), concerning an individual who receives services from the resource
2 center may be disclosed by the resource center without the individual's informed
3 consent, except as follows:

4 (a) A resource center may provide information as required to comply with s.
5 16.009 (2) (p) or 49.45 (4) or as necessary for the department to administer the
6 program under ss. 46.2805 to 46.2895.

7 (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06
8 (17) (c), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a resource center acting
9 under this section may exchange confidential information about a client, as defined
10 in s. 46.287 (1), without the informed consent of the client, under s. 46.21 (2m) (c),
11 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.284 (7), 46.2895 (10), 51.42 (3) (e) or
12 51.437 (4r) (b) in the county of the resource center, if necessary to enable the resource
13 center to perform its duties or to coordinate the delivery of services to the client.

14 **SECTION 1075.** 46.284 of the statutes is created to read:

15 **46.284 Care management organizations. (1) APPLICATION FOR CONTRACT.**

16 (a) After considering recommendations of the local long-term care council under s.
17 46.282 (3) (a) 1., a county board of supervisors and, in a county with a county
18 executive or a county administrator, the county executive or county administrator,
19 may decide all of the following:

20 1. Whether to authorize one or more county departments under s. 46.21,
21 46.215, 46.22 or 46.23 or an aging unit under s. 46.82 (1) (a) 1. or 2. to apply to the
22 department for a contract to operate a care management organization and, if so,
23 which to authorize and what client group to serve.

24 2. Whether to create a family care district to apply to the department for a
25 contract to operate a care management organization.

1 (b) The governing body of a tribe or band or of the Great Lakes inter-tribal
2 council, inc., may decide whether to authorize a tribal agency to apply to the
3 department for a contract to operate a care management organization for tribal
4 members and, if so, which client group to serve.

5 (c) Under the requirements of par. (a), a county board of supervisors may decide
6 to apply to the department for a contract to operate a multicounty care management
7 organization in conjunction with the county board or boards of one or more other
8 counties or a county-tribal care management organization in conjunction with the
9 governing body of a tribe or band or the Great Lakes inter-tribal council, inc.

10 (d) Under the requirements of par. (b), the governing body of a tribe or band may
11 decide to apply to the department for a contract to operate a care management
12 organization in conjunction with the governing body or governing bodies of one or
13 more other tribes or bands or the Great Lakes inter-tribal council, inc., or with a
14 county board of supervisors.

15 **(2) CONTRACTS.** (a) The department may contract for operation of a care
16 management organization only with an entity that is certified as meeting the
17 requirements under sub. (3). No entity may operate as a care management
18 organization under the requirements of this section unless so certified and under
19 contract with the department.

20 (b) Within each county, the department shall initially contract to operate a care
21 management organization with the county or a family care district if the county
22 elects to operate a care management organization and the care management
23 organization meets the requirements of sub. (3) and performance standards
24 prescribed by the department. A county that contracts under this paragraph may
25 operate the care management organization for all of the target groups or for a

1 selected group or groups. With respect to contracts exclusively with counties to
2 operate a care management organization, all of the following apply:

3 1. Before January 1, 2003, the department may not contract with an
4 organization other than the county to operate a care management organization in
5 the county unless any of the following applies:

6 a. The county and the local long-term care council agree in writing that at least
7 one additional care management organization is necessary or desirable.

8 b. The governing body of a tribe or band or the Great Lakes inter-tribal council,
9 inc., elects to operate a care management organization within the area and is
10 certified under sub. (3).

11 2. After December 31, 2002, and before January 1, 2004, the department may
12 not contract with an organization other than the county to operate a care
13 management organization in the county unless any of the following applies:

14 a. Subdivision 1. a. or b. applies.

15 b. The county fails to meet requirements of sub. (3) and performance standards
16 prescribed by the department.

17 c. The county does not have the capacity to serve all county residents who are
18 entitled to the family care benefit in the client group or groups that the county serves
19 and cannot develop the capacity. If this subd. 2. c. applies, the department may
20 contract with an organization in addition to the county.

21 3. After December 31, 2003, the department may contract with counties, family
22 care districts, the governing body of a tribe or band or the Great Lakes inter-tribal
23 council, inc., or under a joint application of any of these, or with a private nonprofit
24 organization that has no significant connection to an entity that operates a resource
25 center. Proposals for contracts under this subdivision shall be solicited under a

1 competitive sealed proposal process under s. 16.75 (2m) and, after consulting with
2 the local long-term care council for the county or counties, the department shall
3 evaluate the proposals primarily as to the quality of care that is proposed to be
4 provided, certify those applicants that meet the requirements specified in sub. (3) (a),
5 select certified applicants for contract and contract with the selected applicants.

6 **(3) CERTIFICATION; REQUIREMENTS.** (a) If an entity meets the requirements
7 under par. (b) and applicable rules of the department and submits to the department
8 an application for initial certification or certification renewal, the department shall
9 certify that the entity meets the requirements for a care management organization.
10 An application shall include comments about the applicant and recommendations
11 about the application that are provided by the appropriate local long-term care
12 council, as specified under s. 46.282 (3) (a) 3.

13 (b) To be certified as a care management organization, an applicant shall
14 demonstrate or ensure all of the following:

15 1. Adequate availability of providers with the expertise and ability to provide
16 services that are responsive to the disabilities or conditions of all of the applicant's
17 proposed enrollees and sufficient representation of programmatic philosophies and
18 cultural orientations to accommodate a variety of enrollee preferences and needs.

19 2. Adequate availability of providers that can meet the preferences and needs
20 of its proposed service recipients for services at various times, including evenings,
21 weekends and, when applicable, on a 24-hour basis.

22 3. Adequate availability of providers that are able and willing to perform all
23 of the tasks that are likely to be identified in proposed enrollees' service and care
24 plans.

1 4. Adequate availability of residential and day services that are geographically
2 accessible to proposed enrollees' homes, families or friends.

3 5. Adequate supported living arrangements of the types and sizes that meet
4 proposed enrollees' preference and needs.

5 6. Expertise in determining and meeting the needs of every target population
6 that the applicant proposes to serve and connections to the appropriate service
7 providers.

8 7. Thorough knowledge of local long-term care and other community resources.

9 8. The ability to manage and deliver, either directly or through subcontracts
10 or partnerships with other organizations, the full range of benefits to be included in
11 the monthly payment amount.

12 9. Thorough knowledge of methods for maximizing informal caregivers and
13 community resources and integrating them into a service or care plan.

14 10. Coverage for a geographic area specified by the department.

15 11. The ability to develop strong linkages with systems and services that are
16 not directly within the scope of the applicant's responsibility but that are important
17 to the target group that it proposes to serve, including primary and acute health care
18 services.

19 12. Adequate and competent staffing by qualified personnel to perform all of
20 the functions that the applicant proposes to undertake.

21 **(4) DUTIES.** A care management organization shall, in addition to meeting all
22 contract requirements, do all of the following:

23 (a) Accept requested enrollment of any person who is entitled to the family care
24 benefit and of any person who is eligible for the family care benefit and for whom
25 funding is available. No care management organization may disenroll any enrollee,

1 except under circumstances specified by the department by contract. No care
2 management organization may encourage any enrollee to disenroll in order to obtain
3 long-term care services under the medical assistance fee-for-service system. No
4 involuntary disenrollment is effective unless the department has reviewed and
5 approved it.

6 (b) Conduct a comprehensive assessment for each enrollee, including an
7 in-person interview with the enrollee, using a standard format developed by the
8 department.

9 (c) With the enrollee and the enrollee's family or guardian, if appropriate,
10 develop a comprehensive care plan that reflects the enrollee's values and
11 preferences.

12 (d) Provide or contract for the provision of necessary services and monitor the
13 provided or contracted services.

14 (e) Provide, within guidelines established by the department, a mechanism by
15 which an enrollee may arrange for, manage and monitor his or her family care benefit
16 directly or with the assistance of another person chosen by the enrollee. The care
17 management organization shall monitor the enrollee's use of a fixed budget for
18 purchase of services or support items from any qualified provider, monitor the health
19 and safety of the enrollee and provide assistance in management of the enrollee's
20 budget and services at a level tailored to the enrollee's need and desire for the
21 assistance.

22 (f) Provide, on a fee-for-service basis, case management services to persons
23 who are functionally eligible but not financially eligible for the family care benefit.

24 (g) Meet all performance standards required by the federal government or
25 promulgated by the department by rule.

1 (h) Submit to the department reports and data required or requested by the
2 department.

3 (i) Implement internal quality improvement and assurance processes that
4 meet standards prescribed by the department by rule.

5 (j) Cooperate with external quality assurance reviews.

6 (k) Meet departmental requirements for protection of solvency.

7 (L) Annually submit to the department an independent financial audit that
8 meets federal requirements.

9 **(5) FUNDING AND RISK-SHARING.** (a) From the appropriation accounts under s.
10 20.435 (4) (b), (g) and (o) and (7) (b) and (bd), the department shall provide funding
11 on a capitated payment basis for the provision of services under this section.
12 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is
13 under contract with the department may expend the funds, consistent with this
14 section, including providing payment, on a capitated basis, to providers of services
15 under the family care benefit.

16 (b) If the expenditures by a care management organization under par. (a)
17 exceed payments received from the department under par. (a), as determined by the
18 department by contract, the department may share the loss with the care
19 management organization, within the limits prescribed under the contract with the
20 department.

21 (c) If the payments received from the department under par. (a) exceed the
22 expenditures by a care management organization under par. (a), as determined by
23 the department by contract, the care management organization may retain a portion
24 of the excess payments, within the limits prescribed under the contract with the
25 department, and shall return the remainder to the department.

1 (d) The department may, by contract, impose solvency protections that the
2 department determines are reasonable and necessary to retain federal financial
3 participation. These protections may include all of the following:

4 1. The requirement that a care management organization segregate a risk
5 reserve from other funds of the care management organization or the authorizing
6 body for the care management organization.

7 2. The requirement that interest accruing to the risk reserve remain in the
8 escrow account for the risk reserve.

9 3. Limitations on the distribution of funds from the risk reserve.

10 4. The requirement that a care management organization place funds in a risk
11 reserve and maintain the risk reserve in an interest-bearing escrow account with a
12 financial institution, as defined in s. 69.30 (1) (b), or invest funds as specified in s.
13 46.2895 (4) (j) 2. or 3. Moneys in the risk reserve or invested as specified in this
14 subdivision may be expended only for the provision of services under this section.
15 If a care management organization ceases participation under this section, the funds
16 in the risk reserve or invested as specified in this subdivision, minus any
17 contribution of moneys other than those specified in par. (c), shall be returned to the
18 department. The department shall expend the moneys for the payment of
19 outstanding debts to providers of family care benefit services and for the
20 continuation of family care benefit services to enrollees.

21 (e) 1. Subject to subd. 2., a care management organization may enter into
22 contracts with providers of family care benefit services and may limit profits of the
23 providers under the contracts.

24 2. The department shall review the contracts in subd. 1., including rates for the
25 provision of service, to ensure that the contract terms protect services access by

1 enrollees and financial viability of the care management organization, and may
2 require contract revision.

3 **(6) GOVERNING BOARD.** A care management organization shall have a governing
4 board that reflects the ethnic and economic diversity of the geographic area served
5 by the care management organization. At least one-fourth of the members of the
6 governing board shall be older persons or persons with physical or developmental
7 disabilities or their family members, guardians or other advocates who are
8 representative of the care management organization's enrollee.

9 **(7) CONFIDENTIALITY; EXCHANGE OF INFORMATION.** No record, as defined in s. 19.32
10 (2), of a care management organization that contains personally identifiable
11 information, as defined in s. 19.62 (5), concerning an individual who receives services
12 from the care management organization may be disclosed by the care management
13 organization without the individual's informed consent, except as follows:

14 (a) A care management organization may provide information as required to
15 comply with s. 16.009 (2) (p) or 49.45 (4) or as necessary for the department to
16 administer the program under ss. 46.2805 to 46.2895.

17 (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06
18 (17) (c), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a), a care management
19 organization acting under this section may exchange confidential information about
20 a client, as defined in s. 46.287 (1), without the informed consent of the client, under
21 s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm), 46.23 (3) (e), 46.283 (7), 46.2895 (10),
22 51.42 (3) (e) or 51.437 (4r) (b) in the county of the care management organization, if
23 necessary to enable the care management organization to perform its duties or to
24 coordinate the delivery of services to the client.

25 **SECTION 1077.** 46.285 of the statutes is created to read:

1 **46.285 Operation of resource center and care management**
2 **organization. (1)** In order to meet federal requirements and assure federal
3 financial participation in funding of the family care benefit, a county, a tribe or band,
4 a family care district or an organization, including a private, nonprofit corporation,
5 may not directly operate both a resource center and a care management
6 organization, except as follows:

7 (a) For a pilot project established under s. 46.281 (1) (d) 2., provision of the
8 services specified under s. 46.283 (3) (b), (e), (f) and (g) shall be structurally separate
9 from the provision of services of the care management organization by January 1,
10 2001.

11 (b) The department may approve separation of the functions of a resource
12 center from those of a care management organization by a means other than those
13 specified in sub. (2).

14 **(2)** Except as provided in sub. (1), all of the following apply to operation of both
15 a resource center and a care management organization:

16 (a) 1. If a county board of supervisors and, if applicable, a county executive or
17 a county administrator, elect to apply to the department for a contract to operate a
18 resource center, the county board of supervisors may create a family care district to
19 apply to the department for a contract to operate a care management organization.

20 2. If a county board of supervisors and, if applicable, a county executive or a
21 county administrator, elect to apply to the department for a contract to operate a care
22 management organization, the county board of supervisors may create a family care
23 district to apply to the department to operate a resource center.

24 (b) 1. If the governing body of a tribe or band elects to apply to the department
25 for a contract directly to operate a resource center, tribal or band members may form

1 a separate corporation to apply to the department for a contract to operate a care
2 management organization. No members of the governing board of the corporation
3 may be members of the tribal or band governing body.

4 2. If the governing body of a tribe or band elects to apply to the department for
5 a contract directly to operate a care management organization, tribal or band
6 members may form a separate corporation to apply to the department for a contract
7 to operate a resource center. No members of the governing board of the corporation
8 may be members of the tribal or band governing body.

9 (c) Any county or family care district that seeks to operate jointly with a tribe
10 or band or tribal or band corporation a care management organization or resource
11 center shall submit jointly with the tribe or band or tribal or band corporation an
12 application to the department to operate the care management organization or
13 resource center.

14 **SECTION 1078.** 46.286 of the statutes is created to read:

15 **46.286 Family care benefit. (1) ELIGIBILITY.** Except as provided in sub. (1m),
16 a person is eligible for, but not necessarily entitled to, the family care benefit if the
17 person is at least 18 years of age; has a physical disability, as defined in s. 15.197 (4)
18 (a) 2., or infirmities of aging, as defined in s. 55.01 (3); and meets all of the following
19 criteria:

20 (a) *Functional eligibility.* A person is functionally eligible if any of the following
21 applies, as determined by the department or its designee:

22 1. The person's functional capacity is at either of the following levels:

23 a. The comprehensive level, if the person has a long-term or irreversible
24 condition, expected to last at least 90 days or result in death within one year of the
25 date of application, and requires ongoing care, assistance or supervision.

1 b. The intermediate level, if the person has a condition that is expected to last
2 at least 90 days or result in death within 12 months after the date of application, and
3 is at risk of losing his or her independence or functional capacity unless he or she
4 receives assistance from others.

5 2. The person has a condition that is expected to last at least 90 days or result
6 in death within 12 months after the date of application and, on the date that the
7 family care benefit became available in the person's county of residence, the person
8 was a resident in a nursing home or had been receiving for at least 60 days, under
9 a written plan of care, long-term care services, as specified by the department, which
10 were funded under any of the following:

11 a. The long-term support community options program under s. 46.27.

12 b. Home and community-based waiver programs under 42 USC 1396n (c),
13 including community integration program under s. 46.275, 46.277 or 46.278.

14 c. The Alzheimer's family caregiver support program under s. 46.87.

15 d. Community aids under s. 46.40, if documented by the county under a method
16 prescribed by the department.

17 e. County funding, if documented by the county under a method prescribed by
18 the department.

19 (b) *Financial eligibility.* A person is financially eligible if all of the following
20 apply:

21 1. As determined by the department or its designee, either of the following
22 applies:

23 a. The person would qualify for medical assistance except for financial or
24 disability criteria, and the projected cost of the person's care plan, as calculated by
25 the department or its designee, exceeds the person's gross monthly income, plus

1 one-twelfth of his or her countable assets, less deductions and allowances permitted
2 by rule by the department.

3 b. The person is eligible under ch. 49 for medical assistance.

4 2. If subd. 1. b. applies, the person accepts medical assistance unless he or she
5 is exempt from the acceptance under rules promulgated by the department.

6 **(1m)** ELIGIBILITY EXCEPTION. A person whose primary disabling condition is
7 developmental disability is eligible for the family care benefit if the person is a
8 resident of a county or is a member of a tribe or band that has operated, before July
9 1, 2001, a care management organization under s. 46.281 (1) (d) and meets all other
10 eligibility criteria under this subsection.

11 **(2)** COST SHARING. (a) A person who is determined to be financially eligible
12 under sub. (1) (b) shall contribute to the cost of his or her care an amount that is
13 calculated by the department or its designee after subtracting from the person's
14 gross income, plus one-twelfth of countable assets, the deductions and allowances
15 permitted by the department by rule.

16 (b) Funds received under par. (a) shall be used by a care management
17 organization to pay for services under the family care benefit.

18 (c) A person who is required to contribute to the cost of his or her care but who
19 fails to make the required contributions is ineligible for the family care benefit unless
20 he or she is exempt from the requirement under rules promulgated by the
21 department.

22 **(3)** ENTITLEMENT. (a) Subject to pars. (c) and (d), a person is entitled to and may
23 receive the family care benefit through enrollment in a care management
24 organization if he or she meets the requirements of sub. (1) (intro.), is financially

1 eligible, fulfills any applicable cost-sharing requirements and meets any of the
2 following criteria:

3 1. Is functionally eligible at the comprehensive level.

4 2. Is functionally eligible at the intermediate level and is eligible under sub. (1)

5 (b) 1. b.

6 3. Is functionally eligible at the intermediate level and is determined by an
7 agency under s. 46.90 (2) or specified in s. 55.05 (1t) to be in need of protective services
8 under s. 55.05 or protective placement under s. 55.06.

9 4. Is functionally eligible under sub. (1) (a) 2.

10 5. Is eligible under sub. (1m).

11 (b) An entitled individual who is enrolled in a care management organization
12 may not be involuntarily disenrolled except as follows:

13 1. For cause, subject to the requirements of s. 46.284 (4) (a).

14 2. If the contract between the care management organization and the
15 department is canceled or not renewed. If this circumstance occurs, the department
16 shall assure that enrollees continue to receive needed services through another care
17 management organization or through the medical assistance fee-for-service system
18 or any of the programs specified under sub. (1) (a) 2. a. to d.

19 3. The department or its designee determines that the person no longer meets
20 eligibility criteria under sub. (1).

21 (c) Within each county and for each client group, par. (a) shall first apply on the
22 effective date of a contract under which a care management organization accepts a
23 per person per month payment to provide services under the family care benefit to
24 eligible persons in that client group in the county. Within 24 months after this date,
25 the department shall assure that sufficient capacity exists within one or more care

1 management organizations to provide the family care benefit to all entitled persons
2 in that client group in the county.

3 (d) The department shall determine the date, which shall not be later than July
4 1, 2000, on which par. (a) shall first apply to persons who are not eligible for medical
5 assistance under ch. 49.

6 **(4) DIVESTMENT; RULES.** The department shall promulgate rules relating to
7 prohibitions on divestment of assets of persons who receive the family care benefit,
8 that are substantially similar to applicable provisions under s. 49.453.

9 **(5) TREATMENT OF TRUST AMOUNTS; RULES.** The department shall promulgate
10 rules relating to treatment of trust amounts of persons who receive the family care
11 benefit, that are substantially similar to applicable provisions under s. 49.454.

12 **(6) PROTECTION OF INCOME AND RESOURCES OF COUPLE FOR MAINTENANCE OF**
13 **COMMUNITY SPOUSE; RULES.** The department shall promulgate rules relating to
14 protection of income and resources of couples for the maintenance of the spouse in
15 the community with regard to persons who receive the family care benefit, that are
16 substantially similar to applicable provisions under s. 49.455.

17 **(7) RECOVERY OF FAMILY CARE BENEFIT PAYMENTS; RULES.** The department shall
18 promulgate rules relating to the recovery from persons who receive the family care
19 benefit, including by liens and from estates, of correctly and incorrectly paid family
20 care benefits, that are substantially similar to applicable provisions under ss. 49.496
21 and 49.497.

22 **SECTION 1079.** 46.287 of the statutes is created to read:

23 **46.287 Hearings. (1) DEFINITION.** In this section, “client” means a person
24 applying for eligibility for the family care benefit, an eligible person or an enrollee.

1 **(2) HEARING.** (a) 1. Except as provided in subd. 2., a client may contest any of
2 the following applicable matters by filing, within 45 days of the failure of a resource
3 center or care management organization to act on the contested matter within the
4 time frames specified by rule by the department or within 45 days after receipt of
5 notice of a decision in a contested matter, a written request for a hearing under s.
6 227.44 to the division of hearings and appeals created under s. 15.103 (1):

7 a. Denial of eligibility under s. 46.286 (1) or (1m).

8 b. Determination of cost sharing under s. 46.286 (2).

9 c. Denial of entitlement under s. 46.286 (3).

10 d. Failure to provide timely services and support items that are included in the
11 plan of care.

12 e. Reduction of services or support items under the family care benefit.

13 f. Development of a plan of care that is unacceptable because the plan of care
14 requires the enrollee to live in a place that is unacceptable to the enrollee or the plan
15 of care provides care, treatment or support items that are insufficient to meet the
16 enrollee's needs, are unnecessarily restrictive or are unwanted by the enrollee.

17 g. Termination of the family care benefit.

18 h. Imposition of ineligibility for the family care benefit under s. 46.286 (4).

19 i. Denial of eligibility or reduction of the amounts of the family care benefit
20 under s. 46.286 (5).

21 j. Determinations similar to those specified under s. 49.455 (8) (a), made under
22 s. 46.286 (6).

23 k. Recovery of family care benefit payments under s. 46.286 (7).

1 2. An applicant for or recipient of medical assistance is not entitled to a hearing
2 concerning the identical dispute or matter under both this section and 42 CFR
3 431.200 to 431.246.

4 (b) An enrollee may contest a decision, omission or action of a care management
5 organization other than those specified in par. (a), or may contest the choice of service
6 provider. In these instances, the enrollee shall first send a written request for review
7 by the unit of the department that monitors care management organization
8 contracts. This unit shall review and attempt to resolve the dispute. If the dispute
9 is not resolved to the satisfaction of the enrollee, he or she may request a hearing
10 under the procedures specified in par. (a) 1. (intro.).

11 (c) Information regarding the availability of advocacy services and notice of
12 adverse actions taken and appeal rights shall be provided to a client by the resource
13 center or care management organization in a form and manner that is prescribed by
14 the department by rule.

15 **SECTION 1080.** 46.288 of the statutes is created to read:

16 **46.288 Rule-making.** The department shall promulgate as rules all of the
17 following:

18 **(1)** Standards for performance by resource centers and for certification of care
19 management organizations, including requirements for maintaining quality
20 assurance and quality improvement.

21 **(2)** Criteria and procedures for determining functional eligibility under s.
22 46.286 (1) (a), financial eligibility under s. 46.286 (1) (b), cost sharing under s. 46.286
23 (2) (a) and entitlement under s. 46.286 (3). The rules for determining functional
24 eligibility under s. 46.286 (1) (a) 1. a. shall be substantially similar to eligibility
25 criteria for receipt of the long-term support community options program under s.

1 46.27. Rules under this subsection shall include definitions of the following terms
2 applicable to s. 46.286:

3 (a) “Primary disabling condition”.

4 (b) “Mental illness”.

5 (c) “Substance abuse”.

6 (d) “Long-term or irreversible”.

7 (e) “Requires ongoing care, assistance or supervision”.

8 (f) “Condition that is expected to last at least 90 days or result in death within
9 one year”.

10 (g) “At risk of losing independence or functional capacity”.

11 (h) “Gross monthly income”.

12 (i) “Deductions and allowances”.

13 (j) “Countable assets”.

14 (3) Procedures and standards for procedures for s. 46.287 (2), including time
15 frames for action by a resource center or a care management organization on a
16 contested matter.

17 **SECTION 1081.** 46.289 of the statutes is created to read:

18 **46.289 Transition.** In order to facilitate the transition to the long-term care
19 system specified in ss. 46.2805 to 46.2895, within the limits of applicable federal
20 statutes and regulations and if the secretary of health and family services finds it
21 necessary, he or she may grant a county limited waivers to or exemptions from ss.
22 46.27 (3) (e) (intro.), 1. and 2. and (f), (5) (d) and (e), (6) (a) 1., 2. and 3. and (b) (intro.),
23 1. and 2., (6r) (c), (7) (b), (cj) and (cm) and (11) (c) 5m. (intro.) and 6. and 46.277 (3)
24 (a), (4) (a) and (5) (d) 1m., 1n. and 2. and rules promulgated under those provisions.

25 **SECTION 1082.** 46.2895 of the statutes is created to read:

1 **46.2895 Family care district. (1) CREATION.** (a) After considering
2 recommendations of the local long-term care council under s. 46.282 (3) (a) 1., a
3 county board of supervisors may create a special purpose district that is termed a
4 “family care district”, that is a local unit of government, that is separate and distinct
5 from, and independent of, the state and the county, and that has the powers and
6 duties specified in this section, if the county board does all of the following:

7 1. Adopts an enabling resolution that does all of the following:

8 a. Declares the need for establishing the family care district.

9 b. Specifies the family care district’s primary purpose, which shall be to
10 operate, under contract with the department, either a resource center under s.
11 46.283 or a care management organization under s. 46.284, but not both.

12 2. Files copies of the enabling resolution with the secretary of administration,
13 the secretary of health and family services and the secretary of revenue.

14 (b) The county boards of supervisors of 2 or more counties may together create
15 a family care district with the attributes specified in par. (a) (intro.) on a multicounty
16 basis within the counties if the county boards of supervisors comply with the
17 requirements of par. (a) 1. and 2.

18 **(2) JURISDICTION.** A family care district’s jurisdiction is the geographical area
19 of the county or counties of the county board or boards of supervisors who created the
20 family care district.

21 **(3) FAMILY CARE DISTRICT BOARD.** (a) 1. The county board of supervisors of a
22 county or, in a county with a county administrator or county executive, the county
23 administrator or county executive shall appoint the members of the family care
24 district board, which is the governing board of a family care district under sub. (1)
25 (a).

1 2. The county boards of supervisors of 2 or more counties shall appoint the
2 members of the family care district board, which is the governing board of the family
3 care district under sub. (1) (b). Each county board shall appoint members in the same
4 proportion that the county's population represents to the total population of all of the
5 counties that constitute the jurisdiction of the family care district.

6 (b) 1. The family care district board appointed under par. (a) 1. shall consist of
7 15 persons who are residents of the area of jurisdiction of the family care district.
8 At least one-fourth of the members shall be representative of the client group or
9 groups whom it is the family care district's primary purpose to serve or those clients'
10 family members, guardians or other advocates.

11 2. The family care district board appointed under par. (a) 2. shall consist of an
12 odd number of members that is at least 15 but not more than 21 persons, all of whom
13 are residents of the area of jurisdiction of the family care district. At least one-fourth
14 of the members shall be representative of the client group or groups whom it is the
15 family care district's primary purpose to serve or those clients' family members,
16 guardians or other advocates.

17 3. Membership of the family care district board under subd. 1. or 2. shall reflect
18 the ethnic and economic diversity of the area of jurisdiction of the family care district.
19 Up to one-fourth of the members of the board may be elected or appointed officials
20 or employes of the county or counties that created the family care district. No
21 member of the board may have a private financial interest in or profit directly or
22 indirectly from any contract or other business of the family care district.

23 (c) The members of the family care district board appointed under par. (a) shall
24 serve 3-year terms. No member may serve more than 2 consecutive terms. Of the
25 members first appointed, 5 shall be appointed for 3 years; 5 shall be appointed for

1 4 years; and 5 or, in the case of a board appointed under par. (b) 2., the remainder,
2 shall be appointed for 5 years. A member shall serve until his or her successor is
3 appointed, unless removed for cause under s. 17.13.

4 (d) As soon as possible after the appointment of the initial members of the
5 family care district board, the board shall organize for the transaction of business
6 and elect a chairperson and other necessary officers. Each chairperson shall be
7 elected by the board from time to time for the term of that chairperson's office as a
8 member of the board or for the term of 3 years, whichever is shorter, and shall be
9 eligible for reelection. A majority of the board shall constitute a quorum. The board
10 may act based on the affirmative vote of a majority of a quorum.

11 **(4) POWERS.** Subject to sub. (1) (a) 1. b., a family care district has all the powers
12 necessary or convenient to carry out the purposes and provisions of ss. 46.2805 to
13 46.2895. In addition to all these powers, a family care district may do all of the
14 following:

15 (a) Adopt and alter, at pleasure, an official seal.

16 (b) Adopt bylaws and policies and procedures for the regulation of its affairs
17 and the conduct of its business. The bylaws, policies and procedures shall be
18 consistent with ss. 46.2085 to 46.2895 and, if the family care district contracts with
19 the department under par. (d), with the terms of that contract.

20 (c) Sue and be sued.

21 (d) Negotiate and enter into leases or contracts, including a contract with the
22 department to operate either a resource center or a portion of its functions under s.
23 46.283 or a care management organization under s. 46.284, but not both a resource
24 center or its functions and a care management organization.

1 (e) Provide services related to services available under the family care benefit,
2 to older persons and persons with disabilities, in addition to the services funded
3 under the contract with the department that is specified under par. (d).

4 (f) Acquire, construct, equip, maintain, improve or manage a resource center
5 under s. 46.283 or a care management organization under s. 46.284, but not both.

6 (g) Subject to sub. (8), employ any agent, employe or special adviser that the
7 family care district finds necessary, fix and regulate his or her compensation and
8 provide, either directly or subject to an agreement under s. 66.30 as a participant in
9 a benefit plan of another governmental entity, any employe benefits, including an
10 employe pension plan.

11 (h) Mortgage, pledge or otherwise encumber the family care district's property
12 or funds.

13 (i) Buy, sell or lease property, including real estate, and maintain or dispose of
14 the property.

15 (j) Invest any funds not required for immediate disbursement in any of the
16 following:

17 1. An interest-bearing escrow account with a financial institution, as defined
18 in s. 69.30 (1) (b).

19 2. Time deposits in any financial institution, as defined in s. 69.30 (1) (b), if the
20 time deposits mature in not more than 2 years.

21 3. Bonds or securities issued or guaranteed as to principal and interest by the
22 federal government or by a commission, board or other instrumentality of the federal
23 government.

1 (k) Create a risk reserve or other special reserve as the family care district
2 board desires or as the department requires under the contract with the department
3 that is specified under par. (d).

4 (L) Accept aid, including loans, to accomplish the purpose of the family care
5 district from any local, state or federal governmental agency or accept gifts, loans,
6 grants or bequests from individuals or entities, if the conditions under which the aid,
7 loan, gift, grant or bequest is furnished are not in conflict with this section.

8 (m) Make and execute other instruments necessary or convenient to exercise
9 the powers of the family care district.

10 **(5) LIMITATION ON POWERS.** A family care district may not issue bonds or levy
11 a tax or assessment.

12 **(6) DUTIES.** The family care district board shall do all of the following:

13 (a) Appoint a director, who shall hold office at the pleasure of the board.

14 (b) Subject to sub. (8), develop and implement a personnel structure and other
15 employment policies for employes of the family care district.

16 (c) Assure compliance with the terms of any contract with the department
17 under sub. (4) (d).

18 (d) Establish a fiscal operating year and annually adopt a budget for the family
19 care district.

20 (e) Contract for any legal services required for the family care district.

21 (f) Subject to sub. (8), procure liability insurance covering its officers, employes
22 and agents, insurance against any loss in connection with its property and other
23 assets and other necessary insurance; establish and administer a plan of
24 self-insurance; or, subject to an agreement under s. 66.30, participate in a
25 governmental plan of insurance or self-insurance.

1 **(7) DIRECTOR; DUTIES.** The director appointed under sub. (6) (a) shall do all of
2 the following:

3 (a) Manage the property and business of the family care district and manage
4 the employes of the district, subject to the general control of the family care district
5 board.

6 (b) Comply with the bylaws and direct enforcement of all policies and
7 procedures adopted by the family care district board.

8 (c) Perform duties in addition to those specified in pars. (a) and (b) as are
9 prescribed by the family care district board.

10 **(8) EMPLOYMENT AND EMPLOYEE BENEFITS OF CERTAIN EMPLOYES.** (a) A family care
11 district board shall do all of the following:

12 1. If the family care district offers employment to any individual who was
13 previously employed by the county, who while employed by the county performed
14 duties relating to the same or a substantially similar function for which the
15 individual is offered employment by the district and whose wages, hours and
16 conditions of employment were established in a collective bargaining agreement
17 with the county under subch. IV of ch. 111 that is in effect on the date that the
18 individual commences employment with the district, with respect to that individual,
19 abide by the terms of the collective bargaining agreement concerning the individual's
20 compensation and benefits until the time of the expiration of that collective
21 bargaining agreement or adoption of a collective bargaining agreement with the
22 district under subch. IV of ch. 111 covering the individual as an employe of the
23 district, whichever occurs first.

24 2. If the family care district offers employment to any individual who was
25 previously employed by the county and who while employed by the county performed

1 duties relating to the same or a substantially similar function for which the
2 individual is offered employment by the district, but whose wages, hours and
3 conditions of employment were not established in a collective bargaining agreement
4 with the county under subch. IV of ch. 111 that is in effect on the date the individual
5 commences employment with the district, with respect to that individual, initially
6 provide that individual the same compensation and benefits that he or she received
7 while employed by the county.

8 3. If the family care district offers employment to any individual who was
9 previously employed by the county and who while employed by the county performed
10 duties relating to the same or a substantially similar function for which the
11 individual is offered employment by the district, with respect to that individual,
12 recognize all years of service with the county for any benefit provided or program
13 operated by the district for which an employe's years of service may affect the
14 provision of the benefit or the operation of the program.

15 4. If the county has not established its own retirement system for county
16 employes, adopt a resolution that the family care district be included within the
17 provisions of the Wisconsin retirement system under s. 40.21 (1). In this resolution,
18 the family care district shall agree to recognize 100% of the prior creditable service
19 of its employes earned by the employes while employed by the district.

20 (b) The county board of supervisors of the area of jurisdiction of the family care
21 district shall do all of the following:

22 1. If the county has established its own retirement system for county employes,
23 provide that family care district employes are eligible to participate in the county
24 retirement system.

1 2. Provide that, subject to the terms of any applicable collective bargaining
2 agreement as provided in par. (a) 1., family care district employes are eligible to
3 receive health care coverage under any county health insurance plan that is offered
4 to county employes.

5 3. Provide that, subject to the terms of any applicable collective bargaining
6 agreement as provided in par. (a) 1., family care district employes are eligible to
7 participate in any deferred compensation or other benefit plan offered by the county
8 to county employes, including disability and long-term care insurance coverage and
9 income continuation insurance coverage.

10 **(9) CONFIDENTIALITY OF RECORDS.** No record, as defined in s. 19.32 (2), of a family
11 care district that contains personally identifiable information, as defined in s. 19.62
12 (5), concerning an individual who receives services from the family care district may
13 be disclosed by the family care district without the individual's informed consent,
14 except as required to comply with s. 16.009 (2) (p) or 49.45 (4).

15 **(10) EXCHANGE OF INFORMATION.** Notwithstanding sub. (9) and ss. 48.78 (2) (a),
16 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07 (3) (c)
17 and 938.78 (2) (a), a family care district acting under this section may exchange
18 confidential information about a client, as defined in s. 46.287 (1), without the
19 informed consent of the client, under s. 46.21 (2m) (c), 46.215 (1m), 46.22 (1) (dm),
20 46.23 (3) (e), 46.283 (7), 46.284 (7), 51.42 (3) (e) or 51.437 (4r) (b) in the jurisdiction
21 of the family care district, if necessary to enable the family care district to perform
22 its duties or to coordinate the delivery of services to the client.

23 **(11) OBLIGATIONS AND DEBTS NOT THOSE OF COUNTY.** The obligations and debts
24 of the family care district are not the obligations or debts of the county that created
25 the family care district.

1 **(12)** ASSISTANCE TO FAMILY CARE DISTRICT. From moneys in the county treasury
2 that are not appropriated to some other purpose, the county board of supervisors
3 under sub. (1) (a) or the county boards of supervisors under sub. (1) (b) may
4 appropriate moneys to the family care district as a gift or may lend moneys to the
5 family care district.

6 **(13)** DISSOLUTION. Subject to the performance of the contractual obligations of
7 a family care district and if first approved by the secretary of the department, the
8 family care district may be dissolved by the joint action of the family care district
9 board and county board of supervisors under sub. (1) (a) or the county boards of
10 supervisors under sub. (1) (b) that created the family care district. If the family care
11 district is dissolved, the property of the district shall be transferred to the county
12 board of supervisors that created the family care district except as follows:

13 (a) If the family care district was created under sub. (1) (b), the county boards
14 of supervisors shall agree on the apportioning of the family care district's property
15 before the district may be dissolved.

16 (b) If the family care district operates a care management organization under
17 s. 46.284, disposition of any remaining funds in the risk reserve under s. 46.284 (5)
18 (e) shall be made under the terms of the district's contract with the department.

19 **SECTION 1083.** 46.29 (1) (intro.) of the statutes is amended to read:

20 46.29 **(1)** (intro.) From the appropriation under s. 20.435 (6) ~~(d)~~ (a), the
21 department shall allocate up to \$10,000 in each fiscal year for operation of the council
22 on physical disabilities. The council on physical disabilities shall do all of the
23 following:

24 **SECTION 1084.** 46.40 (1) (a) of the statutes is amended to read:

1 46.40 (1) (a) Within the limits of available federal funds and of the
2 appropriations under s. 20.435 (3) (o) and (7) (b), (kw) and (o), the department shall
3 distribute funds for community social, mental health, developmental disabilities and
4 alcohol and other drug abuse services and for services under ss. 46.51, 46.87, 46.985
5 and 51.421 to county departments under ss. 46.215, 46.22, 46.23, 51.42 and 51.437
6 and to county aging units, as provided in subs. (2), (2m) and (7) to ~~(8)~~ (9).

7 **SECTION 1084m.** 46.40 (1) (am) of the statutes is created to read:

8 46.40 (1) (am) In distributing funds for alcohol and other drug abuse treatment
9 programs, the department shall ensure that federal funds received by the
10 department, either directly or indirectly, under the temporary assistance for needy
11 families block grant under 42 USC 601 et. seq., that are allocated for alcohol and
12 other drug abuse treatment programs are distributed only for alcohol and other drug
13 abuse treatment programs that serve individuals who are eligible for temporary
14 assistance for needy families under 42 USC 601 et. seq.

15 **SECTION 1086.** 46.40 (2) of the statutes is amended to read:

16 46.40 (2) BASIC COUNTY ALLOCATION. ~~For Subject to sub. (9), for social services~~
17 under s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall
18 distribute not more than \$285,081,000 \$283,778,800 for fiscal year 1997-98
19 1999-2000 and ~~\$284,948,500~~ \$279,886,800 for fiscal year ~~1998-99~~ 2000-01.

20 **SECTION 1087.** 46.40 (2m) (a) of the statutes is amended to read:

21 46.40 (2m) (a) *Prevention and treatment of substance abuse.* For prevention
22 and treatment of substance abuse under 42 USC 300x-21 to 300x-35, the
23 department shall distribute not more than \$10,493,900 in fiscal year 1997-98 and
24 not more than \$10,224,100 in fiscal year ~~1998-99~~ \$11,318,700 in each fiscal year.

25 **SECTION 1088.** 46.40 (8) of the statutes is amended to read:

1 46.40 (8) ALZHEIMER'S FAMILY AND CAREGIVER SUPPORT ALLOCATION. ~~For~~ Subject
2 to sub. (9), for services to persons with Alzheimer's disease and their caregivers
3 under s. 46.87, the department shall distribute not more than \$1,877,000 for each
4 fiscal year.

5 **SECTION 1089.** 46.40 (9) of the statutes is created to read:

6 46.40 (9) TRANSFER OR ADJUSTMENT OF COMMUNITY AIDS ALLOCATIONS. (a)
7 *Transfer to family care program and adult protective services allocation.* If a care
8 management organization under s. 46.285 is available in a county, the department
9 may dispose of the amount allocated under sub. (8) to that county and not more than
10 21.3% of the amount allocated under sub. (2) to that county as follows:

11 1. By transferring a portion of those amounts, as determined by the
12 department, to the family care program to fund the services of resource centers under
13 s. 46.283 (5) and the services of care management organizations under s. 46.284 (4).

14 2. By transferring a portion of those amounts, as determined by the
15 department, to the county's adult protective services allocation under par. (b).

16 (b) *Adult protective services allocation.* For adult protective services, the
17 department shall distribute the amounts transferred under par. (a) 2. in each fiscal
18 year.

19 (c) *Adjustment for medical assistance buy-in program.* If a former recipient of
20 services funded under the allocation under sub. (2) is a participant in the medical
21 assistance buy-in program under s. 49.472, the department may decrease that
22 allocation by the amount that the department estimates it will incur in providing
23 services to that participant under s. 49.472.

24 **SECTION 1091d.** 46.45 (2) (a) of the statutes is amended to read:

1 46.45 (2) (a) If on December 31 of any year there remains unspent or
2 unencumbered in the allocation under s. 46.40 (2) an amount that exceeds the
3 amount received under 42 USC 670 to 679a and allocated under s. 46.40 (2) in that
4 year, the department shall carry forward the excess moneys and distribute not less
5 than 50% of the excess moneys to counties having a population of less than 500,000
6 that are making a good faith effort, as determined by the department, to comply with
7 s. 46.22 (1) (c) 8. f. for services and projects to assist children and families,
8 notwithstanding the percentage limit specified in sub. (3) (a). A county shall use not
9 less than 50% of the moneys distributed to the county under this subsection for
10 services for children who are at risk of abuse or neglect to prevent the need for child
11 abuse and neglect intervention services. If a county does not comply with s. 46.22
12 (1) (c) 8. f. before July 1, 2005, the department may recover any amounts distributed
13 to that county under this paragraph after June 30, 2001, by billing the county or
14 deducting from that county's allocation under s. 46.40 (2).

15 **SECTION 1091m.** 46.46 (2) of the statutes is amended to read:

16 46.46 (2) If the department proposes to use any moneys from the appropriation
17 account under s. 20.435 (8) (mb) for any purpose other than the purpose specified in
18 sub. (1), the department shall submit a plan for the proposed use of those moneys to
19 the secretary of administration by September 1 of the fiscal year after the fiscal year
20 in which those moneys were received. If the secretary of administration approves the
21 plan, he or she shall submit the plan to the joint committee on finance by October 1
22 of the fiscal year after the fiscal year in which those moneys were received. If the
23 cochairpersons of the committee do not notify the secretary of administration within
24 14 working days after the date of submittal of the plan that the committee has
25 scheduled a meeting for the purpose of reviewing the plan, the department may

1 implement the plan. If within 14 working days after the date of the submittal by the
2 secretary of administration the cochairpersons of the committee notify him or her
3 that the committee has scheduled a meeting for the purpose of reviewing the plan,
4 the department may implement the plan only with the approval of the committee.

5 **SECTION 1092d.** 46.47 of the statutes is repealed.

6 **SECTION 1093.** 46.48 (3) of the statutes is renumbered 46.481 (1).

7 **SECTION 1094.** 46.48 (6) of the statutes is amended to read:

8 46.48 (6) CAREER YOUTH DEVELOPMENT CENTER. The department shall distribute
9 \$110,000 \$80,000 in each fiscal year to the career youth development center in the
10 city of Milwaukee. ~~Of these amounts, \$80,000 shall be distributed in each fiscal year~~
11 ~~for the operation of a minority youth substance abuse treatment program and~~
12 ~~\$30,000 shall be distributed in each fiscal year for drug prevention programs for high~~
13 ~~school athletes in the Milwaukee public school system.~~

14 **SECTION 1095.** 46.48 (9) of the statutes is renumbered 46.481 (2).

15 **SECTION 1096.** 46.48 (27) of the statutes is renumbered 46.481 (3) and amended
16 to read:

17 46.481 (3) GRANTS TO RUNAWAY PROGRAMS. The department shall distribute
18 \$100,000 \$50,000 in each fiscal year as grants to programs that provide services for
19 runaways runaway children.

20 **SECTION 1097.** 46.48 (28) of the statutes is renumbered 46.481 (4).

21 **SECTION 1098.** 46.48 (29) of the statutes is amended to read:

22 46.48 (29) ARC COMMUNITY SERVICES, INC. The department shall distribute
23 \$87,500 ~~in fiscal year 1997–98~~ and \$175,000 in each fiscal year 1998–99 to ARC
24 Community Services, Inc., for a program to provide substance abuse day treatment
25 services for pregnant and postpartum women and their infants.

1 **SECTION 1099.** 46.481 (intro.) of the statutes is created to read:

2 **46.481 Grants for children’s community programs.** (intro.) From the
3 appropriation under s. 20.435 (3) (bc), the department shall distribute the following
4 grants for children’s community programs:

5 **SECTION 1100.** 46.485 (2g) (intro.) of the statutes is amended to read:

6 46.485 **(2g)** (intro.) From the appropriation under s. 20.435 ~~(5)~~ (4) (b), the
7 department may in each fiscal year transfer funds to the appropriation under s.
8 20.435 (7) (kb) for distribution under this section and from the appropriation under
9 s. 20.435 (7) (mb) the department may not distribute more than \$1,330,500 in each
10 fiscal year to applying counties in this state that meet all of the following
11 requirements, as determined by the department:

12 **SECTION 1101.** 46.485 (3r) of the statutes is amended to read:

13 46.485 **(3r)** Funds that a county does not encumber before 24 months after
14 June 30 of the fiscal year in which the funds were distributed under sub. (2g) lapse
15 to the appropriation under s. 20.435 ~~(5)~~ (4) (b).

16 **SECTION 1103.** 46.495 (1) (d) of the statutes is amended to read:

17 46.495 **(1)** (d) From the appropriations under s. 20.435 (3) (o) and (7) (b), (kw)
18 and (o), the department shall distribute the funding for social services, including
19 funding for foster care or treatment foster care of a child on whose behalf aid is
20 received under s. 46.261, to county departments under ss. 46.215, 46.22 and 46.23
21 as provided under s. 46.40. County matching funds are required for the distributions
22 under s. 46.40 (2) ~~and~~ (8) and (9) (b). Each county’s required match for the
23 distributions under s. 46.40 (2) and (8) for a year equals 9.89% of the total of the
24 county’s distributions under s. 46.40 (2) and (8) for that year for which matching
25 funds are required plus the amount the county was required by s. 46.26 (2) (c), 1985

1 stats., to spend for juvenile delinquency–related services from its distribution for
2 1987. Each county’s required match for the distribution under s. 46.40 (9) (b) for a
3 year equals 9.89% of that county’s amounts described in s. 46.40 (9) (a) (intro.) for
4 that year. Matching funds may be from county tax levies, federal and state revenue
5 sharing funds or private donations to the county that meet the requirements
6 specified in s. 51.423 (5). Private donations may not exceed 25% of the total county
7 match. If the county match is less than the amount required to generate the full
8 amount of state and federal funds distributed for this period, the decrease in the
9 amount of state and federal funds equals the difference between the required and the
10 actual amount of county matching funds.

11 **SECTION 1104g.** 46.513 of the statutes is created to read:

12 **46.513 Services for children and families.** From the appropriation under
13 s. 20.435 (3) (bm), the department shall distribute grants to counties in each fiscal
14 year to fund services for children and families. The department shall determine the
15 amount of a county’s grant under this section based on the county’s proportion of the
16 state’s population as last estimated by the department of administration under s.
17 16.96. The department of health and family services shall distribute the grants
18 under this section in the calendar year after the calendar year in which the amount
19 available for those grants is certified by the department of revenue under s. 77.63 (2).

20 **SECTION 1105.** 46.70 (2) of the statutes is amended to read:

21 46.70 (2) From the appropriations under s. 20.435 (7) (~~dL~~) (kL) and (o), the
22 department may make available to any of the 11 federally recognized tribal
23 governing bodies in this state funds for the purposes stated in sub. (1). Beginning
24 July 1, 1991, and ending September 30, 1991, the department may award to each
25 tribal governing body up to \$6,800. Beginning October 1, 1991, and ending

1 September 30, 1992, the department may award to each tribal governing body up to
2 \$27,200. Beginning October 1, 1992, and ending June 30, 1993, the department may
3 award to each tribal governing body up to \$20,400. Receipt of funds is contingent
4 upon department approval of an application submitted by a tribal governing body.
5 The department may partially approve any application and provide only part of the
6 funds requested. Each application shall contain a plan for expenditure of funds,
7 consistent with the purposes stated in sub. (1).

8 **SECTION 1106.** 46.71 (1) (intro.) of the statutes is amended to read:

9 46.71 (1) (intro.) From the appropriation under s. 20.435 (7) (~~dm~~) (km), the
10 department shall, for the development of new drug abuse prevention, treatment and
11 education programs that are culturally specific with respect to American Indians or
12 to supplement like existing programs, allocate a total of not more than \$500,000 in
13 each fiscal year to all the elected governing bodies of federally recognized American
14 Indian tribes or bands that submit to the department plans, approved by the
15 department, that do all of the following:

16 **SECTION 1107.** 46.71 (2) of the statutes is amended to read:

17 46.71 (2) The amount of funds allocated by the department under sub. (1) may
18 not exceed the amounts appropriated under s. 20.435 (7) (~~dm~~) (km).

19 **SECTION 1108.** 46.715 of the statutes is repealed.

20 **SECTION 1109.** 46.76 (3) of the statutes is repealed.

21 **SECTION 1110.** 46.765 of the statutes is repealed.

22 **SECTION 1111.** 46.81 (2) of the statutes is amended to read:

23 46.81 (2) From the appropriation under s. 20.435 (7) (~~dj~~) (dh), the department
24 shall allocate \$2,298,400 in each fiscal year to aging units to provide benefit
25 specialist services for older individuals. The department shall ensure that each

1 aging unit receives funds and shall take into account the proportion of the state's
2 population of low-income older individuals who reside in a county.

3 **SECTION 1112.** 46.81 (5) of the statutes is amended to read:

4 46.81 (5) From the appropriation under s. 20.435 (7) ~~(dj)~~ (dh) the department
5 shall allocate \$182,500 in each fiscal year to area agencies on aging. Each area
6 agency on aging shall use the funds for training, supervision and legal back-up
7 services for benefit specialists within its area.

8 **SECTION 1113.** 46.82 (3) (a) 19. of the statutes is created to read:

9 46.82 (3) (a) 19. If an aging unit under sub. (1) (a) 1. or 2. and if authorized
10 under s. 46.283 (1) (a) 1., apply to the department to operate a resource center under
11 s. 46.283 and, if the department contracts with the county under s. 46.283 (2), operate
12 the resource center.

13 **SECTION 1114.** 46.82 (3) (a) 20. of the statutes is created to read:

14 46.82 (3) (a) 20. If an aging unit under sub. (1) (a) 1. or 2. and if authorized
15 under s. 46.284 (1) (a) 1., apply to the department to operate a care management
16 organization under s. 46.284 and, if the department contracts with the county under
17 s. 46.284 (2), operate the care management organization and, if appropriate, place
18 funds in a risk reserve.

19 **SECTION 1115.** 46.856 of the statutes is renumbered 46.856 (2), and 46.856 (2)
20 (intro.), as renumbered, is amended to read:

21 46.856 (2) (intro.) From the appropriation under s. 20.435 (7) (bg), the
22 department shall award a grant to at least one public agency or private nonprofit
23 organization, ~~as defined in s. 108.02 (19)~~, to do all of the following:

24 **SECTION 1116.** 46.856 (1) of the statutes is created to read:

25 46.856 (1) In this section:

1 (a) “Private nonprofit organization” has the meaning given in s. 108.02 (19).

2 (b) “Public agency” means a county, city, village, town or school district or an
3 agency of this state or of a county, city, village, town or school district.

4 **SECTION 1117.** 46.86 (1) of the statutes is amended to read:

5 46.86 (1) From the appropriation under ~~s. 20.435 (7) (cp) and (md)~~, the
6 department may award funds and from the appropriation under s. 20.435 (7) (md)
7 the department may award not more than \$125,500 in each fiscal year as grants to
8 counties and private nonprofit entities for treatment for pregnant women and
9 mothers with alcohol and other drug abuse treatment needs; mothers who have
10 alcohol and other drug abuse treatment needs and dependent children up to the age
11 of 5 years; and the dependent children up to the age of 5 years of those mothers. The
12 grants shall be awarded in accordance with the department’s request-for-proposal
13 procedures. The grants shall be used to establish community-based programs,
14 residential family-centered treatment programs or home-based treatment
15 programs. The program under a grant must include alcohol and other drug abuse
16 treatment services, parent education, support services for the children of the women
17 who are enrolled in the program, vocational assistance and housing assistance. Any
18 program funded under this subsection must also provide follow-up aftercare
19 services to each woman and her children for at least 2 years after the date on which
20 a woman has left the program.

21 **SECTION 1118.** 46.86 (5) of the statutes is amended to read:

22 46.86 (5) From the appropriation under s. 20.435 (7) (md), the department may
23 not distribute more than ~~\$35,000~~ \$235,000 in each fiscal year as a grant to the ARC
24 ~~community services center~~ Community Services, Inc., for women and children in
25 Dane county, to address a projected operation deficit of the center; County, to provide

1 additional funding for staff of the center and transportation and meal expenses for
2 chemically dependent women who receive services from the center; ~~and to provide~~
3 ~~additional funding for staff of the center.~~

4 **SECTION 1119.** 46.86 (6) of the statutes is created to read:

5 46.86 **(6)** (a) From the appropriation under s. 20.435 (7) (md), the department
6 may award not more than \$1,167,900 in each fiscal year as grants to counties and
7 private entities to provide community-based alcohol and other drug abuse
8 treatment programs that do all of the following:

9 1. Meet special needs of women with problems resulting from alcohol or other
10 drug abuse.

11 2. Emphasize parent education, vocational and housing assistance and
12 coordination with other community programs and with treatment under intensive
13 care.

14 (b) The department shall do all of the following with respect to the grants under
15 par. (a):

16 1. Award the grants in accordance with the department's request-for-proposal
17 procedures.

18 2. Ensure that the grants are distributed in both urban and rural communities.

19 3. Evaluate the programs under the grants by use of client-outcome
20 measurements that the department develops.

21 **SECTION 1120.** 46.93 (2) (intro.) of the statutes is amended to read:

22 46.93 **(2)** PURPOSE; ALLOCATION. (intro.) From the appropriation under s. 20.434
23 (1) ~~(b)~~ (ky), the board shall award not more than \$439,300 in each of fiscal years
24 ~~1997-98 and 1998-99~~ year for grants to organizations to provide adolescent
25 pregnancy prevention programs or pregnancy services that include health care,

1 education, counseling and vocational training. Types of services and programs that
2 are eligible for grants include all of the following:

3 **SECTION 1120c.** 46.95 (2) (a) of the statutes is amended to read:

4 46.95 (2) (a) The secretary shall make grants from the appropriations under
5 s. 20.435 (3) (cd) ~~and~~, (hh) and (km) to organizations for the provision of any of the
6 services specified in sub. (1) (d). Grants may be made to organizations which have
7 provided those domestic abuse services in the past or to organizations which propose
8 to provide those services in the future. No grant may be made to fund services for
9 child or unborn child abuse or abuse of elderly persons.

10 **SECTION 1120g.** 46.95 (2) (f) (intro.) of the statutes is amended to read:

11 46.95 (2) (f) (intro.) From the appropriations under s. 20.435 (3) (cd) ~~and~~, (hh)
12 and (km), the department shall do all of the following:

13 **SECTION 1120m.** 46.95 (2) (f) 7. of the statutes is created to read:

14 46.95 (2) (f) 7. Award a grant of \$25,000 in each fiscal year to each of 30
15 organizations to enhance support services. Funding may be used for such purposes
16 as case management; children's programming; assisting victims of domestic abuse
17 to find employment; and training in and activities promoting self-sufficiency.

18 **SECTION 1120n.** 46.95 (2) (f) 8. of the statutes is created to read:

19 46.95 (2) (f) 8. Award \$200,000 in grants in each fiscal year to organizations
20 for domestic abuse services for individuals who are members of underserved
21 populations, including racial minority group members and individuals with mental
22 illness or developmental disabilities. A grant to an organization may not exceed
23 \$60,000.

24 **SECTION 1120p.** 46.95 (2) (f) 9. of the statutes is created to read:

1 46.95 (2) (f) 9. Award a grant of \$25,000 in fiscal year 1999–2000 and a grant
2 of \$50,000 in each fiscal year thereafter to the Wisconsin Coalition Against Domestic
3 Violence for the cost of a staff person to provide assistance in obtaining legal services
4 to domestic abuse victims.

5 **SECTION 1120r.** 46.95 (2) (g) of the statutes is created to read:

6 46.95 (2) (g) Grants made and moneys expended under this subsection from the
7 appropriation under s. 20.435 (3) (km) may be used only for the benefit of individuals
8 whose family incomes do not exceed 250% of the poverty line, as defined in s. 49.001
9 (5).

10 **SECTION 1121g.** 46.986 of the statutes is created to read:

11 **46.986 Respite care program. (1) DEFINITIONS.** In this section:

12 (a) “Abuse” means the wilful infliction on a person of physical pain or injury or
13 unreasonable confinement.

14 (b) “Caregiver” means an individual who lives in the home of a person with
15 special needs and provides care or supervision for that person.

16 (c) “County department” means a county department under s. 46.215, 46.22,
17 46.23, 51.42 or 51.437.

18 (d) “Neglect” means an act, omission or course of conduct that, because of the
19 failure to provide adequate food, shelter, clothing, medical care or dental care,
20 creates a significant danger to the physical and mental health of a person.

21 (e) “Provider” means an individual or agency that a caregiver selects, with
22 input to the selection by the person with special needs, if competent, to provide
23 respite care to the person with special needs.

1 (f) “Respite care” means care that is provided to a person with special needs,
2 or a person at risk of abuse or neglect, in order to provide temporary relief to the
3 caregiver of that person or when the caregiver is unable to provide care.

4 (g) “Special need” means a person’s need resulting from an emotional,
5 behavioral, cognitive, physical or personal condition that necessitates receipt of care
6 or supervision in order to meet the person’s basic needs or to prevent harm from
7 occurring to him or her.

8 (h) “Tribe or band” means the governing body of a federally recognized
9 American Indian tribe or band in this state.

10 **(2) PROGRAM.** (a) From the appropriation account under s. 20.435 (7) (br), the
11 department shall contract for the administration of life–span respite care projects
12 with an organization to which all of the following apply:

13 1. The organization is a private, nonprofit organization, as defined in s. 108.02
14 (19), that is capable of operating on a statewide basis and has expertise in respite
15 care issues.

16 2. At least 51% of the members of the organization’s governing board are
17 consumers of respite care or caregivers.

18 3. The membership of the organization’s governing board includes providers
19 and elected officials and represents the diverse geographical areas and cultural
20 groups of the state.

21 (b) The organization with which the department contracts under par. (a) shall
22 do all of the following:

23 1. After consulting with the department, county departments, tribes or bands,
24 providers and caregivers, prescribe criteria for the distribution of grants to conduct
25 life–span respite care projects. The criteria shall include the requirement that grant

1 funds be equally distributed among 5 administrative regions of the state, as
2 prescribed by the department.

3 2. Solicit applications from and, using the criteria under subd. 1., award in the
4 1999–2001 state fiscal biennium up to one grant in each of the 5 administrative
5 regions prescribed by the department to any of the following to conduct a life–span
6 respite care project:

7 a. A county department.

8 b. A tribe or band.

9 c. A community–based private, nonprofit entity.

10 d. A community–based private entity that is operated for profit.

11 3. Require that the grantee contribute matching funds to the operation of the
12 life–span respite care project in the following amounts:

13 a. Ten percent of the amount of the grant awarded by the organization, as direct
14 services, which shall be used by the grantee to fund payments from caregivers to
15 providers.

16 b. Fifteen percent of the amount of the grant awarded by the organization, as
17 in–kind services.

18 4. Oversee grants awarded under subd. 2., and monitor, provide technical
19 assistance to and evaluate the life–span respite care projects.

20 5. Develop best practice guidelines and a training curriculum that may be used
21 by life–span respite care projects that are funded under this section and that may be
22 used, if appropriate, by any other respite care providers in the state.

23 6. Promote the exchange of information and coordination among the state, local
24 governments, life–span respite care projects, entities serving persons with special

1 needs, families of persons with special needs and persons in favor of the promotion
2 of respite care services, to encourage the efficient provision of respite care services.

3 7. Act as a statewide clearinghouse of information about respite care and
4 existing respite care programs and resources and operate a library of materials that
5 may be lent to persons or organizations upon request.

6 8. Conduct analyses of respite care policies and proposals, and identify and
7 promote resolution of respite care policy concerns at legislative, state and local levels.

8 **(3) GRANTS NOT TO SUPPLANT OTHER MONEYS.** Moneys awarded as grants under
9 sub. (2) (b) may not be used to supplant moneys otherwise available and, prior to
10 receipt of the grant, dedicated by the grantee to respite care.

11 **(4) LIFE-SPAN RESPITE CARE PROJECT REQUIREMENTS.** Life-span respite care
12 projects for which a grant is awarded under sub. (2) (b) 2. shall do all of the following:

13 (a) Operate in a culturally competent manner and be sensitive to the unique
14 needs and strengths of a person with special needs and his or her family or caregiver.

15 (b) Identify, coordinate and develop resources for respite care that are built, to
16 the extent possible, on existing community support services.

17 (c) Recruit and screen providers.

18 (d) Identify training resources and organize training programs for providers
19 that address different populations in need of respite care.

20 (e) Facilitate access by caregivers and families of persons with special needs
21 to an array of respite care service options for which the person with special needs is
22 eligible, that are responsive to caregiver and family needs and that are available
23 before families and primary caregivers reach a crisis situation.

24 (f) Assist caregivers and families of persons with special needs to identify and
25 coordinate funds and resources available for respite care for which the person with

1 special needs is eligible, and authorize and provide a variety of funds and resources
2 to make available additional respite care services for persons with special needs,
3 under eligibility criteria established by the project.

4 (5) **ADVISORY COMMITTEES.** Each grantee of moneys to conduct a life–span
5 respite care project under sub. (2) shall create an advisory committee that shall
6 advise the project on how the project may best serve persons with special needs and
7 their caregivers. Consumers of respite care services and caregivers shall comprise
8 at least 51% of the advisory committee membership and shall be representative of
9 the diversity of persons who receive services under the project. Other members shall
10 include providers, representatives of local service agencies and members of the
11 community.

12 (6) By June 1, 2004, the department and the organization with which the
13 department contracts under sub. (2) (a) shall together evaluate the life–span respite
14 care projects that are conducted under this section. If, following the evaluation, the
15 department and the organization together determine that it is feasible to integrate
16 the life–span respite care projects with any integrated, organized system of
17 long–term care services that is operated by the department, the department shall,
18 by July 1, 2004, provide to the department of administration statutory language that
19 is proposed for inclusion in the 2005–07 biennial budget bill to effect the integration.

20 **SECTION 1122.** 46.99 of the statutes is created to read:

21 **46.99 Brighter futures initiative. (1) DEFINITIONS.** In this section:

22 (a) “Nonprofit corporation” means a nonstock, nonprofit corporation organized
23 under ch. 181.

24 (b) “Public agency” means a county, city, village, town or school district or an
25 agency of this state or of a county, city, village, town or school district.

1 **(2)** AWARDING OF GRANTS. (a) From the appropriations under s. 20.435 (3) (eg),
2 (km) and (nL), the department, beginning on January 1, 2001, shall distribute
3 \$2,125,200 in each fiscal year to applying nonprofit corporations and public agencies
4 operating in a county having a population of 500,000 or more and \$1,229,300 in each
5 fiscal year to applying county departments under s. 46.22, 46.23, 51.42 or 51.437
6 operating in counties other than a county having a population of 500,000 or more to
7 provide programs to accomplish all of the following:

8 1. Prevent and reduce the incidence of youth violence and other delinquent
9 behavior.

10 2. Prevent and reduce the incidence of youth alcohol and other drug use and
11 abuse.

12 3. Prevent and reduce the incidence of child abuse and neglect.

13 4. Prevent and reduce the incidence of nonmarital pregnancy and increase the
14 use of abstinence as a method of preventing nonmarital pregnancy.

15 5. Increase adolescent self-sufficiency by encouraging high school graduation,
16 vocational preparedness, improved social and other interpersonal skills and
17 responsible decision making.

18 (b) A nonprofit corporation or public agency that is applying for a grant under
19 par. (a) shall provide to the department a proposed service plan for the use of the
20 grant moneys. If the department approves the service plan, the department may
21 award the grant. The department shall award the grants on a competitive basis and
22 for a 3-year period.

23 **(3)** OUTCOMES EXPECTED. (a) The department shall provide a set of benchmark
24 indicators to measure the outcomes that are expected of a program funded under sub.

1 (2) (a). Those benchmark indicators shall measure all of the following among youth
2 who have participated in a program funded under sub. (2) (a):

3 1. The rate of participation in violent or other delinquent behavior.

4 2. The rate of alcohol and other drug use and abuse.

5 3. The rate of nonmarital pregnancy and the rate at which abstinence is used
6 to prevent nonmarital pregnancy.

7 4. The rate of substantiated cases of child abuse and neglect.

8 5. The development of self-sufficiency, as indicated by the rate of high school
9 graduation, the degree of vocational preparedness, any improvements in social and
10 other interpersonal skills and in responsible decision making and any other
11 indicators that the department considers important in indicating the development
12 of adolescent self-sufficiency.

13 6. Any other indicators that the department considers important in indicating
14 the development of positive behaviors among adolescents.

15 (b) The department shall require a grant recipient under sub. (2) (a) to provide
16 an annual report showing the status of its program participants in terms of the
17 benchmark indicators provided under par. (a) and may renew a grant only if the
18 recipient shows improvement on those indicators.

19 **SECTION 1123d.** 46.995 (title) of the statutes is repealed and recreated to read:

20 **46.995 (title) Tribal adolescent services.**

21 **SECTION 1123e.** 46.995 (1) (title) of the statutes is renumbered 46.995 (3) (title)
22 and amended to read:

23 46.995 (3) (title) ~~DEFINITION~~ ADOLESCENT PREGNANCY PREVENTION SERVICES.

24 **SECTION 1123f.** 46.995 (1) (intro.) of the statutes is renumbered 46.995 (3) (a)
25 (intro.) and amended to read:

1 46.995 (3) (a) (intro.) In this ~~section~~ subsection, “high–risk adolescent” means
2 a person who is at least 13 years of age but under the age of 20 and who is at risk of
3 becoming an unmarried parent as an adolescent and of incurring long–term
4 economic dependency on public funds and is characterized by one or more of the
5 following:

6 **SECTION 1123g.** 46.995 (1) (a) of the statutes is renumbered 46.995 (3) (a) 1.

7 **SECTION 1123h.** 46.995 (1) (b) of the statutes is renumbered 46.995 (3) (a) 2.

8 **SECTION 1123i.** 46.995 (1) (c) of the statutes is renumbered 46.995 (3) (a) 3.

9 **SECTION 1123j.** 46.995 (1) (d) of the statutes is renumbered 46.995 (3) (a) 4.

10 **SECTION 1123k.** 46.995 (1) (e) of the statutes is renumbered 46.995 (3) (a) 5.

11 **SECTION 1123L.** 46.995 (1) (f) of the statutes is renumbered 46.995 (3) (a) 6.

12 **SECTION 1123p.** 46.995 (1m) of the statutes is created to read:

13 46.995 (1m) TRIBAL ADOLESCENT SERVICES ALLOCATIONS. From the appropriation
14 account under s. 20.435 (3) (km), the department may allocate \$172,500 in each fiscal
15 year and, from the appropriation account under s. 20.435 (3) (eg), the department
16 may allocate \$7,500 in each fiscal year to provide the grants specified in subs. (2), (3)
17 (b) and (4m) (b).

18 **SECTION 1124.** 46.995 (2) (intro.) of the statutes is amended to read:

19 46.995 (2) ADOLESCENT SELF-SUFFICIENCY SERVICES. (intro.) From the
20 appropriation account under s. 20.435 (3) (~~eg~~) (ky), the department may allocate
21 \$582,100 in each fiscal year to provide a grant annually to a public or private entity
22 or to the elected governing body of a federally recognized American Indian tribe or
23 band to provide services in counties or to a tribe or band for adolescent parents which
24 shall emphasize high school graduation and vocational preparation, training and
25 experience and may be structured so as to strengthen the adolescent parent’s

1 capacity to fulfill parental responsibilities by developing social skills and increasing
2 parenting skills. The public or private entity seeking to receive a grant to provide
3 these services shall develop a proposed service plan that is approved by the
4 department. Except with respect to award of a grant to a tribe or band, the
5 department shall rank individual counties and give priority by this ranking for the
6 award of grants under this subsection, based on all of the following factors:

7 **SECTION 1124g.** 46.995 (2) (intro.) of the statutes, as affected by 1999 Wisconsin
8 Act (this act), is renumbered 46.995 (2) and amended to read:

9 46.995 (2) ADOLESCENT SELF-SUFFICIENCY SERVICES. From the appropriation
10 account under s. 20.435 (3) (ky), the department may allocate \$582,100 in each fiscal
11 year to allocations under sub. (1m), the department may provide a grant annually
12 to a public or private entity or in the amount of \$85,000 to the elected governing body
13 of a federally recognized American Indian tribe or band to provide services in
14 counties or to a tribe or band for adolescent parents which shall emphasize high
15 school graduation and vocational preparation, training and experience and may be
16 structured so as to strengthen the adolescent parent's capacity to fulfill parental
17 responsibilities by developing social skills and increasing parenting skills. The
18 ~~public or private entity~~ tribe or band seeking to receive a grant to provide these
19 services shall develop a proposed service plan that is approved by the department.
20 ~~Except with respect to award of a grant to a tribe or band, the department shall rank~~
21 ~~individual counties and give priority by this ranking for the award of grants under~~
22 ~~this subsection, based on all of the following factors:~~

23 **SECTION 1124h.** 46.995 (2) (a) of the statutes is repealed.

24 **SECTION 1124i.** 46.995 (2) (b) of the statutes is repealed.

25 **SECTION 1124j.** 46.995 (2) (c) of the statutes is repealed.

1 **SECTION 1124k.** 46.995 (2) (d) of the statutes is repealed.

2 **SECTION 1125.** 46.995 (3) of the statutes is amended to read:

3 46.995 (3) ADOLESCENT PREGNANCY PREVENTION SERVICES. From the
4 appropriation account under s. 20.435 (3) ~~(eg) (ky)~~, the department may allocate
5 \$340,000 in each fiscal year to provide a grant annually to a public or private entity
6 or to the elected governing body of a federally recognized American Indian tribe or
7 band to provide to high-risk adolescents pregnancy and parenthood prevention
8 services which shall be structured so as to increase development of decision-making
9 and communications skills, promote graduation from high school and expand career
10 and other options and which may address needs of adolescents with respect to
11 pregnancy prevention. Except with respect to award of a grant to a tribe or band, the
12 department shall rank individual counties and give priority by this ranking for the
13 award of grants under this subsection, based on the factors specified under sub. (2)
14 (a) to (d).

15 **SECTION 1125g.** 46.995 (3) of the statutes, as affected by 1999 Wisconsin Act
16 (this act), is renumbered 46.995 (3) (b) and amended to read:

17 46.995 (3) (b) From the ~~appropriation account under s. 20.435 (3) (ky)~~, the
18 department may allocate \$340,000 in each fiscal year to allocations under sub. (1m).
19 the department may provide a grant annually to a public or private entity or in the
20 amount of \$65,000 to the elected governing body of a federally recognized American
21 Indian tribe or band to provide to high-risk adolescents pregnancy and parenthood
22 prevention services which shall be structured so as to increase development of
23 decision-making and communications skills, promote graduation from high school
24 and expand career and other options and which may address needs of adolescents
25 with respect to pregnancy prevention. ~~Except with respect to award of a grant to a~~

1 ~~tribe or band, the department shall rank individual counties and give priority by this~~
2 ~~ranking for the award of grants under this subsection, based on the factors specified~~
3 ~~under sub. (2) (a) to (d).~~

4 **SECTION 1125r.** 46.995 (4) of the statutes is repealed.

5 **SECTION 1126.** 46.996 of the statutes, as affected by 1999 Wisconsin Act (this
6 act), is repealed.

7 **SECTION 1127.** 46.996 (intro.) of the statutes is amended to read:

8 **46.996 Adolescent services.** (intro.) From the appropriation account under
9 s. 20.435 (3) (eg), the department shall ~~allocate funds in~~ distribute \$62,500 and from
10 the appropriation account under s. 20.435 (3) (ky), the department shall distribute
11 \$287,500, for the following amounts:

12 **SECTION 1128d.** 46.997 (title) of the statutes is renumbered 46.995 (4m) (title).

13 **SECTION 1128g.** 46.997 (1) (intro.) of the statutes is renumbered 46.995 (4m)
14 (a) (intro.) and amended to read:

15 46.995 (4m) (a) (intro.) In this section subsection:

16 **SECTION 1128i.** 46.997 (1) (a) of the statutes is renumbered 46.995 (4m) (a) 1.

17 **SECTION 1128k.** 46.997 (1) (b) of the statutes is renumbered 46.995 (4m) (a) 2.

18 **SECTION 1128m.** 46.997 (1) (c) of the statutes is repealed.

19 **SECTION 1128p.** 46.997 (1) (d) of the statutes is repealed.

20 **SECTION 1128r.** 46.997 (1) (e) of the statutes is repealed.

21 **SECTION 1128t.** 46.997 (1) (f) of the statutes is repealed.

22 **SECTION 1129.** 46.997 (2) (intro.) of the statutes is amended to read:

23 46.997 (2) (intro.) From the appropriation account under s. 20.435 (3) (eg), the
24 department shall ~~allocate not more than \$210,000~~ distribute \$52,500 and from the
25 appropriation account under s. 20.435 (3) (ky), the department shall distribute

1 \$157,500 in each fiscal year to make grants to applying organizations for the
2 provision, on a regional or tribal project basis, of information to communities in order
3 to increase community knowledge about problems of adolescents and information to
4 and activities for adolescents, particularly female adolescents, in order to enable the
5 adolescents to develop skills with respect to all of the following:

6 **SECTION 1129g.** 46.997 (2) (intro.) of the statutes, as affected by 1999 Wisconsin
7 Act (this act), is renumbered 46.995 (4m) (b) (intro.) and amended to read:

8 46.995 (4m) (b) (intro.) From the ~~appropriation account under s. 20.435 (3) (eg),~~
9 ~~the department shall distribute \$52,500 and from the appropriation account under~~
10 ~~s. 20.435 (3) (ky), the department shall distribute \$157,500 in each fiscal year to~~
11 ~~make grants to applying organizations~~ allocations under sub. (1m), the department
12 may provide a grant annually in the amount of \$30,000 to the elected governing body
13 of a federally recognized American Indian tribe or band for the provision, ~~on a~~
14 ~~regional or tribal project basis, of information to communities~~ members of the tribe
15 or band in order to increase community knowledge about problems of adolescents
16 and information to and activities for adolescents, particularly female adolescents, in
17 order to enable the adolescents to develop skills with respect to all of the following:

18 **SECTION 1129h.** 46.997 (2) (a) of the statutes is renumbered 46.995 (4m) (b) 1.

19 **SECTION 1129i.** 46.997 (2) (b) of the statutes is renumbered 46.995 (4m) (b) 2.

20 **SECTION 1129j.** 46.997 (2) (c) of the statutes is renumbered 46.995 (4m) (b) 3.

21 **SECTION 1129k.** 46.997 (2) (d) of the statutes is renumbered 46.995 (4m) (b) 4.

22 **SECTION 1129m.** 46.997 (3) of the statutes is renumbered 46.995 (4m) (c) and
23 amended to read:

24 46.995 (4m) (c) Each ~~funded regional project under sub. (2) shall provide~~
25 ~~services in one of 6 regional areas of the state, and each funded tribal project under~~

1 ~~sub. (2) par. (b)~~ shall provide services in areas of the state as approved by the Indian
2 tribe or band and the department. The department shall determine the boundaries
3 of the regional areas prior to soliciting project grant applications.

4 **SECTION 1129p.** 46.997 (4) of the statutes is renumbered 46.995 (4m) (d) and
5 amended to read:

6 46.995 (4m) (d) Prior to making grants to applying ~~organizations under sub.~~
7 ~~(2) tribes or bands under par. (b)~~, the department shall consider whether and how the
8 applying ~~organization~~ tribe or band proposes to coordinate its services with other
9 public or private resources, programs or activities in the region and the state.

10 **SECTION 1129r.** 46.997 (5) of the statutes is renumbered 46.995 (4m) (e) and
11 amended to read:

12 46.995 (4m) (e) The department shall work closely with the women's council
13 and the department of public instruction, on a continuing basis, concerning the scope
14 and direction of activities under projects funded by the program under ~~sub. (2) par.~~
15 (b).

16 **SECTION 1130.** 48.02 (6) of the statutes is amended to read:

17 48.02 (6) "Foster home" means any facility that is operated by a person
18 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for
19 no more than 4 children ~~unless all of the children are siblings or, if necessary to~~
20 enable a sibling group to remain together, for no more than 6 children or, if the
21 department promulgates rules permitting a different number of children, for the
22 number of children permitted under those rules.

23 **SECTION 1131g.** 48.235 (8) (c) 1. of the statutes is amended to read:

1 48.235 **(8)** (c) 1. In an uncontested termination of parental rights and adoption
2 proceeding under s. 48.833 (1), the court shall order the agency that placed the child
3 for adoption to pay the compensation of the child's guardian ad litem.

4 **SECTION 1131k.** 48.38 (4) (d) of the statutes is amended to read:

5 48.38 **(4)** (d) If the child is living more than 60 miles from his or her home,
6 documentation that placement within 60 miles of the child's home is either
7 unavailable or inappropriate or documentation that placement more than 60 miles
8 from the child's home is in the child's best interests. The placement of a child in a
9 licensed foster home or a licensed treatment foster home more than 60 miles from the
10 child's home is presumed to be in the best interests of the child if documentation is
11 provided ~~which~~ that shows all any of the following:

12 1. That the placement is made pursuant to a voluntary agreement under s.
13 48.63 (1).

14 ~~2. That, that~~ the voluntary agreement provides that the child may be placed
15 more than 60 miles from the child's home.

16 ~~3. That and that~~ the placement is made to facilitate the anticipated adoptive
17 placement of the child under s. 48.833 (1) or 48.837.

18 **SECTION 1131L.** 48.38 (4) (d) 1m. of the statutes is created to read:

19 48.38 **(4)** (d) 1m. That the placement is of a child with special needs, as defined
20 by rule promulgated under s. 48.975 (5) (b), that the placement is made to facilitate
21 the anticipated adoptive placement of the child under s. 48.833 (1) and that the
22 department, county department or child welfare agency making the placement has
23 determined under s. 48.833 (3) that consideration of the location of the proposed
24 adoptive parent's residence is not necessary to ensure the best interests of the child
25 in light of the child's need for care or treatment to meet those special needs.

1 **SECTION 1131m.** 48.38 (4) (dm) of the statutes is created to read:

2 48.38 (4) (dm) In the case of a child with special needs, as defined by rule
3 promulgated under s. 48.975 (5) (b), who is placed to facilitate the anticipated
4 adoptive placement of the child under s. 48.833 (1), if the department, county
5 department or child welfare agency making the placement has determined under s.
6 48.833 (3) that consideration of the location of the proposed adoptive parent's
7 residence is necessary to ensure the best interests of the child in light of the child's
8 need for care or treatment to meet those special needs, documentation showing the
9 reasons why that consideration is necessary.

10 **SECTION 1131r.** 48.434 (2) of the statutes is amended to read:

11 48.434 (2) Any birth parent of a child may file with the agency that placed the
12 child for adoption under s. 48.833 (1) or that was appointed the guardian of the child
13 under s. 48.837 (6) (d) a written authorization for the agency to release any available
14 information about the birth parent's identity and location to one or both adoptive
15 parents of the child.

16 **SECTION 1131s.** 48.434 (3) of the statutes is amended to read:

17 48.434 (3) Any adoptive parent of a child may file with the agency that placed
18 the child for adoption under s. 48.833 (1) or that was appointed the guardian of the
19 child under s. 48.837 (6) (d) a written authorization for the agency to release any
20 available information about the adoptive parent's identity and location to one or both
21 birth parents of the child.

22 **SECTION 1135.** 48.55 (title) of the statutes is amended to read:

23 **48.55 (title) State adoption information exchange and state adoption**
24 **center.**

1 **SECTION 1136.** 48.55 of the statutes is renumbered 48.55 (1) and amended to
2 read:

3 48.55 **(1)** The department shall establish a state adoption information
4 exchange for the purpose of finding adoptive homes for children with special needs
5 who do not have permanent homes. ~~The department shall adopt rules governing the~~
6 ~~adoption information exchange and, from~~ and a state adoption center for the
7 purposes of increasing public knowledge of adoption and promoting to adolescents
8 and pregnant women the availability of adoption services. From the appropriation
9 under s. 20.435 (3) (dg), the department may provide not more than \$75,000 \$125,000
10 in each fiscal year as grants to individuals and private agencies for to provide
11 adoption information exchange services and to operate the state adoption center.

12 **SECTION 1137.** 48.551 (title) and (1) of the statutes are repealed.

13 **SECTION 1138.** 48.551 (2) (intro.) of the statutes is renumbered 48.55 (2) (intro.)
14 and amended to read:

15 48.55 **(2)** (intro.) The department shall promulgate rules governing the
16 adoption information exchange and rules specifying the functions of the state
17 adoption center, ~~which.~~ The rules specifying the functions of the state adoption
18 center shall include all of the following:

19 **SECTION 1139.** 48.551 (2) (a), (b), (c), (d) and (e) of the statutes are renumbered
20 48.55 (2) (a), (b), (c), (d) and (e).

21 **SECTION 1140.** 48.561 (3) (b) of the statutes is amended to read:

22 48.561 **(3)** (b) The department of administration ~~and a county having a~~
23 ~~population of 500,000 or more shall consult to determine the method by which the~~
24 ~~state will~~ shall collect the amount specified in par. (a). ~~If the department of~~
25 ~~administration and from~~ a county having a population of 500,000 or more reach an

1 agreement as to that method and if that agreement calls for by deducting all or part
2 of that amount from any state payment due that county under s. ~~46.40~~, 79.03, 79.04,
3 79.058, 79.06 or 79.08 ~~or for adding a special charge to the amount of taxes~~
4 ~~apportioned to and levied on that county under s. 70.60, the.~~ The department of
5 administration shall notify the department of revenue, by September 15 of each year,
6 of the amount to be deducted from those the state payments due ~~or to be added as~~
7 ~~that special charge.~~ If the department of administration and a county having a
8 population of 500,000 or more do not reach an agreement as to that method by
9 September 15 of each year, the department of administration shall determine that
10 method without the agreement of that county under s. 79.03, 79.04, 79.058, 79.06 or
11 79.08. The department of administration shall credit all amounts collected under
12 this paragraph to the appropriation account under s. 20.435 (3) (kw) and shall notify
13 the county from which those amounts are collected of that collection.

14 **SECTION 1141d.** 48.57 (3m) (am) (intro.) of the statutes is amended to read:

15 48.57 **(3m)** (am) (intro.) From the appropriations appropriation under s. 20.435
16 (3) ~~(ez)~~ and (kc), the department shall reimburse counties having populations of less
17 than 500,000 for payments made under this subsection and shall make payments
18 under this subsection in a county having a population of 500,000 or more. A county
19 department and, in a county having a population of 500,000 or more, the department
20 shall make payments in the amount of \$215 per month to a kinship care relative who
21 is providing care and maintenance for a child if all of the following conditions are met:

22 **SECTION 1143d.** 48.57 (3n) (am) (intro.) of the statutes is amended to read:

23 48.57 **(3n)** (am) (intro.) From the appropriations appropriation under s. 20.435
24 (3) ~~(ez)~~ and (kc), the department shall reimburse counties having populations of less
25 than 500,000 for payments made under this subsection and shall make payments

1 under this subsection in a county having a population of 500,000 or more. A county
2 department and, in a county having a population of 500,000 or more, the department
3 shall make monthly payments for each child in the amount specified in sub. (3m)
4 (am) (intro.) to a long-term kinship care relative who is providing care and
5 maintenance for that child if all of the following conditions are met:

6 **SECTION 1147.** 48.60 (2) (h) of the statutes is repealed.

7 **SECTION 1148.** 48.62 (1) (a) of the statutes is amended to read:

8 48.62 (1) (a) Any person who receives, with or without transfer of legal custody,
9 4 or fewer children or ~~more than 4 children if all of the children are siblings, if~~
10 necessary to enable a sibling group to remain together, 6 or fewer children or, if the
11 department promulgates rules permitting a different number of children, the
12 number of children permitted under those rules, to provide care and maintenance for
13 those children shall obtain a license to operate a foster home from the department,
14 a county department or a licensed child welfare agency as provided in s. 48.75.

15 **SECTION 1148g.** 48.62 (4) of the statutes is amended to read:

16 48.62 (4) Monthly payments in foster care shall be provided according to the
17 age-related rates specified in this subsection. Beginning on January 1, 1998 ~~2000~~,
18 the age-related rates are: ~~\$289~~ \$299 for children aged 4 and under; ~~\$315~~ \$326 for
19 children aged 5 to 11; ~~\$358~~ \$371 for children aged 12 to 14 and ~~\$374~~ \$387 for children
20 aged 15 to 17. Beginning on January 1, 1999 ~~2001~~, the age-related rates are: ~~\$296~~
21 \$302 for children aged 4 and under; ~~\$323~~ \$329 for children aged 5 to 11; ~~\$367~~ \$375
22 for children aged 12 to 14; and ~~\$383~~ \$391 for children aged 15 to 17. In addition to
23 these grants for basic maintenance, the department shall make supplemental
24 payments for special needs, exceptional circumstances, care in a treatment foster

1 home and initial clothing allowances according to rules promulgated by the
2 department.

3 **SECTION 1148m.** 48.63 (3) of the statutes is amended to read:

4 48.63 (3) Subsection (1) does not apply to the placement of a child for adoption.
5 Adoptive placements may be made only as provided under ss. 48.833 (1), 48.835,
6 48.837 and 48.839.

7 **SECTION 1148p.** 48.64 (1m) of the statutes is amended to read:

8 48.64 (1m) FOSTER HOME, TREATMENT FOSTER HOME AND GROUP HOME AGREEMENTS.
9 If an agency places a child in a foster home, treatment foster home or group home
10 under a court order or voluntary agreement under s. 48.63, the agency shall enter
11 into a written agreement with the head of the home. The agreement shall provide
12 that the agency shall have access at all times to the child and the home, and that the
13 child will be released to the agency whenever, in the opinion of the agency placing
14 the child or the department, the best interests of the child require it. If a child has
15 been in a foster home, treatment foster home or group home for 6 months or more,
16 the agency shall give the head of the home written notice of intent to remove the
17 child, stating the reasons for the removal. The child may not be removed before
18 completion of the hearing under sub. (4) (a) or (c), if requested, or 30 days after the
19 receipt of the notice, whichever is later, unless the safety of the child requires it or,
20 in a case in which the reason for removal is to place the child for adoption under s.
21 48.833 (1), unless all of the persons who have the right to request a hearing under
22 sub. (4) (a) or (c) sign written waivers of objection to the proposed removal. If the
23 safety of the child requires earlier removal, s. 48.19 shall apply. If an agency removes
24 a child from an adoptive placement, the head of the home shall have no claim against
25 the placing agency for the expense of care, clothing or medical treatment.

1 **SECTION 1160d.** 48.685 (1) (bg) of the statutes is amended to read:

2 48.685 (1) (bg) “Foster home” includes a placement for adoption under s. 48.833
3 (1) of a child for whom adoption assistance will be provided under s. 48.975 after the
4 adoption is finalized.

5 **SECTION 1160g.** 48.685 (1) (d) of the statutes is amended to read:

6 48.685 (1) (d) “Treatment foster home” includes a placement for adoption under
7 s. 48.833 (1) of a child for whom adoption assistance will be provided under s. 48.975
8 after the adoption is finalized.

9 **SECTION 1171.** 48.685 (2) (bm) of the statutes is amended to read:

10 48.685 (2) (bm) If the person who is the subject of the search under par. (am)
11 or (b) 1. is not a resident of this state, or if at any time within the 3 years preceding
12 the date of the search that person has not been a resident of this state, the
13 department, county department, child welfare agency, school board or entity shall
14 make a good faith effort to obtain from any state in which the person is a resident
15 or was a resident within the 3 years preceding the date of the search information that
16 is equivalent to the information specified in par. (am) 1. or (b) 1. a.

17 **SECTION 1181.** 48.685 (8) of the statutes is amended to read:

18 48.685 (8) The department, a county department, a child welfare agency or a
19 school board may charge a fee for obtaining the information required under sub. (2)
20 (am) or (3) (a) or for providing information to an entity to enable the entity to comply
21 with sub. (2) (b) 1. or (3) (b). The fee may not exceed the reasonable cost of obtaining
22 the information. No fee may be charged to a nurse’s assistant, as defined in s. 146.40
23 (1) (d), for obtaining or maintaining information if to do so would be inconsistent with
24 federal law.

25 **SECTION 1189p.** 48.75 (1g) (a) 4. of the statutes is amended to read:

1 48.75 **(1g)** (a) 4. The county of the public licensing agency issuing the license
2 has a population of 500,000 or more and the placement is for adoption under s. 48.833
3 (1), 48.835 or 48.837.

4 **SECTION 1191.** 48.825 (3) (b) of the statutes is amended to read:

5 48.825 **(3)** (b) An individual or agency providing adoption information
6 ~~exchange services~~ under s. 48.55.

7 **SECTION 1192.** 48.825 (3) (c) of the statutes is repealed.

8 **SECTION 1192g.** 48.833 of the statutes is renumbered 48.833 (1) and amended
9 to read:

10 48.833 **(1)** ADOPTIVE PLACEMENT. The department, a county department under
11 s. 48.57 (1) (e) or (hm) or a child welfare agency licensed under s. 48.60 may place a
12 child for adoption in a licensed foster home or a licensed treatment foster home
13 without a court order if the department, county department ~~under s. 48.57 (1) (e) or~~
14 ~~(hm)~~ or the child welfare agency is the guardian of the child or makes the placement
15 at the request of another agency which that is the guardian of the child.

16 **(2)** CONSIDERATION OF PLACEMENT WITH RELATIVE. Before placing a child for
17 adoption under ~~this subsection~~ sub. (1), the department, county department or child
18 welfare agency making the placement shall consider the availability of a placement
19 for adoption with a relative of the child who is identified in the child's permanency
20 plan under s. 48.38 or 938.38 or who is otherwise known by the department, county
21 department or child welfare agency.

22 **(4)** WRITTEN AGREEMENT. When a child is placed under ~~this section~~ sub. (1) in
23 a licensed foster home or a licensed treatment foster home for adoption, the
24 department, county department or child welfare agency making the placement shall
25 enter into a written agreement with the adoptive parent, which shall state the date

1 on which the child is placed in the licensed foster home or licensed treatment foster
2 home for adoption by the adoptive parent.

3 **SECTION 1192j.** 48.833 (3) of the statutes is created to read:

4 48.833 (3) CHILD WITH SPECIAL NEEDS. In placing a child with special needs, as
5 defined by rule promulgated under s. 48.975 (5) (b), for adoption under sub. (1), the
6 department, county department or child welfare agency making the placement may
7 not consider the location of a proposed adoptive parent's residence as a factor in
8 making that placement unless the department, county department or child welfare
9 agency determines that consideration of that factor is necessary to ensure the best
10 interests of the child in light of the child's need for care or treatment to meet those
11 special needs. If the department, county department or child welfare agency
12 considers the location of a prospective adoptive parent's residence as a factor in
13 placing a child with special needs, the department, county department or child
14 welfare agency shall document the reasons why that consideration is necessary in
15 the child's permanency plan as provided in s. 48.38 (4) (dm). If the department,
16 county department or child welfare agency does not consider the location of a
17 prospective adoptive parent's residence as a factor in placing a child with special
18 needs and the child is placed more than 60 miles from the child's home, the
19 department, county department or child welfare agency shall document the reasons
20 why that consideration is not necessary in the child's permanency plan as provided
21 in s. 48.38 (4) (d) 1m.

22 **SECTION 1192m.** 48.913 (2) (c) 3. of the statutes is amended to read:

23 48.913 (2) (c) 3. With a petition under s. 48.90, if the parental rights of both
24 parents of the child are terminated in another state and the child is placed for
25 adoption under s. 48.833 (1).

1 **SECTION 1199d.** 48.982 (2) (d) of the statutes is amended to read:

2 48.982 (2) (d) Solicit and accept contributions, grants, gifts and bequests for the
3 children’s trust fund or for any other purpose for which a contribution, grant, gift or
4 bequest is made and received. Moneys received under this paragraph, other than
5 moneys received under s. 341.14 (6r) (b) 6., may be deposited in credited to the
6 appropriation accounts under s. 20.433 (1) (i), (q) or (r). ~~This paragraph does not~~
7 ~~apply to moneys~~ Interest earned on moneys received under s. 341.14 (6r) (b) 6. may
8 be credited to the appropriation accounts under s. 20.433 (1) (q) or (r).

9 **SECTION 1200d.** 48.982 (2m) (intro.) of the statutes is amended to read:

10 48.982 (2m) DONATION USES. (intro.) If money is accepted by the board for the
11 children’s trust fund or for any other purpose under sub. (2) (d), ~~except moneys~~
12 ~~received under s. 341.14 (6r) (b) 6. and appropriated under s. 20.433 (1) (q) or (r),~~ the
13 board shall use the money in accordance with the wishes of the donor to do any of the
14 following:

15 **SECTION 1201.** 48.985 (2) of the statutes is amended to read:

16 48.985 (2) COMMUNITY SOCIAL AND MENTAL HYGIENE SERVICES. From the
17 appropriation under s. 20.435 (7) (o), the department shall distribute not more than
18 ~~\$3,804,000 in fiscal year 1997–98 and not more than \$3,734,000 in fiscal year~~
19 ~~1998–99~~ \$3,964,400 in each fiscal year of the moneys received under 42 USC 620 to
20 626 to county departments under ss. 46.215, 46.22 and 46.23 for the provision or
21 purchase of child welfare projects and services, for services to children and families,
22 for services to the expectant mothers of unborn children and for family–based child
23 welfare services.

24 **SECTION 1203.** 49.025 (2) (a) (intro.) of the statutes is amended to read:

1 49.025 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a
2 year, the department shall pay to the county, in accordance with s. 49.031, from the
3 appropriation under s. 20.435 (5) (4) (bt), an amount for that year determined as
4 follows:

5 **SECTION 1204.** 49.025 (2) (a) 1. b. of the statutes is amended to read:

6 49.025 (2) (a) 1. b. For any year, 45% of the total amount expended by the county
7 in that year as relief for health care services provided to dependent persons,
8 including the amount transferred to the appropriation account under s. 20.435 (4)
9 (h) in that year and the amount estimated to be received from the federal government
10 as a match to the funds expended from the appropriation account under s. 20.435 (4)
11 (h).

12 **SECTION 1205.** 49.027 (2) (a) (intro.) of the statutes is amended to read:

13 49.027 (2) (a) (intro.) If a county is eligible to receive a relief block grant in a
14 year, the department shall pay to the county, in accordance with s. 49.031, from the
15 appropriation under s. 20.435 (5) ~~(bu)~~ (4) (bt), an amount for that year determined
16 as follows:

17 **SECTION 1206.** 49.027 (2) (a) 1. d. of the statutes is amended to read:

18 49.027 (2) (a) 1. d. The department shall multiply the amount determined
19 under subd. 1. c. by the amount appropriated under s. 20.435 (5) ~~(bu)~~ (4) (bt) for relief
20 block grants for that year.

21 **SECTION 1207.** 49.029 (2) of the statutes, as affected by 1999 Wisconsin Act ...
22 (this act), is amended to read:

23 49.029 (2) AMOUNT AND DISTRIBUTION OF RELIEF BLOCK GRANT. From the
24 appropriation under s. 20.435 (4) ~~(bs)~~ (kb), the department shall distribute a relief
25 block grant to each eligible tribal governing body in an amount and in a manner

1 determined in accordance with rules promulgated by the department. The
2 department shall promulgate the rules after consulting with all tribal governing
3 bodies eligible for a relief block grant. In promulgating rules under this section, the
4 department shall consider each tribe's economic circumstances and need for health
5 care services.

6 **SECTION 1209.** 49.124 (1g) (a) of the statutes is amended to read:

7 49.124 **(1g)** (a) The individual is a custodial parent of a child who is under the
8 age of 18 and who has an absent parent, or the individual lives with and exercises
9 parental control over a child who is under the age of 18 and who has an absent parent,
10 and the individual does not fully cooperate in good faith with efforts directed at
11 establishing the paternity of the child, if necessary, ~~and obtaining support payments~~
12 establishing or enforcing a support order, if any appropriate, or obtaining other
13 payments or property, if any, to which that individual or the child may have rights.
14 This paragraph does not apply if the individual has good cause for refusing to
15 cooperate, as determined by the department in accordance with federal law and
16 regulations.

17 **SECTION 1209q.** 49.124 (1m) (cm) of the statutes, as affected by 1997 Wisconsin
18 Act 27, is amended to read:

19 49.124 **(1m)** (cm) The amount of food stamp benefits paid to a recipient who is
20 a participant in a Wisconsin works employment position under s. 49.147 (4) ~~(b)~~ or (5)
21 shall be calculated based on the pre-sanction benefit amount received s. 49.148.

22 **SECTION 1211d.** 49.136 (2) (b) of the statutes is amended to read:

23 49.136 **(2)** (b) The department shall attempt to award grants under this section
24 to head start agencies designated under 42 USC 9836, employers that provide or
25 wish to provide child care services for their employes, family day care centers, group

1 day care centers and day care programs for the children of student parents,
2 organizations that provide child care for sick children and child care providers that
3 employ participants or former participants in a Wisconsin works employment
4 position under s. 49.147 (3) to (5).

5 **SECTION 1213.** 49.1375 of the statutes is created to read:

6 **49.1375 Early childhood excellence initiative. (1)** The department shall
7 establish a grant program to develop at least 5 early childhood centers for children
8 under the age of 5 who are eligible to receive temporary assistance to needy families
9 under 42 USC 601 et seq. Centers awarded a grant under this subsection shall
10 provide outreach and training for parents of the children served by the center and
11 training for child care providers. The centers shall emphasize stimulation of the
12 child's language skills and senses of vision and touch. A person who is awarded a
13 grant under this subsection shall contribute matching funds from local or private
14 sources equal to 25% of the amount awarded under this subsection.

15 **(2)** The department shall establish a grant program under which a child care
16 provider that receives training at a center that is awarded a grant under sub. (1) may
17 apply for a grant to establish an early childhood program that serves children
18 specified under sub. (1). The program developed under a grant received under this
19 subsection shall emphasize stimulation of the children's language skills and senses
20 of vision and touch. A person who is awarded a grant under this subsection shall
21 contribute matching funds from local or private sources equal to 25% of the amount
22 awarded under this subsection.

23 **SECTION 1213g.** 49.138 (1m) (intro.) of the statutes is amended to read:

24 49.138 **(1m)** (intro.) The department shall implement a program of emergency
25 assistance to needy persons in cases of fire, flood, natural disaster, homelessness or

1 impending homelessness or energy crisis. The department shall establish the
2 maximum amount of aid to be granted, except for cases of energy crisis, per family
3 member based on the funding available under s. 20.445 (3) (dc) and (md). The
4 department need not establish the maximum amount by rule under ch. 227. The
5 department shall publish the maximum amount and annual changes to it in the
6 Wisconsin administrative register. Emergency assistance provided to needy persons
7 under this section in cases of fire, flood, natural disaster or energy crisis may only
8 be provided to a needy person once in a 12-month period. Emergency assistance
9 provided to needy persons under this section in cases of homelessness or impending
10 homelessness may be used only to obtain or retain a permanent living
11 accommodation and, except as provided in sub. (2), may only be provided to a needy
12 person once in a 36-month period. For the purposes of this section, a family is
13 considered to be homeless, or to be facing impending homelessness, if any of the
14 following applies:

15 **SECTION 1213h.** 49.138 (1m) (am) of the statutes is created to read:

16 49.138 **(1m)** (am) The family is experiencing a financial crisis that makes it
17 very difficult for the family to make a rent payment, mortgage payment or property
18 tax payment and the family has been notified that it will be required to leave its
19 current housing if it does not make that payment immediately.

20 **SECTION 1214.** 49.141 (2) of the statutes is repealed.

21 **SECTION 1215.** 49.141 (2g) (a) of the statutes is renumbered 49.141 (2g).

22 **SECTION 1216.** 49.141 (2g) (b) of the statutes is repealed.

23 **SECTION 1216m.** 49.141 (4) of the statutes is amended to read:

24 49.141 **(4)** NONENTITLEMENT. Notwithstanding Except as provided in s. 49.145
25 (3m), notwithstanding fulfillment of the eligibility requirements for any component

1 of Wisconsin works, an individual is not entitled to services or benefits under
2 Wisconsin works.

3 **SECTION 1217.** 49.143 (1) (a) of the statutes is amended to read:

4 49.143 (1) (a) Except as provided in par. (am), the department may award a
5 contract, on the basis of a competitive process approved by the secretary of
6 administration, to any person to administer Wisconsin works in a geographical area
7 determined by the department under sub. (6). ~~The department shall award contracts~~
8 ~~under this paragraph before the date that is specified in s. 49.141 (2) (d).~~

9 **SECTION 1218.** 49.143 (1) (am) 1. of the statutes is repealed and recreated to
10 read:

11 49.143 (1) (am) 1. The department shall contract with a Wisconsin works
12 agency to administer Wisconsin works if that agency has met the performance
13 standards established by the department in accordance with sub. (3), during the
14 immediately preceding contract period. The contract shall be for a term of at least
15 2 years. A Wisconsin works agency may elect not to enter into a contract under this
16 subdivision if the Wisconsin works agency informs the department by the date
17 established by the department that the Wisconsin works agency has made that
18 election.

19 **SECTION 1219.** 49.143 (1) (am) 2. of the statutes is amended to read:

20 49.143 (1) (am) 2. ~~A county or tribal governing body~~ Wisconsin works agency
21 ~~that has not met the aid to families with dependent children caseload performance~~
22 standards established by the department may apply for a contract under the
23 competitive process established under par. (a).

24 **SECTION 1220.** 49.143 (1) (at) of the statutes is repealed.

25 **SECTION 1220m.** 49.143 (2) (a) 7. of the statutes is amended to read:

1 49.143 (2) (a) 7. ~~Coordinate with the governor's council on workforce excellence~~
2 ~~under s. 106.115 council on workforce investment established under 29 USC 2821 to~~
3 ~~ensure compatibility of purpose and no duplication of effort.~~

4 **SECTION 1221.** 49.143 (2) (cr) of the statutes is amended to read:

5 49.143 (2) (cr) Provide, or contract with another person to provide, budgeting
6 and financial planning services, including credit establishment and credit repair
7 ~~assistance training to participants. Prior to providing, or contracting with another~~
8 ~~to provide, the assistance specified under this paragraph, the Wisconsin works~~
9 ~~agency shall submit a proposed plan for the provision of that assistance to the~~
10 ~~department. The secretary shall submit each proposed plan to the cochairpersons~~
11 ~~of the joint committee on finance. If, within 14 days after receiving the proposed~~
12 ~~plans, the cochairpersons do not notify the secretary that the joint committee on~~
13 ~~finance has scheduled a meeting for the purpose of reviewing the proposed plans, the~~
14 ~~department shall direct each Wisconsin works agency that submitted proposed plans~~
15 ~~to implement the plans. If, within 14 days, the co-chairs notify the secretary that~~
16 ~~they have scheduled a meeting for the purpose of reviewing the proposed plans, no~~
17 ~~Wisconsin works agency may implement its plan until the joint committee on finance~~
18 ~~approves the plan. Every January 31, the department shall submit to the joint~~
19 ~~committee on finance a report specifying the total amount expended in the previous~~
20 ~~year for the provision of credit establishment and credit repair assistance under this~~
21 ~~paragraph.~~

22 **SECTION 1221h.** 49.143 (2) (ct) of the statutes is created to read:

23 49.143 (2) (ct) Return to the department an amount equal to the total amount
24 of benefits withheld under s. 49.148 for missed work or education and training
25 activities.

1 **SECTION 1222.** 49.143 (2) (e) of the statutes is amended to read:

2 49.143 **(2)** (e) To the extent permitted under federal law or waiver, certify
3 eligibility for and issue food coupons to eligible Wisconsin works participants in
4 conformity with 7 USC 2011 to 2029. If the department receives the federal waiver
5 necessary to enforce the contract provision under this paragraph, the department
6 shall submit to the joint committee on finance the terms of the waiver and an
7 implementation plan prior to enforcing the contract provision under this paragraph.

8 **SECTION 1224c.** 49.143 (3) of the statutes is amended to read:

9 49.143 **(3)** PERFORMANCE STANDARDS. The In consultation with the statewide
10 advisory group and special work groups established under sub. (3m), the department
11 shall establish performance standards for the administration of Wisconsin works.
12 If a Wisconsin works agency does not meet the standards established under this
13 subsection, the department may withhold or recover any or all payment from the
14 Wisconsin works agency.

15 **SECTION 1224d.** 49.143 (3g) of the statutes is created to read:

16 49.143 **(3g)** PERFORMANCE BONUSES. (a) The department shall base any
17 performance bonus calculation that it makes for Wisconsin works agencies on all of
18 the following performance criteria:

19 1. The placement of applicants for and participants in Wisconsin works
20 employment positions into unsubsidized employment, as defined in s. 49.147 (1) (c).

21 2. Whether the placement under subd. 1. is full time or part time.

22 3. The job retention rate, as defined by the department, of former applicants
23 for, and former participants in, Wisconsin works employment positions.

24 4. Wages and benefits earned by former applicants for, and former participants
25 in, Wisconsin works employment positions.

1 5. Appropriate implementation of Wisconsin works.

2 6. Customer satisfaction.

3 (b) The department may not base any performance bonus payments on
4 caseload decreases, or reduced spending by the Wisconsin works agency, that are not
5 directly attributable to placement of participants in unsubsidized employment.

6 (c) The department shall develop a system by which the department may track
7 former participants and former applicants for Wisconsin works to facilitate an
8 assessment of how successfully each Wisconsin works agency has met the
9 performance criteria specified in par. (a).

10 **SECTION 1224p.** 49.143 (3m) of the statutes is created to read:

11 49.143 **(3m)** STATEWIDE ADVISORY GROUP. The department shall establish a
12 statewide advisory group to provide a forum for any person to raise concerns and to
13 receive or provide information about programs and policies regarding Wisconsin
14 works, including the Wisconsin works agency contract process. The department
15 shall develop regional forums and special work groups to address issues of concern
16 raised at the meetings of the statewide advisory group and shall allow any person
17 to participate in the work groups.

18 **SECTION 1224r.** 49.145 (2) (d) of the statutes is repealed and recreated to read:

19 49.145 **(2)** (d) The individual has residence in this state.

20 **SECTION 1225.** 49.145 (2) (n) 1. a. of the statutes is amended to read:

21 49.145 **(2)** (n) 1. a. The job opportunities and basic skills program under s.
22 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job
23 opportunities and basic skills program ~~begins to count~~ counts toward the 60-month
24 limit ~~beginning on October 1, 1996.~~

25 **SECTION 1226.** 49.145 (3) (a) of the statutes is amended to read:

1 49.145 (3) (a) *Resource limitations*. The individual is a member of a Wisconsin
2 works group whose assets do not exceed \$2,500 in combined equity value. In
3 determining the combined equity value of assets, the Wisconsin works agency shall
4 exclude the equity value of vehicles up to a total equity value of \$10,000, the value
5 of an individual development account established under s. 49.187 and one home that
6 serves as the homestead for the Wisconsin works group.

7 **SECTION 1227.** 49.145 (3) (b) 2. of the statutes is repealed.

8 **SECTION 1227m.** 49.145 (3m) of the statutes is created to read:

9 49.145 (3m) PLACEMENT. (a) Within 30 days after an individual applies for a
10 Wisconsin works employment position, the Wisconsin works agency shall place the
11 individual in a Wisconsin works employment position if the individual meets all of
12 the eligibility requirements under this section and if the individual is unable to find
13 unsubsidized employment, as defined in s. 49.147 (1) (c), despite the individual's
14 reasonable effort to search for unsubsidized employment.

15 (b) In the case of an individual who is incapable of performing a job search, the
16 Wisconsin works agency shall place the individual in a Wisconsin works employment
17 position immediately after making a determination that an individual otherwise
18 meets the eligibility requirements under this section.

19 **SECTION 1228.** 49.145 (4) of the statutes is amended to read:

20 49.145 (4) REVIEW OF ELIGIBILITY. A Wisconsin works agency shall periodically
21 review an individual's eligibility. The individual remains eligible under sub. (3) until
22 the Wisconsin works group's assets ~~exceed the asset limits for at least 2 months or~~
23 ~~until the or~~ income of the Wisconsin works group is expected to exceed the asset or
24 ~~income limits~~ limit under sub. (3) for at least 2 consecutive months.

25 **SECTION 1229.** 49.147 (1m) of the statutes is created to read:

1 **49.147 (1m)** EDUCATIONAL NEEDS ASSESSMENT. Upon determining that the
2 appropriate placement for an individual is in unsubsidized employment or a trial job,
3 the Wisconsin works agency shall conduct an educational needs assessment of the
4 individual. If the Wisconsin works agency determines that the individual needs
5 basic education, including a course of study meeting the standards established under
6 s. 115.29 (4) for the granting of a declaration of equivalency of high school graduation,
7 and if the individual wishes to pursue basic education, the Wisconsin works agency
8 shall include basic education in an employability plan developed for the individual.
9 The Wisconsin works agency shall pay for the basic education services identified in
10 the employability plan.

11 **SECTION 1229q.** 49.147 (4) of the statutes, as affected by 1997 Wisconsin Act
12 27, is repealed and recreated to read:

13 **49.147 (4)** COMMUNITY SERVICE JOB. (a) *Administration.* A Wisconsin works
14 agency shall administer a community service job program as part of its
15 administration of Wisconsin works to improve the employability of an individual who
16 is not otherwise able to obtain employment, as determined by the Wisconsin works
17 agency, by providing work experience and training, if necessary, to assist the
18 individual to move promptly into unsubsidized public or private employment or a
19 trial job. In determining an appropriate placement for a participant, a Wisconsin
20 works agency shall give placement under this subsection priority over placements
21 under sub. (5). Community service jobs shall be limited to projects that the
22 department determines would serve a useful public purpose or projects the cost of
23 which is partially or wholly offset by revenue generated from such projects. After
24 each 6 months of an individual's participation under this subsection and at the

1 conclusion of each assignment under this subsection, a Wisconsin works agency shall
2 reassess the individual's employability.

3 (am) *Education or training activities.* A participant under this subsection may
4 be required to participate in education and training activities assigned as part of an
5 employability plan developed by the Wisconsin works agency. The department shall
6 establish by rule permissible education and training under this paragraph, which
7 shall include a course of study meeting the standards established under s. 115.29 (4)
8 for the granting of a declaration of equivalency of high school graduation, technical
9 college courses and educational courses that provide an employment skill.
10 Permissible education under this paragraph shall also include English as a 2nd
11 language courses that the Wisconsin works agency determines would facilitate an
12 individual's efforts to obtain employment and adult basic education courses that the
13 Wisconsin works agency determines would facilitate an individual's efforts to obtain
14 employment.

15 (as) *Required hours.* Except as provided in pars. (at) and (av), a Wisconsin
16 works agency shall require a participant placed in a community service job program
17 to work in a community service job for the number of hours determined by the
18 Wisconsin works agency to be appropriate for the participant at the time of
19 application or review, but not to exceed 30 hours per week. Except as provided in
20 pars. (at) and (av), a Wisconsin works agency may require a participant placed in the
21 community service job program to participate in education or training activities for
22 not more than 10 hours per week.

23 (at) *Motivational training.* A Wisconsin works agency may require a
24 participant, during the first 2 weeks of participation under this subsection, to
25 participate in an assessment and motivational training program identified by the

1 community steering committee under s. 49.143 (2) (a) 10. The Wisconsin works
2 agency may require not more than 40 hours of participation per week under this
3 paragraph in lieu of the participation requirement under par. (as).

4 (av) *Education for 18-year-old and 19-year-old students.* A Wisconsin works
5 agency shall permit a participant under this subsection who has not attained the age
6 of 20 and who has not obtained a high school diploma or a declaration of equivalency
7 of high school graduation to attend high school or, at the option of the participant,
8 to enroll in a course of study meeting the standards established under s. 115.29 (4)
9 for the granting of a declaration of equivalency of high school graduation to satisfy,
10 in whole or in part, the required hours of participation under par. (as).

11 (b) *Time-limited participation.* An individual may participate in a community
12 service job for a maximum of 6 months, with an opportunity for a 3-month extension
13 under circumstances approved by the department. An individual may participate
14 in more than one community service job, but may not exceed a total of 24 months of
15 participation under this subsection. The months need not be consecutive. The
16 department or, with the approval of the department, the Wisconsin works agency
17 may grant an extension to the 24-month limit on a case-by-case basis if the
18 Wisconsin works agency determines that the individual has made all appropriate
19 efforts to find unsubsidized employment and has been unable to find unsubsidized
20 employment because local labor market conditions preclude a reasonable
21 employment opportunity in unsubsidized employment for that participant, as
22 determined by a Wisconsin works agency and approved by the department, and if the
23 Wisconsin works agency determines, and the department agrees, that no trial job
24 opportunities are available in the specified local labor market.

1 (c) *Worker's compensation.* A participant under this subsection is an employe
2 of the Wisconsin works agency for purposes of worker's compensation coverage,
3 except to the extent that the person for whom the participant is performing work
4 provides worker's compensation coverage.

5 **SECTION 1235.** 49.1475 of the statutes is created to read:

6 **49.1475 Follow-up services.** Following any follow-up period required by the
7 contract entered into under s. 49.143, a Wisconsin works agency may provide case
8 management services for an individual who moves from a Wisconsin works
9 employment position to unsubsidized employment to help the individual retain the
10 unsubsidized employment. Case management services may include the provision of
11 employment skills training; English as a 2nd language classes, if the Wisconsin
12 works agency determines that the course will facilitate the individual's efforts to
13 retain employment; a course of study meeting the standards established under s.
14 115.29 (4) for the granting of a declaration of equivalency of high school graduation;
15 or other remedial education courses. The Wisconsin works agency may provide case
16 management services regardless of the individual's income and asset levels.

17 **SECTION 1236.** 49.148 (1) (b) 1. of the statutes, as affected by 1997 Wisconsin
18 Act 27, is amended to read:

19 49.148 (1) (b) 1. ~~For~~ Except as provided in subd. 1m., for a participant in a
20 community service job under s. 49.147 (4) ~~(b)~~, a monthly grant of \$673, paid by the
21 Wisconsin works agency or by the department under sub. (2). For every hour that
22 the participant misses work or education or training activities without good cause,
23 the grant amount shall be reduced by \$5.15. Good cause shall be determined by the
24 financial and employment planner in accordance with rules promulgated by the
25 department. Good cause shall include required court appearances for a victim of

1 domestic abuse. If a participant in a community service job under s. 49.147 (4) (b) is
2 required to work fewer than 30 hours per week because the participant has
3 unsubsidized employment, as defined in s. 49.147 (1) (c), the grant amount under this
4 paragraph ~~may be reduced by an amount equal to the product of \$5.15 and the~~
5 ~~difference between 30 and the number of hours the participant is required to work~~
6 shall equal the amount specified under subd. 1m. minus \$5.15 for each hour that the
7 participant misses work or education or training activities without good cause.

8 **SECTION 1236c.** 49.148 (1) (b) 1m. of the statutes is created to read:

9 49.148 (1) (b) 1m. Except as provided in subd. 1., the Wisconsin works agency
10 shall pay a participant in a community service job the following:

11 a. For a participant placed in a community service job for not more than 10
12 hours per week, one-third of the amount specified in subd. 1m. d.

13 b. For a participant placed in a community service job for more than 10 hours
14 but not more than 15 hours per week, one-half of the amount specified under subd.
15 1m. d.

16 c. For a participant placed in a community service job for more than 15 hours
17 but not more than 20 hours per week, two-thirds of the amount specified under subd.
18 1m. d.

19 d. For a participant placed in a community service job for more than 20 hours
20 per week, \$673.

21 **SECTION 1237b.** 49.148 (1) (b) 2. of the statutes is repealed.

22 **SECTION 1237m.** 49.148 (1m) (a) of the statutes, as affected by 1997 Wisconsin
23 Act 27, is amended to read:

24 49.148 (1m) (a) A custodial parent of a child who is 12 weeks old or less and
25 who meets the eligibility requirements under s. 49.145 (2) and (3) may receive a

1 monthly grant of \$673 unless another adult member of the custodial parent's
2 Wisconsin works group is participating in, or is eligible to participate in, a Wisconsin
3 works employment position or is employed in unsubsidized employment, as defined
4 in s. 49.147 (1) (c). A Wisconsin works agency may not require a participant under
5 this subsection to participate in any employment positions. Receipt of a grant under
6 this subsection does not constitute participation in a Wisconsin works employment
7 position for purposes of the time limits under s. 49.145 (2) (n) or 49.147 (3) (c), (4) (b)
8 ~~2. or (c) 4.~~ or (5) (b) 2. if the child is born to the participant not more than 10 months
9 after the date that the participant was first determined to be eligible for assistance
10 under s. 49.19 or for a Wisconsin works employment position.

11 **SECTION 1237n.** 49.148 (1m) (b) of the statutes, as affected by 1997 Wisconsin
12 Act 27, is amended to read:

13 49.148 **(1m)** (b) Receipt of a grant under this subsection constitutes
14 participation in a Wisconsin works employment position for purposes of the time
15 limits under ss. 49.145 (2) (n) and 49.147 (3) (c), (4) (b) ~~2. or (c) 4.~~ or (5) (b) 2. if the
16 child is born to the participant more than 10 months after the date that the
17 participant was first determined to be eligible for assistance under s. 49.19 or for a
18 Wisconsin works employment position unless the child was conceived as a result of
19 a sexual assault in violation of s. 940.225 (1), (2) or (3) in which the mother did not
20 indicate a freely given agreement to have sexual intercourse or of incest in violation
21 of s. 944.06 or 948.06 and that incest or sexual assault has been reported to a
22 physician and to law enforcement authorities.

23 **SECTION 1237p.** 49.148 (2m) of the statutes is created to read:

24 49.148 **(2m)** PAY PERIOD. Benefits under this section shall be paid on the first
25 day of each month. The payment shall be for any participation from the 26th day of

1 the month immediately preceding the month that immediately precedes the month
2 in which the payment is made through the 25th day of the month that immediately
3 precedes the month in which the payment is made. The payment may be prorated
4 to account for participation that begins after the start of the payment period, but in
5 any case shall be made not more than 36 days after the participation begins.

6 **SECTION 1241.** 49.155 (1) (aL) of the statutes is created to read:

7 49.155 (1) (aL) “Disabled” means physically or mentally incapable of caring for
8 oneself.

9 **SECTION 1244.** 49.155 (1g) (intro.) of the statutes is amended to read:

10 49.155 (1g) DISTRIBUTION OF FUNDS. (intro.) Subject to sub. (1j) and ~~s. 16.54 (2)~~,
11 the department shall, within the limits of the availability of the federal child care and
12 development block grant funds received under 42 USC 9858, do all of the following:

13 **SECTION 1245d.** 49.155 (1g) (b) of the statutes is amended to read:

14 49.155 (1g) (b) From the appropriation under s. 20.445 (3) (mc), distribute
15 \$4,315,000 ~~\$8,012,500~~ in fiscal year 1997–98 1999–2000 and \$4,315,000 ~~\$7,412,500~~
16 in fiscal year ~~1998–99~~ 2000–01 for the purposes of providing technical assistance for
17 child care providers and of administering the child care program under this section
18 and for grants under s. 49.136 (2) for the start-up and expansion of child day care
19 services, and for child day care start-up and expansion planning, for grants under
20 s. 49.134 (2) for child day care resource and referral services, for grants under s.
21 49.137 (3) to assist child care providers in meeting the quality of care standards
22 established under sub. (1d), and for a system of rates or a program of grants, as
23 provided under sub. (1d), to reimburse child care providers that meet those quality
24 of care standards and for grants under s. 49.137 (2) and contracts under s. 49.137 (4)
25 to improve the quality of child day care services in this state.

1 **SECTION 1246.** 49.155 (1g) (c) of the statutes is amended to read:

2 49.155 **(1g)** (c) From the appropriation under s. 20.445 (3) (mc), transfer
3 \$1,687,400 \$3,596,900 in fiscal year ~~1997–98~~ 1999–2000 and \$1,687,400 \$3,745,200
4 in fiscal year ~~1998–99~~ 2000–01 to the appropriation under s. 20.435 (6) ~~(3)~~ (kx), and
5 transfer \$20,700 in fiscal year 1999–2000 and \$27,700 in fiscal year 2000–01 to the
6 appropriation under s. 20.435 (8) (kx), for the purpose of day care center licensing
7 under s. 48.65.

8 **SECTION 1247.** 49.155 (1g) (d) of the statutes is created to read:

9 49.155 **(1g)** (d) From the appropriation under s. 20.445 (3) (mc), transfer
10 \$182,200 in each fiscal year to the appropriation under s. 20.435 (3) (kx) for the
11 administration of day care programs for foster parents in a county having a
12 population of 500,000 or more.

13 **SECTION 1248.** 49.155 (1m) (intro.) of the statutes is amended to read:

14 49.155 **(1m)** ELIGIBILITY. (intro.) A Wisconsin works agency shall determine
15 eligibility for a child care subsidy under this section. Under this section, an
16 individual may receive a subsidy for child care for a child who has not attained the
17 age of 13 or, if the child is disabled, who has not attained the age of 19, if the
18 individual meets all of the following conditions:

19 **SECTION 1249.** 49.155 (1m) (a) (intro.) of the statutes is amended to read:

20 49.155 **(1m)** (a) (intro.) The individual is a parent of a child who is under the
21 age of 13, or, if the child is disabled, is under the age of 19; or is a person who, under
22 s. 48.57 (3m) or (3n), is providing care and maintenance for a child who is under the
23 age of 13, or, if the child is disabled, is under the age of 19; and child care services
24 for that child are needed in order for the individual to do any of the following:

1 **SECTION 1249q.** 49.155 (1m) (a) 3. of the statutes, as affected by 1997 Wisconsin
2 Act 27, is amended to read:

3 49.155 **(1m)** (a) 3. Work in a Wisconsin works employment position, including
4 participation in job search, orientation and training activities under s. 49.147 (2) (a)
5 and in education or training activities under s. 49.147 (3) (am), (4) ~~(b) 1. a. (am)~~ or
6 (5) (bm).

7 **SECTION 1250.** 49.155 (1m) (a) 4. (intro.) of the statutes is amended to read:

8 49.155 **(1m)** (a) 4. (intro.) ~~Participate in other employment skills training~~ If the
9 Wisconsin works agency determines that basic education would facilitate the
10 individual's efforts to obtain or maintain employment, participate in basic education,
11 including an English as a 2nd language course, ~~if the Wisconsin works agency~~
12 ~~determines that the course would facilitate the individual's efforts to obtain~~
13 ~~employment; literacy tutoring; or~~ a course of study meeting the standards
14 established by the state superintendent of public instruction under s. 115.29 (4) for
15 the granting of a declaration of equivalency of high school graduation; ~~a course of~~
16 ~~study at a technical college, if the Wisconsin works agency determines that the~~
17 ~~course would facilitate the individual's efforts to obtain or maintain employment; or~~
18 ~~participation in educational courses that provide an employment skill, as~~
19 ~~determined by the department.~~ An individual may receive aid under this subdivision
20 for up to ~~two~~ 2 years. An individual may not receive aid under this subdivision unless
21 the individual meets at least one of the following conditions:

22 **SECTION 1251.** 49.155 (1m) (a) 4. a. of the statutes is amended to read:

23 49.155 **(1m)** (a) 4. a. The individual ~~has been~~ is employed in unsubsidized
24 employment ~~for 9 consecutive months and continues to be so employed.~~

25 **SECTION 1252.** 49.155 (1m) (a) 5. of the statutes is created to read:

1 49.155 (1m) (a) 5. Participate in a course of study at a technical college, or
2 participate in educational courses that provide an employment skill, as determined
3 by the department, if the Wisconsin works agency determines that the course or
4 courses would facilitate the individual's efforts to obtain or maintain employment.
5 An individual may receive aid under this subdivision for up to 2 years. An individual
6 may not receive aid under this subdivision unless the individual meets at least one
7 of the following conditions:

8 a. The individual has been employed in unsubsidized employment for 3
9 consecutive months and continues to be so employed.

10 b. The individual is a participant in a Wisconsin works employment position.

11 **SECTION 1253.** 49.155 (1m) (b) 3. of the statutes is repealed.

12 **SECTION 1254.** 49.155 (1m) (c) 1. of the statutes is renumbered 49.155 (1m) (c)
13 1. (intro.) and amended to read:

14 49.155 (1m) (c) 1. (intro.) The gross income of the individual's family is at or
15 below ~~165%~~ 185% of the poverty line for a family the size of the individual's family
16 or, for an individual who is already receiving a child care subsidy under this section,
17 the gross income of the individual's family is at or below 200% of the poverty line for
18 a family the size of the individual's family. In calculating the gross income of the
19 family, the Wisconsin works agency shall include income described under s. 49.145
20 (3) (b) 1. ~~to and 3.~~ except that, in calculating farm and self-employment income, the
21 Wisconsin works agency shall include the sum of the following:

22 **SECTION 1255.** 49.155 (1m) (c) 1. a. of the statutes is created to read:

23 49.155 (1m) (c) 1. a. Net earnings reported to the Internal Revenue Service.

24 **SECTION 1256.** 49.155 (1m) (c) 1. b. of the statutes is created to read:

1 49.155 (1m) (c) 1. b. Depreciation expenses, personal business and
2 entertainment expenses, personal transportation costs, purchases of capital
3 equipment and payments on the principal of loans.

4 **SECTION 1257.** 49.155 (1m) (c) 1g. of the statutes is amended to read:

5 49.155 (1m) (c) 1g. The individual is a foster parent of the child and the child's
6 biological or adoptive family ~~meets the asset limit under s. 49.145 (3) (a) and~~ has a
7 gross income that is at or below 200% of the poverty line. In calculating the gross
8 income of the child's biological or adoptive family, the Wisconsin works agency shall
9 include income described under s. 49.145 (3) (b) 1. ~~to~~ and 3.

10 **SECTION 1258.** 49.155 (1m) (c) 1h. of the statutes is amended to read:

11 49.155 (1m) (c) 1h. The individual is a relative of the child, is providing care
12 for the child under a court order and is receiving payments under s. 48.57 (3m) on
13 behalf of the child and the child's biological or adoptive family ~~meets the asset limit~~
14 ~~under s. 49.145 (3) (a) and~~ has a gross income that is at or below 200% of the poverty
15 line. In calculating the gross income of the child's biological or adoptive family, the
16 Wisconsin works agency shall include income described under s. 49.145 (3) (b) 1. ~~to~~
17 and 3.

18 **SECTION 1259.** 49.155 (1m) (c) 3. of the statutes is amended to read:

19 49.155 (1m) (c) 3. The individual was eligible for a child care subsidy under s.
20 49.191 (2), 1997 stats., on or after May 10, 1996, and received a child care subsidy
21 on or after May 10, 1996, but lost the subsidy solely because of increased income, and
22 the gross income of the individual's family is at or below 200% of the poverty line for
23 a family the size of the individual's family. This subdivision does not apply to an
24 individual whose family's gross income increased to more than 200% of the poverty
25 line for a family the size of the individual's family.

1 **SECTION 1265.** 49.155 (3m) (b) of the statutes is renumbered 49.155 (3m) (b)
2 (intro.) and amended to read:

3 49.155 **(3m)** (b) ~~Not more than 5%, or \$20,000, whichever is greater, of~~ Of the
4 funds distributed under par. (a) not more than the greatest of the following may be
5 used for the costs of administering the program under this section.:

6 **SECTION 1266.** 49.155 (3m) (b) 1. of the statutes is created to read:

7 49.155 **(3m)** (b) 1. Five percent of the funds distributed under par. (a) in the
8 current year.

9 **SECTION 1267.** 49.155 (3m) (b) 2. of the statutes is created to read:

10 49.155 **(3m)** (b) 2. Five percent of the funds distributed under par. (a) in the
11 immediately preceding year.

12 **SECTION 1268.** 49.155 (3m) (b) 3. of the statutes is created to read:

13 49.155 **(3m)** (b) 3. Twenty thousand dollars.

14 **SECTION 1270p.** 49.155 (5) of the statutes is amended to read:

15 49.155 **(5)** LIABILITY FOR PAYMENT. An individual is liable for the percentage of
16 the cost of the child care ~~that the department specified by the department in a printed~~
17 copayment schedule. An individual who is under the age of 20 and is attending high
18 school or participating in a course of study meeting the standards established under
19 s. 115.29 (4) for the granting of a declaration of equivalency to high school graduation
20 may not be determined liable for more than the minimum copayment amount for the
21 type of child care received and the number of children receiving child care.

22 **SECTION 1275.** 49.161 (1) of the statutes, as affected by 1997 Wisconsin Act 27,
23 is amended to read:

24 49.161 **(1)** TRIAL JOBS AND WAGE-PAYING COMMUNITY SERVICE JOBS OVERPAYMENTS.

25 Notwithstanding s. 49.96, the department shall recover an overpayment of benefits

1 paid under s. 49.148 (1) (a) ~~and (b) 2.~~ or 49.19 from an individual who receives ~~or has~~
2 received benefits paid under s. 49.148 (1) (a) ~~or (b) 2.~~ The value of the benefit liable
3 for recovery under this subsection may not exceed the amount that the department
4 paid in wage subsidies with respect to that participant while the participant was
5 ineligible to participate. The department shall promulgate rules establishing
6 policies and procedures for administrating this subsection.

7 **SECTION 1276.** 49.161 (2) of the statutes, as affected by 1997 Wisconsin Act 27,
8 is amended to read:

9 **49.161 (2)** ~~GRANT-PAYING COMMUNITY~~ COMMUNITY SERVICE JOBS AND TRANSITIONAL
10 PLACEMENTS OVERPAYMENTS. Except as provided in sub. (3), the department shall
11 recover an overpayment of benefits paid under s. 49.148 (1) (b) ~~1.~~ and or (c) or 49.19
12 from an individual who continues to receive benefits under s. 49.148 (1) (b) ~~1.~~ and (c)
13 by reducing the amount of the individual's benefit payment by no more than 10%.

14 **SECTION 1276f.** 49.1635 of the statutes is created to read:

15 **49.1635 Wisconsin Trust Account Foundation.** (1) To the extent
16 permitted under federal law and subject to sub. (2), from the appropriation under s.
17 20.445 (3) (md) the department shall distribute to the Wisconsin Trust Account
18 Foundation an amount equal to the amount received by the foundation from private
19 donations, but not to exceed \$100,000 in each fiscal year. Except as provided in sub.
20 (4), funds distributed under this subsection may be used only for the provision of
21 legal services to individuals who are eligible for temporary assistance for needy
22 families under 42 USC 601 et seq. and whose incomes are at or below 200% of the
23 poverty line.

1 **(2)** The department may not distribute funds under sub. (1) until the Wisconsin
2 Trust Account Foundation reports to the department the amount received by the
3 Wisconsin Trust Account Foundation in private donations.

4 **(3)** If the Wisconsin Trust Account Foundation receives funds under sub. (1),
5 it shall do all of the following:

6 (a) Develop a separate account for the funds distributed under sub. (1).

7 (b) Require each organization to which the Wisconsin Trust Account
8 Foundation distributes funds received under sub. (1) to match 100% of the amount
9 distributed to that organization that is attributable to the funds received by the
10 Wisconsin Trust Account Foundation under sub. (1).

11 (c) Annually, prepare a report for distribution to the joint committee on finance
12 that specifies the organizations that received funding under this section.

13 **(4)** Not more than 10% of the total funds received by the Wisconsin Trust
14 Account Foundation may be used for administration.

15 **SECTION 1277.** 49.167 of the statutes is created to read:

16 **49.167 Alcohol and other drug abuse treatment grant program. (1)** The
17 department shall award grants to counties, tribal governing bodies and private
18 entities to provide community-based alcohol and other drug abuse treatment
19 programs that are targeted at individuals who have a family income of not more than
20 200% of the poverty line and who are eligible for temporary assistance for needy
21 families under 42 USC 601 et seq. and that do all of the following:

22 (a) Meet the special needs of low-income persons with problems resulting from
23 alcohol or other drug abuse.

1 (b) Emphasize parent education, vocational and housing assistance and
2 coordination with other community programs and with treatment under intensive
3 care.

4 (2) The department shall do all of the following with respect to the grants under
5 par. (a):

6 (a) Award the grants in accordance with the department's
7 request-for-proposal procedures.

8 (b) Ensure that the grants are distributed in both urban and rural
9 communities.

10 (c) Evaluate the programs under the grants by use of client-outcome
11 measurements that the department develops.

12 (3) The department shall coordinate the grant program under this section with
13 any similar grant program administered by the department of health and family
14 services.

15 **SECTION 1277g.** 49.169 of the statutes is created to read:

16 **49.169 Family literacy grants. (1)** In this section, “family literacy training”
17 means literacy training that focuses on interactive literacy activities between
18 parents and their children and that aims at improving the literacy skills of both
19 parents and their children.

20 (2) The department shall award not more than \$1,404,100 in grants to
21 qualified applicants for the provision of family literacy training to individuals who
22 are eligible for temporary assistance for needy families under 42 USC 601 et. seq.

23 (3) To qualify for a grant under sub. (2), the applicant must be an organization
24 that has a demonstrated history of providing literacy training to adults and children
25 and must fulfill any other criteria developed under sub. (4).

1 **(4)** The department, in consultation with the technical college system board,
2 the department of public instruction and the governor’s office, shall develop written
3 criteria to be used to evaluate the grant proposals and to allocate the grants under
4 this section among the successful grant applicants.

5 **(5)** The department shall require grant recipients to coordinate with the
6 appropriate Wisconsin works agencies to ensure that those participants in Wisconsin
7 works who are served by those Wisconsin works agencies and who need family
8 literacy training receive adequate family literacy training.

9 **SECTION 1277v.** 49.173 of the statutes is created to read:

10 **49.173 Workforce attachment. (1)** The department shall distribute funds
11 to Wisconsin works agencies and to local workforce development boards established
12 under 29 USC 2832 to provide all of the following:

13 (a) Job readiness training and job placement services to unemployed persons.

14 (b) Basic job skills development to unemployed or recently employed persons.

15 (c) Services to assist recently employed persons with job retention.

16 (d) Incumbent worker training to promote job advancement and increased
17 earnings.

18 (e) Services to employers to assist them in retaining workers and providing
19 workers with position advancement.

20 **(2)** (a) The department shall allocate a portion of the amount to be distributed
21 under sub. (1) and shall distribute that portion in equal amounts among all of the
22 Wisconsin works agencies.

23 (b) The department shall distribute the amount that remains after the
24 distribution under par. (a) to each Wisconsin works agency and local workforce
25 development board based on the criteria specified in sub. (3).

1 **(3)** (a) The department shall allocate and distribute funds under sub. (2) (b) to
2 Wisconsin works agencies based on the number of persons in all of the following case
3 categories served by that Wisconsin works agency:

- 4 1. Case management.
- 5 2. Food stamp employment and training.
- 6 3. Diversion, as defined by the department.
- 7 4. Noncustodial parents.
- 8 5. Child care.

9 (b) The department shall allocate and distribute to each local workforce
10 development board funds under sub. (2) (b) based on a formula that takes into
11 account all of the following:

- 12 1. The percentage of the population of the area served by the local board with
13 an income at or below 200% of the poverty line.
- 14 2. Labor force participation.
- 15 3. The unemployment rate of the area served by the local board.

16 **(4)** The department shall require recipients of the funds distributed under this
17 section to meet performance standards that are based on employment placement for
18 unemployed persons, job retention rates of the persons served by the fund recipients,
19 increased earnings of the persons served by the fund recipients, and increased child
20 support collections for noncustodial parents served by the fund recipients.

21 **SECTION 1278g.** 49.175 of the statutes, as affected by 1997 Wisconsin Act 27,
22 is repealed and recreated to read:

23 **49.175 Public assistance and local assistance allocations. (1)**

24 **ALLOCATION OF FUNDS.** Within the limits of the appropriations under s. 20.445 (3) (a),

1 (br), (cm), (dc), (dz), (e), (em), (jL), (k), (L), (Lm), (mc), (md), (nL), (pm) and (ps), the
2 department shall allocate the following amounts for the following purposes:

3 (a) *Wisconsin works benefits.* For Wisconsin works benefits provided under
4 contracts having a term that begins on January 1, 2000, and ends on December 31,
5 2001, \$24,649,800 in fiscal year 1999–2000 and \$49,309,600 in fiscal year 2000–01.

6 (b) *Wisconsin works administration and ancillary services.* For administration
7 of Wisconsin works and program services under Wisconsin works performed under
8 contracts under s. 49.143 having a term that begins on January 1, 2000, and ends
9 on December 31, 2001, \$64,216,800 in fiscal year 1999–2000 and \$128,433,800 in
10 fiscal year 2000–01.

11 (c) *Performance bonuses.* For performance bonuses to Wisconsin works
12 agencies that have entered into contracts under s. 49.143 having a term that begins
13 on January 1, 2000, and that ends on December 31, 2001, \$2,779,800 in fiscal year
14 1999–2000 and \$5,559,800 in fiscal year 2000–01.

15 (d) *County community reinvestment.* For reinvestment of funds into
16 communities under s. 49.143 (3p), \$3,706,300 in fiscal year 1999–2000 and
17 \$7,413,100 in fiscal year 2000–01.

18 (e) *Initial contracts.* For contracts under s. 49.143 having a term that ends on
19 December 31, 1999, \$27,844,700 in fiscal year 1999–2000.

20 (f) *Wisconsin works agency contingency fund.* For contingency payments to
21 Wisconsin works agencies for program costs, \$95,000,000 in the 1999–2001 fiscal
22 biennium, to be distributed under criteria established by the department, except
23 that the department may not distribute moneys allocated under this paragraph
24 unless the joint committee on finance approves the distribution.

1 (g) *State administration of public assistance programs.* For state
2 administration of public assistance programs, \$31,831,000 in fiscal year 1999–2000
3 and \$31,783,200 in fiscal year 2000–01.

4 (h) *Food stamps for legal immigrants.* For food stamp benefits to qualified
5 aliens under s. 49.124 (8), \$420,000 in each fiscal year.

6 (i) *Emergency assistance.* For emergency assistance under s. 49.138,
7 \$3,300,000 in each fiscal year.

8 (j) *Funeral expenses.* For funeral expenses under s. 49.30, \$3,300,000 in each
9 fiscal year.

10 (L) *Individual development accounts.* For the individual development accounts
11 program under s. 49.187, \$650,000 in each fiscal year.

12 (m) *Children first.* For services under the work experience program for
13 noncustodial parents under s. 49.36, \$1,140,000 in each fiscal year.

14 (n) *Job access loans.* For job access loans under s. 49.147 (6), \$600,000 in each
15 fiscal year.

16 (o) *Employment skills advancement grants.* For employment skills
17 advancement grants under s. 49.185, \$100,000 in each fiscal year.

18 (p) *Direct child care services.* For direct child care services under s. 49.155,
19 \$159,330,000 in fiscal year 1999–2000 and \$180,700,000 in fiscal year 2000–01.

20 (q) *Indirect child care services.* For indirect child care services under s. 49.155
21 (1g), \$11,812,300 in fiscal year 1999–2000 and \$11,367,600 in fiscal year 2000–01.

22 (r) *Early childhood excellence initiative.* For grants under s. 49.1375,
23 \$7,500,000 in each fiscal year.

24 (s) *Start-up funding.* For start-up funding for contracts under s. 49.143 having
25 a term that begins on January 1, 2000, and that ends on December 31, 2001,

1 \$3,519,000 in fiscal year 1999–2000. The department may not distribute moneys
2 allocated under this paragraph unless the joint committee on finance approves the
3 distribution.

4 (t) *Wisconsin works contracts in certain counties.* For contracts with persons
5 for oversight of the administrative structure of Wisconsin works, and of Wisconsin
6 works agencies, in counties having a population of 500,000 or more, \$1,500,000 in
7 fiscal year 1999–2000 and \$1,000,000 in fiscal year 2000–01.

8 (u) *Workforce attachment.* For services specified under s. 49.173, \$9,700,000
9 in fiscal year 1999–2000 and \$10,000,000 in fiscal year 2000–01. The department
10 may not distribute moneys allocated under this paragraph unless the joint
11 committee on finance approves the distribution.

12 (v) *Transportation assistance.* For transportation assistance under s. 49.157,
13 \$200,000 in fiscal year 1999–2000 and \$2,000,000 in fiscal year 2000–01.

14 (w) *Hospital paternity incentives.* For hospital paternity incentive payments
15 under s. 69.14 (1) (cm), \$91,900 in each fiscal year.

16 (x) *Passports for youth program.* For the passports for youth program operated
17 by the YMCA of Metropolitan Milwaukee, \$300,000 in fiscal year 1999–2000. The
18 department may not distribute funds under this paragraph if the passports for youth
19 program does not comply with P.L. 104–193, section 103.

20 (y) *Literacy initiative.* For literacy grants under s. 49.169 and literacy services
21 administered by the governor’s office, \$1,454,100 in each fiscal year.

22 (z) *Community youth grant.* For a competitive grant program administered by
23 the department to fund programs that improve social, academic and employment
24 skills of youth who are eligible to receive temporary assistance for needy families
25 under 42 USC 601 et seq., \$7,500,000 in each fiscal year.

1 (zb) *Work-based learning programs for youth.* For work-based learning
2 programs for youth funded from the appropriation under s. 20.445 (7) (kc),
3 \$2,969,700 in fiscal year 1999–2000 and \$6,084,500 in fiscal year 2000–01.

4 (zc) *Fatherhood initiative.* For a grant program to promote fathers’
5 involvement in their children’s lives, \$75,000 in fiscal year 1999–2000.

6 (zd) *Alcohol and other drug abuse.* For grants made under s. 49.167 to
7 organizations that provide community-based alcohol and other drug abuse
8 treatment to individuals who are eligible for temporary assistance for needy families
9 under 42 USC 601 et. seq., \$1,000,000 in each fiscal year.

10 (ze) *Programs administered by the department of health and family services.*

11 1. ‘Kinship care and long-term kinship care assistance.’ For the kinship care and
12 long-term kinship care programs under s. 48.57 (3m), (3n) and (3p), \$24,489,400 in
13 fiscal year 1999–2000 and \$26,109,800 in fiscal year 2000–01.

14 2. ‘Children of recipients of supplemental security income.’ For payments made
15 under s. 49.775 for the support of the dependent children of recipients of
16 supplemental security income, \$13,745,200 in fiscal year 1999–2000 and
17 \$17,930,000 in fiscal year 2000–01.

18 3. ‘Community aids.’ For community aids, \$31,800,000 in fiscal year
19 1999–2000 and \$18,086,200 in fiscal year 2000–01.

20 4. ‘Runaway services.’ For grants to programs that provide services for
21 runaway children, \$150,000 in each fiscal year.

22 5. ‘Early identification of pregnancy.’ For outreach and services under s.
23 253.085 to low-income pregnant women, \$100,000 in each fiscal year.

24 6. ‘Supplemental food program for women, infants and children.’ From the
25 appropriation under s. 20.445 (3) (md), for per capita nutritional services and

1 administration funding to local agencies that administer the federal special
2 supplemental food program for women, infants and children under 42 USC 1786 and
3 the state supplemental food program for women, infants and children under s.
4 253.06, \$1,000,000 in each fiscal year.

5 7. ‘Adolescent services and pregnancy prevention programs.’ For adolescent
6 services and pregnancy prevention programs under ss. 46.93 and 46.995, \$1,808,300
7 in each fiscal year.

8 8. ‘Domestic abuse services grants.’ For the domestic abuse services grants
9 under s. 46.95 (2), \$975,000 in fiscal year 1999–2000 and \$1,000,000 in each fiscal
10 year thereafter.

11 9. ‘Statewide immunization program.’ For the statewide immunization
12 program under s. 252.04 (1), \$1,000,000 in each fiscal year.

13 (zf) *Badger Challenge*. For the Badger Challenge program under s. 21.25,
14 \$33,300 in fiscal year 1999–2000 and \$83,200 in fiscal year 2000–01.

15 (zg) *Aid to Milwaukee public schools*. For aid to the school district operating
16 under ch. 119 under ss. 119.72 and 119.82, \$1,410,000 in each fiscal year.

17 (zh) *Earned income tax credit*. 1. ‘Taxable year 1998.’ For the transfer of
18 moneys under 1999 Wisconsin Act ... (this act), section 9357 (2g), from the
19 appropriation account under s. 20.445 (3) (md) to the general fund to reimburse the
20 general fund for earned income tax credits paid for the taxable year that began on
21 January 1, 1998, \$58,000,000 in fiscal year 1999–2000.

22 2. ‘Taxable years 1999 and thereafter.’ For the transfer of moneys from the
23 appropriation account under s. 20.445 (3) (md) to the appropriation account under
24 s. 20.835 (2) (kf) for the earned income tax credit, \$58,000,000 in fiscal year
25 1999–2000 and \$61,000,000 in fiscal year 2000–01.

1 (zj) *Campaign for a Sustainable Milwaukee.* For the Campaign for a
2 Sustainable Milwaukee, \$300,000 in fiscal year 1999–2000.

3 (zk) *Head start.* For the transfer of moneys to the department of public
4 instruction for head start agencies, \$3,712,500 in each fiscal year.

5 (zi) *Wisconsin trust account fund.* For the distribution to the Wisconsin trust
6 account fund under s. 49.1635, \$100,000 in each fiscal year.

7 (zL) *English for Southeast Asian children.* To the school board of the Wausau
8 school district for English training for 3–year–old, 4–year–old and 5–year–old
9 Southeast Asian children, \$100,000 in each fiscal year.

10 (zm) *Jobs initiative.* For Milwaukee Jobs Initiative, Inc., \$100,000 in each
11 fiscal year.

12 (zn) *Child abuse and neglect prevention board.* For the transfer of moneys to
13 the child abuse and neglect prevention board, \$340,000 in each fiscal year.

14 **(2) REDISTRIBUTION OF FUNDS.** The department may redistribute funds allocated
15 for a purpose specified under any paragraph under sub. (1) to be used for any other
16 purpose specified in any other paragraph under sub. (1) if all of the following
17 conditions are met:

18 (a) The secretary of administration approves the redistribution.

19 (b) The department submits a request for approval of the redistribution to the
20 joint committee on finance and the cochairpersons of the committee do not, within
21 14 days of receiving the request, notify the department that the committee has
22 scheduled a meeting for the purpose of reviewing the request. If, within 14 days after
23 receiving the request, the cochairpersons of the committee notify the department
24 that the committee has scheduled a meeting for the purpose of reviewing the request,

1 the department may not redistribute funds under sub. (1) except to the extent
2 approved by the committee.

3 **SECTION 1330r.** 49.179 of the statutes is created to read:

4 **49.179 County community reinvestment. (1)** In this section, “Wisconsin
5 works” has the meaning given in s. 49.141 (1) (p).

6 **(2)** Annually, beginning January 1, 2000, the department shall distribute the
7 moneys allocated under s. 49.175 (1) (d) to counties as follows:

8 (a) To a county in which more than one Wisconsin works agency is located, the
9 department shall distribute an amount equal to 4% of the sum of the amounts for
10 which the department contracted with those Wisconsin works agencies for
11 administration and benefits under Wisconsin works for the year in which the moneys
12 are to be distributed.

13 (b) To a county in which one Wisconsin works agency is located, the department
14 shall distribute an amount equal to 4% of the amount for which the department
15 contracted with that Wisconsin works agency for administration and benefits under
16 Wisconsin works for the year in which the moneys are to be distributed.

17 (c) To a county that is one of several counties served by a single Wisconsin works
18 agency, the department shall distribute an amount equal to that county’s
19 proportional share, as determined by the department, of an amount equal to 4% of
20 the amount for which the department contracted with that Wisconsin works agency
21 for administration and benefits under Wisconsin works for the year in which the
22 moneys are to be distributed.

23 **(3)** Funds distributed under sub. (2) may be used only for community
24 reinvestment projects. The department shall establish by rule criteria for the use of
25 the funds distributed under sub. (2).

1 **(4)** In conformity with the criteria established by the department under sub.
2 (3), the county board of supervisors shall determine the use of the funds distributed
3 under sub. (2).

4 **(5)** No expenditures from the funds distributed under sub. (2) may be made
5 unless the department first certifies that the expenditures are allowable under the
6 federal temporary assistance for needy families block grant program under 42 USC
7 601 et. seq.

8 **SECTION 1331.** 49.185 (3) (d) of the statutes is amended to read:

9 49.185 **(3)** (d) The individual has been employed in an unsubsidized job for at
10 least ~~9~~ 6 consecutive months before applying for a grant.

11 **SECTION 1332.** 49.185 (3) (i) of the statutes is amended to read:

12 49.185 **(3)** (i) The individual contributes, or obtains from other sources, an
13 amount at least equal to the amount of the grant, ~~and obtains funding from other~~
14 ~~sources in an amount at least equal to the amount of the grant~~, for tuition, books,
15 transportation or other direct costs of the training or education.

16 **SECTION 1333.** 49.185 (5) of the statutes is amended to read:

17 49.185 **(5)** APPLICABILITY. This section applies beginning on ~~the date stated in~~
18 ~~the notice under s. 49.141 (2) (d), or on November 1, 1997, whichever is later.~~

19 **SECTION 1334.** 49.187 of the statutes is created to read:

20 **49.187 Individual development accounts. (1) ADMINISTRATION.** The
21 department may establish a program to permit individuals who are eligible under
22 sub. (2) to establish individual development accounts. If the department establishes
23 the program under this section, the program shall be administered in accordance
24 with P.L. 105–285. The department may contract with community action agencies
25 under s. 46.30 to administer the program under this section.

1 **(2) ELIGIBILITY.** An individual is eligible to establish an individual development
2 account if the all of the following criteria with respect to the individual are met:

3 (a) The individual is at least 18 years old.

4 (b) The individual is a custodial parent, as defined in s. 49.141 (1) (b).

5 (c) The individual meets the eligibility requirements under P.L. 105–285,
6 section 408 (a). In determining the net worth of an individual’s household, as
7 required under P.L. 105–285, section 408 (a) (2), the community action agency or the
8 department shall exclude the equity value of vehicles up to a total equity value of
9 \$10,000 and one home that serves as the homestead of the individual’s household.

10 **(3) FUNDING FOR AND USE OF AN INDIVIDUAL DEVELOPMENT ACCOUNT.** (a) An
11 individual who establishes an individual development account under this section
12 may deposit into the account only earned income, as defined in section 911 (d) (2) of
13 the Internal Revenue Code of 1986. For every \$1 that the individual deposits in the
14 account, the community action agency with which the department contracts under
15 sub. (1), or, if the department does not enter into a contract under sub. (1), the
16 department, shall deposit not less than 50 cents nor more than \$4 into the account.
17 Moneys deposited in an individual development account may be withdrawn only for
18 emergencies as provided under P.L. 105–285, section 404 (3) or for qualified expenses
19 specified under P.L. 105–285, section 404 (8).

20 (b) An individual who establishes an individual development account under
21 this section shall participate in financial planning and economic education programs
22 offered by the community action agency or by the department.

23 **SECTION 1335.** 49.19 (11s) (a) of the statutes is amended to read:

24 **49.19 (11s) (a)** The department shall conduct a demonstration project under
25 this subsection pursuant to a waiver from the secretary of the federal department of

1 health and human services beginning on January 1, 1996. To the extent permitted
2 in the waiver, the department may apply pars. (b) to (d) to all recipients of aid under
3 this section or to a test group of recipients of aid under this section determined by
4 the department. Paragraphs (b) to (d) do not apply to persons who are subject to s.
5 49.25, 1997 stats., and shall apply only while a waiver under this paragraph is in
6 effect and only with respect to recipients covered by the waiver.

7 **SECTION 1336.** 49.19 (20) (a) of the statutes is amended to read:

8 49.19 **(20)** (a) Beginning on January 1, 1999, or beginning on the first day of
9 the 6th month beginning after the date stated in the notice under s. 49.141 (2) (d),
10 1997 stats., whichever is sooner, no person is eligible to receive benefits under this
11 section and no aid may be granted under this section. No additional notice, other
12 than the enactment of this paragraph, is required to be given under sub. (13) to
13 recipients of aid under this section to terminate their benefits under this paragraph.

14 **SECTION 1337.** 49.191 of the statutes is repealed.

15 **SECTION 1338.** 49.193 of the statutes is repealed.

16 **SECTION 1339.** 49.195 (1) of the statutes is amended to read:

17 49.195 **(1)** If any parent at the time of receiving aid under s. 49.19 or a benefit
18 under s. 49.148, 49.155 or 49.157 or at any time thereafter acquires property by gift,
19 inheritance, sale of assets, court judgment or settlement of any damage claim, or by
20 winning a lottery or prize, the county granting such aid, or the Wisconsin works
21 agency granting such a benefit, may sue the parent on behalf of the department to
22 recover the value of that portion of the aid or of the benefit which does not exceed the
23 amount of the property so acquired. The value of the aid or benefit liable for recovery
24 under this section may not include the value of work performed by a member of the
25 family in a community work experience program under s. 46.215 (1) (o), 1991 stats.,

1 s. 46.22 (1) (b) 11., 1991 stats., or s. 49.50 (7j) (d), 1991 stats., or in a community work
2 experience component under s. 49.193 (6), 1997 stats. During the life of the parent,
3 the 10–year statute of limitations may be pleaded in defense against any suit for
4 recovery under this section; and if such property is his or her homestead it shall be
5 exempt from execution on the judgment of recovery until his or her death or sale of
6 the property, whichever occurs first. Notwithstanding the foregoing restrictions and
7 limitations, where the aid or benefit recipient is deceased a claim may be filed against
8 any property in his or her estate and the statute of limitations specified in s. 859.02
9 shall be exclusively applicable. The court may refuse to render judgment or allow
10 the claim in any case where a parent, spouse or child is dependent on the property
11 for support, and the court in rendering judgment shall take into account the current
12 family budget requirement as fixed by the U.S. department of labor for the
13 community or as fixed by the authorities of the community in charge of public
14 assistance. The records of aid or benefits paid kept by the county, by the department
15 or by the Wisconsin works agency are prima facie evidence of the value of the aid or
16 benefits furnished. Liability under this section shall extend to any parent or
17 stepparent whose family receives aid under s. 49.19 or benefits under s. 49.148,
18 49.155 or 49.157 during the period that he or she is a member of the same household,
19 but his or her liability is limited to such period. This section does not apply to medical
20 and health assistance payments for which recovery is prohibited or restricted by
21 federal law or regulation.

22 **SECTION 1340.** 49.195 (3) of the statutes is amended to read:

23 49.195 (3) A county, tribal governing body, Wisconsin works agency or the
24 department shall determine whether an overpayment has been made under s. 49.19,
25 49.148, 49.155 or 49.157 and, if so, the amount of the overpayment. The county, tribal

1 governing body, Wisconsin works agency or department shall provide notice of the
2 overpayment to the liable person and shall give that person an opportunity for a
3 review following the procedure specified under s. 49.152, or for a hearing under ch.
4 227. Notwithstanding s. 49.96, the department shall promptly recover all
5 overpayments made under s. 49.19, 49.148, 49.155 or 49.157 that have not already
6 been received under s. 49.161 or 49.19 (17) and shall promulgate rules establishing
7 policies and procedures to administer this subsection.

8 **SECTION 1341.** 49.195 (3m) of the statutes is created to read:

9 49.195 (3m) (a) 1. If any person fails to pay to the department any amount
10 determined under sub. (3), no review or appeal of that determination is pending and
11 the time for requesting a review or taking an appeal has expired, the department
12 may issue a warrant directed to the clerk of circuit court of any county.

13 2. The clerk of circuit court shall enter in the judgment and lien docket the
14 name of the person mentioned in the warrant, the amount for which the warrant is
15 issued and the date on which the clerk entered that information.

16 3. A warrant entered under subd. 2. shall be considered in all respects as a final
17 judgment constituting a perfected lien upon the person's right, title and interest in
18 all real and personal property located in the county in which the warrant is entered.

19 4. After issuing a warrant, the department may file an execution with the clerk
20 of circuit court for filing with the sheriff of the county, commanding the sheriff to levy
21 upon and sell sufficient real and personal property of the person to pay the amount
22 stated in the warrant in the same manner as upon an execution against property
23 issued upon the judgment of a court of record, and to return the warrant to the
24 department and pay to it the money collected by virtue of the warrant within 60 days

1 after receipt of the warrant. The execution may not command the sheriff to levy upon
2 or sell any property that is exempt from execution under ss. 815.18 (3) and 815.20.

3 (b) The clerk of circuit court shall accept, file and enter the warrant in the
4 judgment and lien docket without prepayment of any fee, but the clerk of circuit court
5 shall submit a statement of the proper fee semiannually to the department covering
6 the periods from January 1 to June 30 and July 1 to December 31 unless a different
7 billing period is agreed to between the clerk of circuit court and the department. The
8 department shall pay the fees, but shall add the fees provided by s. 814.61 (5) for
9 entering the warrants to the amount of the warrant and shall collect the fees from
10 the person named in the warrant when satisfaction or release is presented for entry.

11 (c) If a warrant that is not satisfied in full is returned, the department may
12 enforce the amount due as if the department had recovered judgment against the
13 person named in the warrant for the same amount.

14 (d) When the amount set forth in a warrant and all costs due the department
15 have been paid to it, the department shall issue a satisfaction of the warrant and file
16 it with the clerk of circuit court. The clerk of circuit court shall immediately enter
17 a satisfaction of the judgment on the judgment and lien docket. The department
18 shall send a copy of the satisfaction to the person named in the warrant.

19 (e) If the department finds that the interests of the state will not be jeopardized,
20 the department may issue a release of any warrant with respect to any real or
21 personal property upon which the warrant is a lien or cloud upon title. Upon
22 presentation to the clerk and payment of the fee for filing the release, the clerk shall
23 enter the release of record. The release is conclusive that the lien or cloud upon the
24 title of the property covered by the release is extinguished.

1 (f) Notwithstanding s. 49.96, at any time after the filing of a warrant, the
2 department may commence and maintain a garnishee action as provided by ch. 812
3 or may use the remedy of attachment as provided by ch. 811 for actions to enforce a
4 judgment. The place of trial of such an action may be either in Dane County or the
5 county where the debtor resides and may not be changed from the county in which
6 that action is commenced, except upon consent of the parties.

7 (g) If the department issues an erroneous warrant, the department shall issue
8 a notice of withdrawal of the warrant to the clerk of circuit court for the county in
9 which the warrant is filed. The clerk shall void the warrant and any resulting liens.

10 **SECTION 1342.** 49.195 (3n) of the statutes is created to read:

11 49.195 (3n) (a) In this subsection:

12 1. “Debt” means the amount of liability determined under sub. (3).

13 2. “Debtor” means an individual who is liable under sub. (3).

14 3. “Disposable earnings” means that part of the earnings of any debtor after the
15 deduction from those earnings of any amounts required by law to be withheld, any
16 life, health, dental or similar type of insurance premiums, union dues, any amount
17 necessary to comply with a court order to contribute to the support of minor children,
18 and any levy, wage assignment or garnishment executed prior to the date of a levy
19 under this subsection.

20 4. “Federal minimum hourly wage” means that wage prescribed by 29 USC 206
21 (a) (1).

22 5. “Levy” means all powers of distraint and seizure.

23 6. “Property” includes all tangible and intangible personal property and rights
24 to such property, including compensation paid or payable for personal services,
25 whether denominated as wages, salary, commission, bonus or otherwise, periodic

1 payments received pursuant to a pension or retirement program, rents, proceeds of
2 insurance and contract payments.

3 (b) If any debtor neglects or refuses to pay a debt after the department has made
4 demand for payment, the department may collect that debt and the expenses of the
5 levy by levy upon any property belonging to the debtor. Whenever the value of any
6 property that has been levied upon under this section is not sufficient to satisfy the
7 claim of the department, the department may levy upon any additional property of
8 the person until the debt and expenses of the levy are fully paid.

9 (c) Any person in possession of or obligated with respect to property or rights
10 to property that is subject to levy and upon which a levy has been made shall, upon
11 demand of the department, surrender the property or rights or discharge the
12 obligation to the department, except that part of the property or rights which is, at
13 the time of the demand, subject to any prior attachment or execution under any
14 judicial process.

15 (d) 1. Any debtor who fails or refuses to surrender any property or rights to
16 property that is subject to levy, upon demand by the department, is subject to
17 proceedings to enforce the amount of the levy.

18 2. Any 3rd party who fails to surrender any property or rights to property
19 subject to levy, upon demand of the department, is subject to proceedings to enforce
20 the levy. The 3rd party is not liable to the department under this subdivision for more
21 than 25% of the debt. The department shall serve the levy as provided under par.

22 (m) on any 3rd party who fails to surrender property under this subdivision.
23 Proceedings may not be initiated by the department until 5 days after service of the
24 demand.

1 3. When a 3rd party surrenders the property or rights to the property on
2 demand of the department or discharges the obligation to the department for which
3 the levy is made, the 3rd party is discharged from any obligation or liability to the
4 debtor with respect to the property or rights to the property arising from the
5 surrender or payment to the department.

6 (e) 1. If the department has levied upon property, any person, other than the
7 debtor who is liable to pay the debt out of which the levy arose, who claims an interest
8 in or lien on that property and claims that that property was wrongfully levied upon
9 may bring a civil action against the state in the circuit court for Dane County. That
10 action may be brought whether or not that property has been surrendered to the
11 department. The court may grant only the relief under subd. 2. No other action to
12 question the validity of or restrain or enjoin a levy by the department may be
13 maintained.

14 2. In an action under subd. 1., if a levy would irreparably injure rights to
15 property, the court may enjoin the enforcement of that levy. If the court determines
16 that the property has been wrongfully levied upon, it may grant a judgment for the
17 amount of money obtained by levy.

18 3. For purposes of an adjudication under this paragraph, the determination of
19 the debt upon which the interest or lien of the department is based is conclusively
20 presumed to be valid.

21 (f) The department shall determine its costs and expenses to be paid in all cases
22 of levy.

23 (g) 1. The department shall apply all money obtained under this subsection
24 first against the expenses of the proceedings and then against the liability in respect

1 to which the levy was made and any other liability owed to the department by the
2 debtor.

3 2. The department may refund or credit any amount left after the applications
4 under subd. 1., upon submission of a claim for that amount and satisfactory proof of
5 the claim, to the person entitled to that amount.

6 (h) The department may release the levy upon all or part of property levied
7 upon to facilitate the collection of the liability or to grant relief from a wrongful levy,
8 but that release does not prevent any later levy.

9 (j) If the department determines that property has been wrongfully levied
10 upon, the department may return the property at any time, or may return an amount
11 of money equal to the amount of money levied upon.

12 (k) Any person who removes, deposits or conceals or aids in removing,
13 depositing or concealing any property upon which a levy is authorized under this
14 subsection with intent to evade or defeat the assessment or collection of any debt may
15 be fined not more than \$5,000 or imprisoned for not more than 3 years or both, and
16 shall be liable to the state for the costs of prosecution.

17 (L) If no appeal or other proceeding for review permitted by law is pending and
18 the time for taking an appeal or petitioning for review has expired, the department
19 shall make a demand to the debtor for payment of the debt which is subject to levy
20 and give notice that the department may pursue legal action for collection of the debt
21 against the debtor. The department shall make the demand for payment and give
22 the notice at least 10 days prior to the levy, personally or by any type of mail service
23 which requires a signature of acceptance, at the address of the debtor as it appears
24 on the records of the department. The demand for payment and notice shall include
25 a statement of the amount of the debt, including interest and penalties, and the name

1 of the debtor who is liable for the debt. The debtor's refusal or failure to accept or
2 receive the notice does not prevent the department from making the levy. Notice
3 prior to levy is not required for a subsequent levy on any debt of the same debtor
4 within one year of the date of service of the original levy.

5 (m) 1. The department shall serve the levy upon the debtor and 3rd party by
6 personal service or by any type of mail service which requires a signature of
7 acceptance.

8 2. Personal service shall be made upon an individual, other than a minor or
9 incapacitated person, by delivering a copy of the levy to the debtor or 3rd party
10 personally; by leaving a copy of the levy at the debtor's dwelling or usual place of
11 abode with some person of suitable age and discretion residing there; by leaving a
12 copy of the levy at the business establishment with an officer or employe of the
13 establishment; or by delivering a copy of the levy to an agent authorized by law to
14 receive service of process.

15 3. The department representative who serves the levy shall certify service of
16 process on the notice of levy form and the person served shall acknowledge receipt
17 of the certification by signing and dating it. If service is made by mail, the return
18 receipt is the certificate of service of the levy.

19 4. The debtor's or 3rd party's failure to accept or receive service of the levy does
20 not invalidate the levy.

21 (n) Within 20 days after the service of the levy upon a 3rd party, the 3rd party
22 shall file an answer with the department stating whether the 3rd party is in
23 possession of or obligated with respect to property or rights to property of the debtor,
24 including a description of the property or the rights to property and the nature and
25 dollar amount of any such obligation.

1 (p) A levy is effective from the date on which the levy is first served on the 3rd
2 party until the liability out of which the levy arose is satisfied, until the levy is
3 released or until one year from the date of service, whichever occurs first.

4 (q) 1. The debtor is entitled to an exemption from levy of the greater of the
5 following:

6 a. A subsistence allowance of 75% of the debtor's disposable earnings then due
7 and owing.

8 b. An amount equal to 30 times the federal minimum hourly wage for each full
9 week of the debtor's pay period; or, in the case of earnings for a period other than a
10 week, a subsistence allowance computed so that it is equivalent to that amount using
11 a multiple of the federal minimum hourly wage prescribed by the department by
12 rule.

13 2. The first \$1,000 of an account in a depository institution is exempt from any
14 levy to recover a benefit overpayment.

15 (r) No employer may discharge or otherwise discriminate with respect to the
16 terms and conditions of employment against any employe by reason of the fact that
17 his or her earnings have been subject to levy for any one levy or because of compliance
18 with any provision of this subsection. Any person who violates this paragraph may
19 be fined not more than \$1,000 or imprisoned for not more than one year or both.

20 (s) Any debtor who is subject to a levy proceeding made by the department has
21 the right to appeal the levy proceeding under ch. 227.44. The appeal is limited to
22 questions of prior payment of the debt that the department is proceeding against,
23 and mistaken identity of the debtor. The levy is not stayed pending an appeal in any
24 case where property is secured through the levy.

1 (t) Any 3rd party is entitled to a levy fee of \$5 for each levy in any case where
2 property is secured through the levy. The 3rd party shall deduct the fee from the
3 proceeds of the levy.

4 **SECTION 1343.** 49.195 (3n) (k) of the statutes, as created by 1999 Wisconsin Act
5 (this act), is amended to read:

6 49.195 (3n) (k) Any person who removes, deposits or conceals or aids in
7 removing, depositing or concealing any property upon which a levy is authorized
8 under this subsection with intent to evade or defeat the assessment or collection of
9 any debt may be fined not more than \$5,000 or imprisoned for not more than ~~3 years~~
10 4 years and 6 months or both, and shall be liable to the state for the costs of
11 prosecution.

12 **SECTION 1344.** 49.195 (3n) (r) of the statutes, as created by 1999 Wisconsin Act
13 (this act), is amended to read:

14 49.195 (3n) (r) No employer may discharge or otherwise discriminate with
15 respect to the terms and conditions of employment against any employe by reason
16 of the fact that his or her earnings have been subject to levy for any one levy or
17 because of compliance with any provision of this subsection. Any person who violates
18 this paragraph may be fined not more than \$1,000 or imprisoned for not more than
19 ~~one year~~ 2 years or both.

20 **SECTION 1345.** 49.195 (3p) of the statutes is created to read:

21 49.195 (3p) The availability of the remedies under subs. (3m) and (3n) does not
22 abridge the right of the department to pursue other remedies.

23 **SECTION 1346.** 49.195 (3r) of the statutes is created to read:

24 49.195 (3r) From the appropriation under s. 20.445 (3) (L) the department may
25 contract with or employ a collection agency or other person to enforce a repayment

1 obligation of a person who is found liable under sub. (3) who is delinquent in making
2 repayments.

3 **SECTION 1347.** 49.20 of the statutes is repealed.

4 **SECTION 1348.** 49.21 of the statutes is repealed.

5 **SECTION 1350m.** 49.23 of the statutes is repealed.

6 **SECTION 1352.** 49.24 (1) of the statutes, as affected by 1997 Wisconsin Act 27,
7 section 1882n, is amended to read:

8 49.24 (1) From the appropriation under s. 20.445 (3) (k), the department shall
9 provide child support incentive payments to counties ~~to offset reduced federal child~~
10 ~~support incentive payments.~~ Total payments under this subsection may not exceed
11 ~~\$3,178,000 in fiscal year 1997–98 or \$3,850,000 in fiscal year 1998–99~~ \$5,690,000 per
12 year.

13 **SECTION 1352f.** 49.24 (2) of the statutes is renumbered 49.24 (2) (a) and
14 amended to read:

15 49.24 (2) (a) The department shall ~~distribute the payments under sub. (1) in~~
16 ~~accordance with a formula developed by the department,~~ in consultation with
17 representatives of counties, promulgate a rule that specifies the formula according
18 to which the payments under sub. (1) and federal child support incentive payments
19 will be distributed to counties. The rule shall provide that the total of state and
20 federal incentive payments per year to a county may not exceed the costs per year
21 of the county's child support program under s. 49.22.

22 (b) The total of payments made to counties under sub. (1) and in federal child
23 support incentive payments may not exceed ~~\$10,500,000 in a state fiscal~~ \$12,340,000
24 per year.

25 **SECTION 1352g.** 49.24 (3) of the statutes is amended to read:

1 49.24 **(3)** A county that receives any state child support incentive payment
2 under sub. (1) or any federal child support incentive payment may use the funds only
3 to pay costs under its child support program under s. 49.22.

4 **SECTION 1353.** 49.25 of the statutes is repealed.

5 **SECTION 1354.** 49.26 (1) (h) 1. as. of the statutes is amended to read:

6 49.26 **(1)** (h) 1. as. The individual has failed to request a hearing or has failed
7 to show good cause for not cooperating with case management efforts in a hearing.
8 ~~If the individual is a recipient of aid under s. 49.19, the hearing shall be requested~~
9 ~~and held under s. 49.21 (1). If the individual is a member of a Wisconsin works group,~~
10 ~~as defined in s. 49.141 (1) (s), the The hearing shall be requested and held under s.~~
11 49.152. The department shall determine by rule the criteria for good cause.

12 **SECTION 1355.** 49.27 of the statutes is repealed.

13 **SECTION 1356.** 49.30 (1m) (c) of the statutes is created to read:

14 49.30 **(1m)** (c) If a request for payment under sub. (1) is made more than 12
15 months after the death of the recipient, the county or applicable tribal governing
16 body or organization responsible for burial of the recipient is not required to make
17 a payment for cemetery, funeral or burial expenses.

18 **SECTION 1356m.** 49.33 (1) (b) of the statutes is amended to read:

19 49.33 **(1)** (b) “Income maintenance program” means aid to families with
20 dependent children under s. 49.19, Wisconsin works under ss. 49.141 to 49.161,
21 ~~medical assistance under subch. IV of ch. 49 or the food stamp program under 7 USC~~
22 2011 to 2029.

23 **SECTION 1356n.** 49.33 (8) (a) of the statutes is amended to read:

24 49.33 **(8)** (a) The department shall reimburse each county for reasonable costs
25 of income maintenance relating to the administration of the programs under this

1 subchapter ~~and subch. IV~~ according to a formula based on workload within the limits
2 of available state and federal funds under s. 20.445 (3) (dz), (md) and (nL) by contract
3 under s. 49.33 (2). The amount of reimbursement calculated under this paragraph
4 and par. (b) is in addition to any reimbursement provided to a county for fraud and
5 error reduction under s. 49.197 (1m) and (4).

6 **SECTION 1357.** 49.36 (2) of the statutes is amended to read:

7 49.36 (2) The department may contract with any county or Wisconsin works
8 agency to administer a work experience and job training program for parents who
9 are not custodial parents and who fail to pay child support or to meet their children's
10 needs for support as a result of unemployment or underemployment. The program
11 may provide the kinds of work experience and job training services available from
12 the program under s. 49.193, 1997 stats., or s. 49.147 (3) or (4). The program may
13 also include job search and job orientation activities. The department shall fund the
14 program from the appropriation under s. 20.445 (3) (dz).

15 **SECTION 1358.** 49.36 (3) (g) of the statutes is repealed.

16 **SECTION 1359.** 49.36 (7) of the statutes is amended to read:

17 49.36 (7) The department shall pay a county or Wisconsin works agency \$200
18 \$400 for each person who participates in the program under this section in the region
19 in which the county or Wisconsin works agency administers the program under this
20 section. The county or Wisconsin works agency shall pay any additional costs of the
21 program.

22 **SECTION 1360.** 49.37 of the statutes is repealed.

23 **SECTION 1361.** 49.43 (8) of the statutes is amended to read:

1 49.43 **(8)** “Medical assistance” means any services or items under ss. 49.45 to
2 49.47 ~~49.472, except s. 49.472 (6), and under ss.~~ 49.49 to 49.497, or any payment or
3 reimbursement made for such services or items.

4 **SECTION 1361v.** 49.45 (2) (a) 3. of the statutes is amended to read:

5 49.45 **(2)** (a) 3. Determine the eligibility of persons for medical assistance,
6 rehabilitative and social services under ss. 49.46, 49.468 and 49.47 and rules and
7 policies adopted by the department and may designate this function to the county
8 department under s. 46.215, 46.22 or 46.23 or, to the extent permitted by federal law
9 or a waiver from federal secretary of health and human services, to a Wisconsin
10 works agency. Any person who determines eligibility for medical assistance in a
11 location other than in an office of the department or of a county department of human
12 services or of social services shall be permitted to review and update information on
13 existing records of an individual who is seeking from that person an eligibility
14 determination for medical assistance, even if the individual’s case was assigned to
15 a different person as a result of the individual’s seeking or receiving other public
16 assistance.

17 **SECTION 1362.** 49.45 (2) (a) 4. of the statutes is amended to read:

18 49.45 **(2)** (a) 4. To the extent funds are available under s. 20.435 ~~(1)~~ **(4)** (bm),
19 certify all proper charges and claims for administrative services to the department
20 of administration for payment and the department of administration shall draw its
21 warrant forthwith.

22 **SECTION 1371.** 49.45 (2) (a) 17. of the statutes is amended to read:

23 49.45 **(2)** (a) 17. Notify the governor, the joint committee on legislative
24 organization, the joint committee on finance and appropriate standing committees,

1 as determined by the presiding officer of each house, if the appropriation under s.
2 20.435 (5) (4) (b) is insufficient to provide the state share of medical assistance.

3 **SECTION 1373v.** 49.45 (3) (a) of the statutes is amended to read:

4 49.45 (3) (a) Reimbursement shall be made to each county department under
5 ss. 46.215, 46.22 and 46.23 for the administrative services performed in the medical
6 assistance program ~~on the basis of s. 49.33 (8)~~ according to a formula based on
7 workload. For purposes of reimbursement under this paragraph, assessments
8 completed under s. 46.27 (6) (a) are administrative services performed in the medical
9 assistance program.

10 **SECTION 1374.** 49.45 (3) (ag) of the statutes is amended to read:

11 49.45 (3) (ag) Reimbursement shall be made to each entity contracted with
12 under s. ~~46.271 (2m)~~ 46.281 (1) (d) for assessments completed functional screens
13 performed under s. ~~46.271 (2m) (a) 2.~~ 46.281 (1) (d).

14 **SECTION 1375.** 49.45 (3) (am) 1. of the statutes is amended to read:

15 49.45 (3) (am) 1. From the appropriation under s. 20.435 ~~(4)~~ (4) (bm), the
16 department shall make incentive payments to counties to encourage counties to
17 identify medical assistance applicants and recipients who have other health care
18 coverage and the providers of the health care coverage and give that information to
19 the department.

20 **SECTION 1376m.** 49.45 (3) (fm) of the statutes is created to read:

21 49.45 (3) (fm) The department shall seek, on behalf of dentists who are
22 providers, federal reimbursement for the cost of any equipment that the department
23 requires dentists to use to verify medical assistance eligibility electronically. If the
24 department is successful in obtaining federal reimbursement of that expense, the

1 department shall reimburse dentists who are providers for the portion of the cost of
2 the equipment that is reimbursed by the federal government.

3 **SECTION 1381.** 49.45 (3) (j) of the statutes is amended to read:

4 49.45 (3) (j) Reimbursement for administrative contract costs under this
5 section is limited to the funds available under s. 20.435 (1) (4) (bm).

6 **SECTION 1382.** 49.45 (5m) (a) of the statutes is renumbered 49.45 (5m) (am) and
7 amended to read:

8 49.45 (5m) (am) Notwithstanding sub. (3) (e), from the appropriations under
9 s. 20.435 (5) (4) (b) and (o) the department shall distribute not more than \$2,256,000
10 in each fiscal year, to provide supplemental funds to rural hospitals that, as
11 determined by the department, have high utilization of inpatient services by
12 patients whose care is provided from governmental sources, and to provide
13 supplemental funds to critical access hospitals, except that the department may not
14 distribute funds to a rural hospital or to a critical access hospital to the extent that
15 the distribution would exceed any limitation under 42 USC 1396b (i) (3).

16 **SECTION 1383.** 49.45 (5m) (ag) of the statutes is created to read:

17 49.45 (5m) (ag) In this subsection, “critical access hospital” has the meaning
18 given in s. 50.33 (1g).

19 **SECTION 1384.** 49.45 (5m) (b) of the statutes is amended to read:

20 49.45 (5m) (b) The supplemental funding for rural hospitals under par. (a) (am)
21 shall be based on the utilization, by recipients of medical assistance, of the total
22 inpatient days of a rural hospital in relation to that utilization in other rural
23 hospitals.

24 **SECTION 1385.** 49.45 (6b) (intro.) of the statutes is renumbered 49.45 (6b) and
25 amended to read:

1 49.45 **(6b)** CENTERS FOR THE DEVELOPMENTALLY DISABLED. From the
2 appropriation under s. 20.435 (2) (gk), the department may reimburse the cost of
3 services provided by the centers for the developmentally disabled. Reimbursement
4 to the centers for the developmentally disabled shall be reduced following each
5 placement made under s. 46.275 ~~which~~ that involves a relocation from a center for
6 the developmentally disabled, ~~as follows: by \$184 per day, beginning in fiscal year~~
7 1999–2000, and by \$190 per day, beginning in fiscal year 2000–01.

8 **SECTION 1386.** 49.45 (6b) (a) of the statutes is repealed.

9 **SECTION 1387.** 49.45 (6b) (b) of the statutes is repealed.

10 **SECTION 1388.** 49.45 (6b) (c) of the statutes is repealed.

11 **SECTION 1389.** 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

12 49.45 **(6m)** (ag) (intro.) Payment for care provided in a facility under this
13 subsection made under s. 20.435 (1) ~~(p) or (5) (b)~~ (4) (b), (pa) or (o) shall, except as
14 provided in pars. (bg), (bm) and (br), be determined according to a prospective
15 payment system updated annually by the department. The payment system shall
16 implement standards that are necessary and proper for providing patient care and
17 that meet quality and safety standards established under subch. II of ch. 50 and ch.
18 150. The payment system shall reflect all of the following:

19 **SECTION 1390b.** 49.45 (6m) (ag) 3m. of the statutes is amended to read:

20 49.45 **(6m)** (ag) 3m. For state fiscal year ~~1997–98~~ 1999–2000, rates that shall
21 be set by the department based on information from cost reports for the ~~1996~~ 1998
22 fiscal year of the facility and for state fiscal year ~~1998–99~~ 2000–01, rates that shall
23 be set by the department based on information from cost reports for the ~~1997~~ 1999
24 fiscal year of the facility.

25 **SECTION 1391.** 49.45 (6m) (ag) 8. of the statutes is repealed.

1 **SECTION 1392.** 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

2 49.45 **(6m)** (ar) 1. a. The department shall establish standards for payment of
3 allowable direct care costs, for facilities that do not primarily serve the
4 developmentally disabled, that are ~~not less than the median for~~ take into account
5 direct care costs for a sample of all of those facilities in this state and separate
6 standards for payment of allowable direct care costs, for facilities that primarily
7 serve the developmentally disabled, that are ~~not less than the median for~~ take into
8 account direct care costs for a sample of all of those facilities in this state. The
9 standards shall be adjusted by the department for regional labor cost variations.

10 **SECTION 1393.** 49.45 (6m) (ar) 1. cm. of the statutes is amended to read:

11 49.45 **(6m)** (ar) 1. cm. ~~Notwithstanding the limitations under par. (ag) 8.,~~
12 ~~funding~~ Funding distributed to facilities for the provision of active treatment to
13 residents with a diagnosis of developmental disability shall be distributed in
14 accordance with a method developed by the department which is consistent with a
15 prudent buyer approach to payment for services.

16 **SECTION 1394.** 49.45 (6m) (ar) 2. a. of the statutes is amended to read:

17 49.45 **(6m)** (ar) 2. a. The department shall establish one or more standards for
18 the payment of support service costs that are ~~not less than the median of~~ take into
19 account support service costs for a sample of all facilities within the state.

20 **SECTION 1395.** 49.45 (6m) (ar) 3. a. of the statutes is amended to read:

21 49.45 **(6m)** (ar) 3. a. The department shall establish standards, adjusted for
22 heating degree day variations in the state, for payment of fuel and utility costs that
23 are ~~not less than the median of~~ take into account heating fuel and utility costs for a
24 sample of all facilities within the state.

25 **SECTION 1396.** 49.45 (6m) (ar) 4. of the statutes is amended to read:

1 49.45 **(6m)** (ar) 4. For net property taxes or municipal services, payment shall
2 be made for ~~those costs that range from~~ the amount of the previous calendar year's
3 tax or the amount of municipal service costs for a period specified by the department,
4 subject to a maximum limit as determined by the department.

5 **SECTION 1397.** 49.45 (6m) (ar) 5. a. of the statutes is amended to read:

6 49.45 **(6m)** (ar) 5. a. The department shall establish one or more standards for
7 the payment of administrative and general costs that ~~are not less than the median~~
8 of take into account administrative and general costs for a sample of all facilities
9 within the state.

10 **SECTION 1398.** 49.45 (6m) (ar) 6. of the statutes is amended to read:

11 49.45 **(6m)** (ar) 6. Capital payment shall be based on a replacement value for
12 a facility. The replacement value shall be determined by a commercial estimator
13 contracted for by the department and paid for by the facility. The replacement value
14 shall be subject to limitations determined by the department, ~~except that the~~
15 ~~department may not reduce final capital payment of a facility by more than \$3.50 per~~
16 ~~patient day.~~

17 **SECTION 1399.** 49.45 (6m) (av) 1. of the statutes is amended to read:

18 49.45 **(6m)** (av) 1. The department shall calculate a payment rate for a facility
19 by applying the criteria set forth under pars. (ag) 1. to 5., and 7. ~~and 8.~~, (am) 1. to 5.
20 and (ar) 1. to 5. to information from cost reports submitted by the facility.

21 **SECTION 1400.** 49.45 (6m) (av) 5m. of the statutes is amended to read:

22 49.45 **(6m)** (av) 5m. ~~Notwithstanding the limitations under par. (ag) 8., the~~ The
23 rate under subd. 1., 4. or 5. may be adjusted by the department to reflect payments
24 for the provision of active treatment to facility residents with a diagnosis of
25 developmental disability.

1 **SECTION 1401.** 49.45 (6m) (bp) (intro.) of the statutes is amended to read:

2 49.45 **(6m)** (bp) (intro.) Notwithstanding pars. ~~(ag) 3m.~~, (am) 6. and (ar) 6., the
3 department may establish payment methods based on actual costs for capital
4 payment for a facility to which, after December 31, 1982, any of the following applies:

5 **SECTION 1402.** 49.45 (6m) (br) 1. of the statutes is amended to read:

6 49.45 **(6m)** (br) 1. Notwithstanding s. 20.410 (3) (cd), 20.435 ~~(5)~~ (4) (bt) ~~or (bu)~~
7 or (7) (b) or 20.445 (3) (dz), the department shall reduce allocations of funds to
8 counties in the amount of the disallowance from the appropriation account under s.
9 20.435 ~~(5)~~ (4) (bt) ~~or (bu)~~ or (7) (b), or the department shall direct the department of
10 workforce development to reduce allocations of funds to counties or Wisconsin works
11 agencies in the amount of the disallowance from the appropriation account under s.
12 20.445 (3) (dz) or direct the department of corrections to reduce allocations of funds
13 to counties in the amount of the disallowance from the appropriation account under
14 s. 20.410 (3) (cd), in accordance with s. 16.544 to the extent applicable.

15 **SECTION 1403.** 49.45 (6m) (c) 5. of the statutes is amended to read:

16 49.45 **(6m)** (c) 5. Admit only patients assessed or who waive or are exempt from
17 the requirement of assessment under s. 46.27 (6) (a) or, if required under s. 50.035
18 (4n) or 50.04 (2h), who have been referred to a resource center.

19 **SECTION 1404.** 49.45 (6t) (intro.) of the statutes is amended to read:

20 49.45 **(6t)** COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT OPERATING
21 DEFICIT REDUCTION. (intro.) From the appropriation under s. 20.435 ~~(5)~~ (4) (o), for
22 reduction of operating deficits, as defined under criteria developed by the
23 department, incurred by a county department under s. 46.215, 46.22, 46.23 or 51.42
24 or by a local health department, as defined in s. 250.01 (4), for services provided
25 under s. 49.46 (2) (a) 4. d. and (b) 6. f., j., k. and L., 9. and 15., for case management

1 services under s. 49.46 (2) (b) 12. and for mental health day treatment services for
2 minors provided under the authorization under 42 USC 1396d (r) (5), the department
3 shall allocate up to \$4,500,000 in each fiscal year to these county departments, or
4 local health departments as determined by the department, and shall perform all of
5 the following:

6 **SECTION 1405.** 49.45 (6t) (d) of the statutes is amended to read:

7 49.45 (6t) (d) If the federal department of health and human services approves
8 for state expenditure in a fiscal year amounts under s. 20.435 ~~(5)~~ (4) (o) that result
9 in a lesser allocation amount than that allocated under this subsection or disallows
10 use of the allocation of federal medicaid funds under par. (c), reduce allocations under
11 this subsection and distribute on a prorated basis, as determined by the department.

12 **SECTION 1406.** 49.45 (6u) (intro.) of the statutes is amended to read:

13 49.45 (6u) SUPPLEMENTAL PAYMENTS TO CERTAIN FACILITIES. (intro.)
14 Notwithstanding sub. (6m), from the appropriation under s. 20.435 ~~(5)~~ (4) (o), for
15 reduction of operating deficits, as defined under criteria developed by the
16 department, incurred by a facility, as defined under sub. (6m) (a) 3., that is
17 established under s. 49.70 (1) or that is owned and operated by a city, village or town,
18 the department may not distribute to these facilities more than \$38,600,000 in each
19 fiscal year, as determined by the department, except that the department shall also
20 distribute for this same purpose from the appropriation under s. 20.435 ~~(5)~~ (4) (o) any
21 additional federal medical assistance moneys that were not anticipated before
22 enactment of the biennial budget act or other legislation affecting s. 20.435 ~~(5)~~ (4) (o)
23 and that were not used to fund nursing home rate increases under sub. (6m) (ag) 8.
24 The total amount that a county certifies under this subsection may not exceed 100%

1 of otherwise–unreimbursed care. In distributing funds under this subsection, the
2 department shall perform all of the following:

3 **SECTION 1407.** 49.45 (6u) (d) of the statutes is amended to read:

4 49.45 (6u) (d) If the federal department of health and human services approves
5 for state expenditure in a fiscal year amounts under s. 20.435 (5) (4) (o) that result
6 in a lesser allocation amount than that allocated under this subsection, allocate not
7 more than the lesser amount so approved by the federal department of health and
8 human services.

9 **SECTION 1408.** 49.45 (6u) (e) of the statutes is amended to read:

10 49.45 (6u) (e) If the federal department of health and human services approves
11 for state expenditure in a fiscal year amounts under s. 20.435 (5) (4) (o) that result
12 in a lesser allocation amount than that allocated under this subsection, submit a
13 revision of the method developed under par. (b) for approval by the joint committee
14 on finance in that state fiscal year.

15 **SECTION 1409.** 49.45 (6v) (b) of the statutes is amended to read:

16 49.45 (6v) (b) The department shall, each year, submit to the joint committee
17 on finance a report for the previous fiscal year, except for the 1997–98 fiscal year, that
18 provides information on the utilization of beds by recipients of medical assistance in
19 facilities and a discussion and detailed projection of the likely balances,
20 expenditures, encumbrances and carry over of currently appropriated amounts in
21 the appropriation accounts under s. 20.435 (4) (b) and (o).

22 **SECTION 1410.** 49.45 (6v) (c) of the statutes is amended to read:

23 49.45 (6v) (c) If the report specified in par. (b) indicates that utilization of beds
24 by recipients of medical assistance in facilities decreased is less than estimates for
25 that utilization reflected in the intentions of the joint committee on finance,

1 legislature and governor, as expressed by them in the budget determinations, the
2 department shall include a proposal to transfer moneys from the appropriation
3 under s. 20.435 ~~(5)~~ (4) (b) to the appropriation under s. 20.435 (7) (bd) for the purpose
4 of increasing funding for the community options program under s. 46.27. The
5 amount proposed for transfer may not reduce the balance in the appropriation
6 account under s. 20.435 (4) (b) below an amount necessary to ensure that that
7 appropriation account will end the current fiscal year or the current fiscal biennium
8 with a positive balance. The secretary shall transfer the amount identified under the
9 proposal.

10 **SECTION 1411.** 49.45 (6w) (intro.) of the statutes is amended to read:

11 49.45 **(6w)** HOSPITAL OPERATING DEFICIT REDUCTION. (intro.) From the
12 appropriation under s. 20.435 ~~(5)~~ (4) (o), for reduction of operating deficits, as defined
13 under criteria developed by the department, incurred by a hospital, as defined under
14 s. 50.33 (2) (a) and (b), that is operated by the state, established under s. 49.71 or
15 owned and operated by a city or village, the department shall allocate up to
16 \$3,300,000 in each fiscal year to these hospitals, as determined by the department,
17 and shall perform all of the following:

18 **SECTION 1412.** 49.45 (6w) (d) of the statutes is amended to read:

19 49.45 **(6w)** (d) If the federal department of health and human services approves
20 for state expenditure in a fiscal year amounts under s. 20.435 ~~(5)~~ (4) (o) that result
21 in a lesser allocation amount than that allocated under this subsection or disallows
22 use of the allocation of federal medicaid funds under par. (c), reduce allocations under
23 this subsection and distribute on a prorated basis, as determined by the department.

24 **SECTION 1413.** 49.45 (6x) (a) of the statutes is amended to read:

1 49.45 **(6x)** (a) Notwithstanding sub. (3) (e), from the appropriations under s.
2 20.435 ~~(5)~~ (4) (b) and (o) the department shall distribute not more than \$4,748,000
3 in each fiscal year, to provide funds to an essential access city hospital, except that
4 the department may not allocate funds to an essential access city hospital to the
5 extent that the allocation would exceed any limitation under 42 USC 1396b (i) (3).

6 **SECTION 1414.** 49.45 (6x) (d) of the statutes is amended to read:

7 49.45 **(6x)** (d) If the federal department of health and human services approves
8 for state expenditure in any state fiscal year amounts under s. 20.435 ~~(5)~~ (4) (o) that
9 result in a lesser distribution amount than that distributed under this subsection or
10 disallows use of federal medicaid funds under par. (a), the department of health and
11 family services shall reduce the distributions under this subsection.

12 **SECTION 1415.** 49.45 (6y) (a) of the statutes is amended to read:

13 49.45 **(6y)** (a) Notwithstanding sub. (3) (e), from the appropriations under s.
14 20.435 ~~(5)~~ (4) (b) and (o) the department shall distribute funding in each fiscal year
15 to provide supplemental payment to hospitals that enter into a contract under s.
16 49.02 (2) to provide health care services funded by a relief block grant, as determined
17 by the department, for hospital services that are not in excess of the hospitals'
18 customary charges for the services, as limited under 42 USC 1396b (i) (3). If no relief
19 block grant is awarded under this chapter or if the allocation of funds to such
20 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department
21 may distribute funds to hospitals that have not entered into a contract under s. 49.02
22 (2).

23 **SECTION 1416.** 49.45 (6y) (am) of the statutes is created to read:

24 49.45 **(6y)** (am) Notwithstanding sub. (3) (e), from the appropriations under s.
25 20.435 (4) (b), (h) and (o) the department shall distribute funding in each fiscal year

1 to provide supplemental payments to hospitals that enter into contracts under s.
2 49.02 (2) with a county having a population of 500,000 or more to provide health care
3 services funded by a relief block grant, as determined by the department, for hospital
4 services that are not in excess of the hospitals' customary charges for the services,
5 as limited under 42 USC 1396b (i) (3).

6 **SECTION 1417.** 49.45 (6y) (b) of the statutes is amended to read:

7 49.45 (6y) (b) The department need not promulgate as rules under ch. 227 the
8 procedures, methods of distribution and criteria required for distribution under ~~par-~~
9 pars. (a) and (am).

10 **SECTION 1418.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

11 49.45 (6z) (a) (intro.) Notwithstanding sub. (3) (e), from the appropriations
12 under s. 20.435 (5) (4) (b) and (o) the department shall distribute funding in each
13 fiscal year to supplement payment for services to hospitals that enter into a contract
14 under s. 49.02 (2) to provide health care services funded by a relief block grant under
15 this chapter, if the department determines that the hospitals serve a
16 disproportionate number of low-income patients with special needs. If no medical
17 relief block grant under this chapter is awarded or if the allocation of funds to such
18 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department
19 may distribute funds to hospitals that have not entered into a contract under s. 49.02
20 (2). The department may not distribute funds under this subsection to the extent
21 that the distribution would do any of the following:

22 **SECTION 1419.** 49.45 (8) (b) of the statutes is amended to read:

23 49.45 (8) (b) Reimbursement under s. 20.435 (5) (4) (b) and (o) for home health
24 services provided by a certified home health agency or independent nurse shall be
25 made at the home health agency's or nurse's usual and customary fee per patient care

1 visit, subject to a maximum allowable fee per patient care visit that is established
2 under par. (c).

3 **SECTION 1424m.** 49.45 (22) of the statutes is amended to read:

4 49.45 (22) MEDICAL ASSISTANCE SERVICES PROVIDED BY HEALTH MAINTENANCE
5 ORGANIZATIONS. If the department contracts with health maintenance organizations
6 for the provision of medical assistance it shall give special consideration to health
7 maintenance organizations that provide or that contract to provide comprehensive,
8 specialized health care services to pregnant teenagers. If the department contracts
9 with health maintenance organizations for the provision of medical assistance, the
10 department shall include in the contract a lead screening performance standard that
11 requires the health maintenance organization to provide annually at least one lead
12 blood test to at least 65% of the children ages 1 to 5 years who have been enrolled in
13 the health maintenance organization for at least 6 months during the applicable
14 year. The department shall specify in the contract financial penalties for failure to
15 meet the lead screening performance standard.

16 **SECTION 1426.** 49.45 (24m) (intro.) of the statutes is amended to read:

17 49.45 (24m) HOME HEALTH CARE AND PERSONAL CARE PILOT PROGRAM. (intro.)
18 From the appropriations under s. 20.435 (5) (4) (b) and (o), in order to test the
19 feasibility of instituting a system of reimbursement for providers of home health care
20 and personal care services for medical assistance recipients that is based on
21 competitive bidding, the department shall:

22 **SECTION 1427g.** 49.45 (39) (a) 1. of the statutes is amended to read:

23 49.45 (39) (a) 1. “School” means a public school described under s. 115.01 (1)
24 or, a charter school, as defined in s. 115.001 (1), the Wisconsin School for the Visually
25 Handicapped or the Wisconsin School for the Deaf. It includes school-operated early

1 childhood programs for developmentally delayed and disabled 4-year-old and
2 5-year-old children.

3 **SECTION 1427h.** 49.45 (39) (am) of the statutes is amended to read:

4 49.45 (39) (am) *Plan amendment.* No later than September 30, 1995, the
5 department shall submit to the federal department of health and human services an
6 amendment to the state medical assistance plan to permit the application of pars. (b)
7 ~~to~~ and (c). If the amendment to the state plan is approved, school districts ~~and~~,
8 cooperative educational service agencies and the department of public instruction on
9 behalf of the Wisconsin School for the Visually Handicapped and the Wisconsin
10 School for the Deaf claim reimbursement under pars. (b) ~~to~~ and (c). Paragraphs (b)
11 ~~to~~ and (c) do not apply unless the amendment to the state plan is approved and in
12 effect. The department shall submit to the federal department of health and human
13 services an amendment to the state plan if necessary to permit the application of
14 pars. (b) and (c) to the Wisconsin School for the Visually Handicapped and the
15 Wisconsin School for the Deaf.

16 **SECTION 1427i.** 49.45 (39) (b) of the statutes is amended to read:

17 49.45 (39) (b) *Payment for school medical services.* If a school district or a
18 cooperative educational service agency elects to provide school medical services and
19 meets all requirements under par. (c), the department shall reimburse the school
20 district or the cooperative educational service agency for 60% of the federal share of
21 allowable charges for the school medical services that it provides and for allowable
22 administrative costs. If the Wisconsin School for the Visually Handicapped or the
23 Wisconsin School for the Deaf elects to provide school medical services and meets all
24 requirements under par. (c), the department shall reimburse the department of
25 public instruction for 60% of the federal share of allowable charges for the school

1 medical services that the Wisconsin School for the Visually Handicapped or the
2 Wisconsin School for the Deaf provides and for allowable administrative costs. The
3 department shall promulgate rules establishing a methodology for making
4 reimbursements under this paragraph. All other expenses for the school medical
5 services provided by a school district or a cooperative educational service agency
6 shall be paid for by the school district or the cooperative educational service agency
7 with funds received from state or local taxes. The school district, the Wisconsin
8 School for the Visually Handicapped, the Wisconsin School for the Deaf or the
9 cooperative educational service agency shall comply with all requirements of the
10 federal department of health and human services for receiving federal financial
11 participation.

12 **SECTION 1428.** 49.45 (46) of the statutes is created to read:

13 49.45 (46) ALCOHOL AND OTHER DRUG ABUSE RESIDENTIAL TREATMENT SERVICES. (a)
14 If a county, city, town or village elects to become certified as a provider of alcohol and
15 other drug abuse residential treatment services or to contract with a certified
16 provider to provide the services, the county, city, town or village may provide directly
17 or under contract alcohol and other drug abuse residential treatment services in
18 facilities with fewer than 16 beds under this subsection in the county, city, town or
19 village to medical assistance recipients through the medical assistance program. A
20 county, city, town or village that elects to provide or to contract for the services shall
21 pay the amount of the allowable charges for the services under the medical
22 assistance program that is not provided by the federal government. The department
23 shall reimburse the county, city, town or village under this subsection only for the
24 amount of the allowable charges for those services under the medical assistance
25 program that is provided by the federal government.

1 (b) This subsection does not apply after July 1, 2003.

2 **SECTION 1429.** 49.45 (47) of the statutes is created to read:

3 49.45 (47) ADULT DAY CARE CENTERS. (a) In this subsection, “adult day care
4 center” means an entity that provides services for part of a day in a group setting to
5 adults who need an enriched health–supportive or social experience and who may
6 need assistance with activities of daily living, supervision or protection.

7 (b) No person may receive reimbursement under s. 46.27 (11) for the provision
8 of services to clients in an adult day care center unless the adult day care center is
9 certified by the department under sub. (2) (a) 11. as a provider of medical assistance.

10 (c) The biennial fee for the certification required under par. (b) of an adult day
11 care center is \$89, plus a biennial fee of \$17.80 per client, based on the number of
12 clients that the adult day care center is certified to serve. Fees collected under this
13 paragraph shall be credited to the appropriation account under s. 20.435 (6) (jm).

14 (d) The department, by rule, may increase any fee specified in par. (c).

15 **SECTION 1430.** 49.453 (4) (title) of the statutes is amended to read:

16 49.453 (4) (title) IRREVOCABLE ANNUITIES, PROMISSORY NOTES AND SIMILAR
17 TRANSFERS.

18 **SECTION 1431.** 49.453 (4) (a) of the statutes is renumbered 49.453 (4) (a) (intro.)
19 and amended to read:

20 49.453 (4) (a) (intro.) For the purposes of sub. (2), whenever a covered
21 individual or his or her spouse, or another person acting on behalf of the covered
22 individual or his or her spouse, transfers assets to an irrevocable annuity, or
23 transfers assets by promissory note or similar instrument, in an amount that exceeds
24 the expected value of the benefit, the covered individual or his or her spouse transfers
25 assets for less than fair market value. A transfer to an annuity, or a transfer by

1 promissory note or similar instrument, is not in excess of the expected value only if
2 all of the following are true:

3 **SECTION 1432.** 49.453 (4) (a) 1. and 2. of the statutes are created to read:

4 49.453 (4) (a) 1. a. The periodic payments back to the transferor include
5 principal and interest that, at the time that the transfer is made, is at least at one
6 of the following:

7 a. For an annuity, promissory note or similar instrument that is not specified
8 under subd. 1. b. or par. (am), the applicable federal rate required under section 1274
9 (d) of the Internal Revenue Code, as defined in s. 71.01 (6).

10 b. For an annuity with a guaranteed life payment, the appropriate average of
11 the applicable federal rates based on the expected length of the annuity minus 1.5%.

12 2. The terms of the instrument provide for a payment schedule that includes
13 equal periodic payments, except that payments may be unequal if the interest
14 payments are tied to an interest rate and the inequality is caused exclusively by
15 fluctuations in that rate.

16 **SECTION 1432g.** 49.453 (4) (am) of the statutes is created to read:

17 49.453 (4) (am) Paragraph (a) 1. does not apply to a variable annuity that is
18 tied to a mutual fund that is registered with the federal securities and exchange
19 commission.

20 **SECTION 1433.** 49.453 (4) (c) of the statutes is amended to read:

21 49.453 (4) (c) The department shall promulgate rules specifying the method to
22 be used in calculating the expected value of the benefit, based on 26 CFR 1.72–1 to
23 1.72–18, and specifying the criteria for adjusting the expected value of the benefit
24 based on a medical condition diagnosed by a physician before the assets were
25 transferred to the annuity, or transferred by promissory note or similar instrument.

1 In calculating the amount of the divestment when a transfer to an annuity, or a
2 transfer by promissory note or similar instrument, is made, payments made to the
3 transferor in any year subsequent to the year in which the transfer was made shall
4 be discounted to the year in which the transfer was made by the applicable federal
5 rate specified under par. (a) on the date of the transfer.

6 **SECTION 1433t.** 49.46 (1) (a) 1m. of the statutes is amended to read:

7 49.46 (1) (a) 1m. Any pregnant woman who meets the resource and income
8 limits under s. 49.19 (4) ~~(bm)~~ and (es) and whose pregnancy is medically verified.
9 Eligibility continues to the last day of the month in which the 60th day after the last
10 day of the pregnancy falls.

11 **SECTION 1433u.** 49.46 (1) (a) 12. of the statutes is amended to read:

12 49.46 (1) (a) 12. Any child not described under subd. 1. who is under 19 years
13 of age and who meets the resource and income limits under s. 49.19 (4) (es).

14 **SECTION 1433v.** 49.46 (1) (a) 14m. of the statutes is created to read:

15 49.46 (1) (a) 14m. Any person who would meet the financial and other eligibility
16 requirements for home or community-based services under the family care benefit
17 but for the fact that the person engages in substantial gainful activity under 42 USC
18 1382c (a) (3), if a waiver under s. 46.281 (1) (c) is in effect or federal law permits
19 federal financial participation for medical assistance coverage of the person and if
20 funding is available for the person under the family care benefit.

21 **SECTION 1434.** 49.46 (1p) of the statutes is created to read:

22 49.46 (1p) DEMONSTRATION PROJECT FOR PERSONS WITH HIV. The department
23 shall request a waiver from the secretary of the federal department of health and
24 human services to allow the department to provide under this section coverage of
25 services specified under sub. (2) (b) 17. for persons who have HIV infection, as defined

1 in s. 252.01 (2). If a waiver is granted and in effect, the department shall provide
2 coverage for the services specified under sub. (2) (b) 17. for persons who qualify under
3 the terms of the waiver.

4 **SECTION 1434t.** 49.46 (2) (b) 1. (intro.) of the statutes is amended to read:

5 49.46 (2) (b) 1. (intro.) Dentists' services, which, except as provided in s. 49.45
6 (24g), and except for dentists' services provided pursuant to a federal waiver to
7 individuals who have attained the age of 65, shall be provided on a fee-for-service
8 basis and limited to basic services within each of the following categories:

9 **SECTION 1435.** 49.46 (2) (b) 8. of the statutes is amended to read:

10 49.46 (2) (b) 8. Home or community-based services, if provided under s. 46.27
11 (11), 46.275, 46.277 or 46.278 or under the family care benefit if a waiver is in effect
12 under s. 46.281 (1) (c).

13 **SECTION 1436.** 49.46 (2) (b) 17. of the statutes is created to read:

14 49.46 (2) (b) 17. If a waiver under sub. (1p) is granted and in effect, clinical
15 evaluation services, as defined by the department, for persons who qualify for
16 coverage under sub. (1p).

17 **SECTION 1437.** 49.46 (2) (b) 18. of the statutes is created to read:

18 49.46 (2) (b) 18. Alcohol or other drug abuse residential treatment services of
19 no more than 45 days per treatment episode, under s. 49.45 (46). This subdivision
20 does not apply after July 1, 2003.

21 **SECTION 1438.** 49.47 (4) (as) 1. of the statutes is amended to read:

22 49.47 (4) (as) 1. The person would meet the financial and other eligibility
23 requirements for home or community-based services under s. 46.27 (11) or 46.277
24 or under the family care benefit if a waiver is in effect under s. 46.281 (1) (c) but for

1 the fact that the person engages in substantial gainful activity under 42 USC 1382c
2 (a) (3).

3 **SECTION 1439.** 49.47 (4) (as) 3. of the statutes is amended to read:

4 49.47 (4) (as) 3. Funding is available for the person under s. 46.27 (11) or 46.277
5 or under the family care benefit if a waiver is in effect under s. 46.281 (1) (c).

6 **SECTION 1440.** 49.472 of the statutes is created to read:

7 **49.472 Medical assistance purchase plan. (1) DEFINITIONS.** In this section:

8 (a) “Earned income” has the meaning given in 42 USC 1382a (a) (1).

9 (am) “Family” means an individual, the individual’s spouse and any dependent
10 child, as defined in s. 49.141 (1) (c), of the individual.

11 (b) “Health insurance” means surgical, medical, hospital, major medical or
12 other health service coverage, including a self-insured health plan, but does not
13 include hospital indemnity policies or ancillary coverages such as income
14 continuation, loss of time or accident benefits.

15 (c) “Independence account” means an account approved by the department that
16 consists solely of savings, and dividends or other gains derived from those savings,
17 from income earned from paid employment after the initial date that an individual
18 began receiving medical assistance under this section.

19 (d) “Medical assistance purchase plan” means medical assistance, eligibility for
20 which is determined under this section.

21 (e) “Unearned income” has the meaning given in 42 USC 1382a (a) (2).

22 **(2) WAIVERS AND AMENDMENTS.** The department shall submit to the federal
23 department of health and human services an amendment to the state medical
24 assistance plan, and shall request any necessary waivers from the secretary of the
25 federal department of health and human services, to permit the department to

1 expand medical assistance eligibility as provided in this section. If the state plan
2 amendment and all necessary waivers are approved and in effect, the department
3 shall implement the medical assistance eligibility expansion under this section not
4 later than January 1, 2000, or 3 months after full federal approval, whichever is
5 later.

6 **(3) ELIGIBILITY.** Except as provided in sub. (6) (a), an individual is eligible for
7 and shall receive medical assistance under this section if all of the following
8 conditions are met:

9 (a) The individual's family's net income is less than 250% of the poverty line for
10 a family the size of the individual's family. In calculating the net income, the
11 department shall apply all of the exclusions specified under 42 USC 1382a (b).

12 (b) The individual's assets do not exceed \$15,000. In determining assets, the
13 department may not include assets that are excluded from the resource calculation
14 under 42 USC 1382b (a) or assets accumulated in an independence account. The
15 department may exclude, in whole or in part, the value of a vehicle used by the
16 individual for transportation to paid employment.

17 (c) The individual would be eligible for supplemental security income for
18 purposes of receiving medical assistance but for evidence of work, attainment of the
19 substantial gainful activity level, earned income and unearned income in excess of
20 the limit established under 42 USC 1396d (q) (2) (B) and (D).

21 (e) The individual is legally able to work in all employment settings without
22 a permit under s. 103.70.

23 (f) The individual maintains premium payments calculated by the department
24 in accordance with sub. (4), unless the individual is exempted from premium
25 payments under sub. (4) (b) or (5).

1 (g) The individual is engaged in gainful employment or is participating in a
2 program that is certified by the department to provide health and employment
3 services that are aimed at helping the individual achieve employment goals.

4 (h) The individual meets all other requirements established by the department
5 by rule.

6 **(4) PREMIUMS.** (a) Except as provided in par. (b) and sub. (5), an individual who
7 is eligible for medical assistance under sub. (3) and receives medical assistance shall
8 pay a monthly premium to the department. The department shall establish the
9 monthly premiums by rule in accordance with the following guidelines:

10 1. The premium for any individual may not exceed the sum of the following:

11 a. Three and one-half percent of the individual's earned income after the
12 disregards specified in subd. 2m.

13 b. One hundred percent of the individual's unearned income after the
14 deductions specified in subd. 2.

15 2. In determining an individual's unearned income under subd. 1., the
16 department shall disregard all of the following:

17 a. A maintenance allowance established by the department by rule. The
18 maintenance allowance may not be less than the sum of \$20, the federal
19 supplemental security income payment level determined under 42 USC 1382 (b) and
20 the state supplemental payment determined under s. 49.77 (2m).

21 b. Medical and remedial expenses and impairment-related work expenses.

22 2m. If the disregards under subd. 2. exceed the unearned income against which
23 they are applied, the department shall disregard the remainder in calculating the
24 individual's earned income.

1 3. The department may reduce the premium by 25% for an individual who is
2 covered by private health insurance.

3 (b) The department may waive monthly premiums that are calculated to be
4 below \$10 per month. The department may not assess a monthly premium for any
5 individual whose income level, after adding the individual's earned income and
6 unearned income, is below 150% of the poverty line.

7 **(5) COMMUNITY OPTIONS PARTICIPANTS.** From the appropriation under s. 20.435
8 (7) (bd), the department may pay all or a portion of the monthly premium calculated
9 under sub. (4) (a) for an individual who is a participant in the community options
10 program under s. 46.27 (11).

11 **(6) INSURED PERSONS.** (a) Notwithstanding sub. (4) (a) 3., from the
12 appropriation under s. 20.435 (4) (b), the department shall, on the part of an
13 individual who is eligible for medical assistance under sub. (3), pay premiums for or
14 purchase individual coverage offered by the individual's employer if the department
15 determines that paying the premiums for or purchasing the coverage will not be more
16 costly than providing medical assistance.

17 (b) If federal financial participation is available, from the appropriation under
18 s. 20.435 (4) (b), the department may pay medicare Part A and Part B premiums for
19 individuals who are eligible for medicare and for medical assistance under sub. (3).

20 **(7) DEPARTMENT DUTIES.** The department shall do all of the following:

21 (a) Determine eligibility, or contract with a county department, as defined in
22 49.45 (6c) (a) 3., or with a tribal governing body to determine eligibility, of individuals
23 for the medical assistance purchase plan in accordance with sub. (3).

24 (b) Ensure, to the extent practicable, continuity of care for a medical assistance
25 recipient under this section who is engaged in paid employment, or is enrolled in a

1 home-based or community-based waiver program under section 1915 (c) of the
2 Social Security Act, and who becomes ineligible for medical assistance.

3 **SECTION 1441.** 49.475 (5) of the statutes is amended to read:

4 49.475 (5) REIMBURSEMENT OF COSTS. From the appropriations under s. 20.435
5 (1) ~~(4)~~ (bm) and ~~(p)~~ (pa), the department shall reimburse an insurer that provides
6 information under this section for the insurer's reasonable costs incurred in
7 providing the requested information, including its reasonable costs, if any, to develop
8 and operate automated systems specifically for the disclosure of information under
9 this section.

10 **SECTION 1444.** 49.496 (2) (title) of the statutes is amended to read:

11 49.496 (2) (title) LIENS ON THE HOMES OF NURSING HOME RESIDENTS AND INPATIENTS
12 AT HOSPITALS.

13 **SECTION 1445.** 49.496 (2) (a) of the statutes is amended to read:

14 49.496 (2) (a) Except as provided in par. (b), the department may obtain a lien
15 on a recipient's home if the recipient resides in a nursing home, or if the recipient
16 resides in a hospital and is required to contribute to the cost of care. and the recipient
17 cannot reasonably be expected to be discharged from the nursing home or hospital
18 and return home. The lien is for the amount of medical assistance paid on behalf of
19 the recipient ~~while the recipient resides in a nursing home~~ that is recoverable under
20 sub. (3) (a).

21 **SECTION 1446.** 49.496 (2) (b) 3. of the statutes is amended to read:

22 49.496 (2) (b) 3. The recipient's sibling who has an ownership interest in the
23 home and who has lived in the home continuously beginning at least 12 months
24 before the recipient was admitted to the nursing home or hospital.

25 **SECTION 1447.** 49.496 (2) (c) 1. of the statutes is amended to read:

1 49.496 (2) (c) 1. Notify the recipient in writing of its determination that the
2 recipient cannot reasonably be expected to be discharged from the nursing home or
3 hospital, its intent to impose a lien on the recipient's home and the recipient's right
4 to a hearing on whether the requirements for the imposition of a lien are satisfied.

5 **SECTION 1448.** 49.496 (2) (f) 3. of the statutes is amended to read:

6 49.496 (2) (f) 3. A child of any age who resides in the home, if that child resided
7 in the home for at least 24 months before the recipient was admitted to the nursing
8 home or hospital and provided care to the recipient that delayed the recipient's
9 admission to the nursing home or hospital.

10 **SECTION 1449.** 49.496 (2) (f) 4. of the statutes is amended to read:

11 49.496 (2) (f) 4. A sibling who resides in the home, if the sibling resided in the
12 home for at least 12 months before the recipient was admitted to the nursing home
13 or hospital.

14 **SECTION 1450.** 49.496 (2) (h) of the statutes is amended to read:

15 49.496 (2) (h) The department shall file a release of a lien imposed under this
16 subsection if the recipient is discharged from the nursing home or hospital and
17 returns to live in the home.

18 **SECTION 1451.** 49.496 (3) (a) (intro.) of the statutes is amended to read:

19 49.496 (3) (a) (intro.) Except as provided in par. (b), the department shall file
20 a claim against the estate of a recipient ~~or against the estate of the surviving spouse~~
21 ~~of a recipient~~ for all of the following unless already recovered by the department
22 under this section:

23 **SECTION 1452.** 49.496 (3) (a) 1. of the statutes is amended to read:

24 49.496 (3) (a) 1. The amount of medical assistance paid on behalf of the
25 recipient while the recipient resided in a nursing home or while the recipient was an

1 inpatient in a ~~medical institution~~ hospital and was required to contribute to the cost
2 of care.

3 **SECTION 1453.** 49.496 (3) (a) 2. a. of the statutes is amended to read:

4 49.496 (3) (a) 2. a. Home-based or community-based services under 42 USC
5 1396d (a) (7) and (8) and under any waiver granted under 42 USC 1396n (c) (4) (B)
6 or 42 USC 1396u.

7 **SECTION 1454.** 49.496 (3) (a) 2. d. of the statutes is created to read:

8 49.496 (3) (a) 2. d. Personal care services under s. 49.46 (2) (b) 6. j.

9 **SECTION 1455.** 49.496 (3) (am) (intro.) of the statutes is amended to read:

10 49.496 (3) (am) (intro.) The court shall reduce the amount of a claim under par.
11 (a) by up to \$3,000 the amount specified in s. 861.33 (2) if necessary to allow the
12 recipient's heirs or the beneficiaries of the recipient's will to retain the following
13 personal property:

14 **SECTION 1456.** 49.496 (3) (am) 3. of the statutes is amended to read:

15 49.496 (3) (am) 3. Other tangible personal property not used in trade,
16 agriculture or other business, not to exceed \$1,000 in value the amount specified in
17 s. 861.33 (1) (a) 4.

18 **SECTION 1458.** 49.496 (3) (c) of the statutes is renumbered 49.496 (3) (c) 1. and
19 amended to read:

20 49.496 (3) (c) 1. If the department's claim is not allowable because of par. (b)
21 and the estate includes an interest in a home, the court exercising probate
22 jurisdiction shall, in the final judgment or summary findings and order, assign the
23 interest in the home subject to a lien in favor of the department for the amount
24 described in par. (a). The personal representative or petitioner for summary

1 settlement or summary assignment of the estate shall record the final judgment as
2 provided in s. 863.29, 867.01 (3) (h) or 867.02 (2) (h).

3 **SECTION 1459.** 49.496 (3) (c) 2. of the statutes is created to read:

4 49.496 (3) (c) 2. If the department's claim is not allowable because of par. (b),
5 the estate includes an interest in a home and the personal representative closes the
6 estate by sworn statement under s. 865.16, the personal representative shall
7 stipulate in the statement that the home is assigned subject to a lien in favor of the
8 department for the amount described in par. (a). The personal representative shall
9 record the statement in the same manner as described in s. 863.29, as if the
10 statement were a final judgment.

11 **SECTION 1460.** 49.496 (3) (f) of the statutes is created to read:

12 49.496 (3) (f) The department may contract with or employ an attorney to
13 probate estates to recover under this subsection the costs of care.

14 **SECTION 1460m.** 49.496 (4) of the statutes is amended to read:

15 49.496 (4) ADMINISTRATION. The department may require a county department
16 under s. 46.215, 46.22 or 46.23 or the governing body of a federally recognized
17 American Indian tribe administering medical assistance to gather and provide the
18 department with information needed to recover medical assistance under this
19 section. The department shall pay to a county department or tribal governing body
20 an amount equal to 5% of the recovery collected by the department relating to a
21 beneficiary for whom the county department or tribal governing body made the last
22 determination of medical assistance eligibility. A county department or tribal
23 governing body may use funds received under this subsection only to pay costs
24 incurred under this subsection and, if any amount remains, to pay for improvements
25 to functions required under s. ~~49.33 (2)~~ 49.45 (2) (b) 1. The department may withhold

1 payments under this subsection for failure to comply with the department's
2 requirements under this subsection. The department shall treat payments made
3 under this subsection as costs of administration of the medical assistance program.

4 **SECTION 1461.** 49.496 (5) of the statutes is amended to read:

5 49.496 (5) USE OF FUNDS. From the appropriation under s. 20.435 (5) (4) (im),
6 the department shall pay the amount of the payments under sub. (4) that is not paid
7 from federal funds, shall pay to the federal government the amount of the funds
8 recovered under this section equal to the amount of federal funds used to pay the
9 benefits recovered under this section and shall spend the remainder of the funds
10 recovered under this section for medical assistance benefits under this subchapter.

11 **SECTION 1462.** 49.499 (intro.) of the statutes, as affected by 1997 Wisconsin Act
12 27, is renumbered 49.499 (1) (intro.).

13 **SECTION 1463.** 49.499 (1) to (3) of the statutes are renumbered 49.499 (1) (a)
14 to (c).

15 **SECTION 1464.** 49.499 (2m) of the statutes is created to read:

16 49.499 (2m) From the appropriation under s. 20.435 (6) (g), the department
17 may distribute funds for innovative projects designed to protect the health and
18 property of a resident in a nursing facility, as defined in s. 49.498 (1) (i).

19 **SECTION 1465.** 49.665 (1) (a) of the statutes is renumbered 49.665 (1) (e) and
20 amended to read:

21 49.665 (1) (e) “~~Custodial parent~~ Parent” has the meaning given in s. 49.141 (1)
22 (b) (j).

23 **SECTION 1466.** 49.665 (1) (b) of the statutes is repealed and recreated to read:

24 49.665 (1) (b) “Child” means a person who is under the age of 19.

25 **SECTION 1467.** 49.665 (1) (d) of the statutes is amended to read:

1 49.665 (1) (d) “Family” means a unit that consists of at least one dependent
2 child and his or her custodial parent or parents, all of whom reside in the same
3 household. “Family” includes the spouse of an individual who is a custodial parent
4 if the spouse resides in the same household as the individual.

5 **SECTION 1468.** 49.665 (1) (f) of the statutes is created to read:

6 49.665 (1) (f) “State plan” means the state child health plan under 42 USC
7 1397aa (b).

8 **SECTION 1469.** 49.665 (3) of the statutes is amended to read:

9 49.665 (3) ADMINISTRATION. The department shall administer a program to
10 provide the health services and benefits described in s. 49.46 (2) to families persons
11 that meet the eligibility requirements specified in sub. (4). The department shall
12 promulgate rules setting forth the application procedures and appeal and grievance
13 procedures. The department may promulgate rules limiting access to the program
14 under this section to defined enrollment periods. The department may also
15 promulgate rules establishing a method by which the department may purchase
16 family coverage offered by the employer of a member of an eligible family or by a
17 member of a child’s household under circumstances in which the department
18 determines that purchasing that coverage would not be more costly than providing
19 the coverage under this section.

20 **SECTION 1470.** 49.665 (4) (a) 1. of the statutes is amended to read:

21 49.665 (4) (a) 1. The family’s income does not exceed 185% of the poverty line,
22 except as provided in par. (at) and except that a family that is already receiving
23 health care coverage under this section may have an income that does not exceed
24 200% of the poverty line. The department shall establish by rule the criteria to be
25 used to determine income.

1 **SECTION 1470d.** 49.665 (4) (a) 3. of the statutes is amended to read:

2 49.665 **(4)** (a) 3. The family has not had access to employer–subsidized health
3 care coverage within the time period established by the department by rule, but not
4 to exceed 18 months, immediately preceding application for health care coverage
5 under this section. The department may establish exceptions to this subdivision
6 time period restriction by rule. An individual is not ineligible for health care
7 coverage under this section solely because the individual had continuation coverage
8 under 42 USC 300bb–1, et seq., at any time prior to applying for health care coverage
9 under this section.

10 **SECTION 1471.** 49.665 (4) (am) of the statutes is created to read:

11 49.665 **(4)** (am) A child who does not reside with his or her parent is eligible
12 for health care coverage under this section if the child meets all of the following
13 requirements:

14 1. The child's income does not exceed 185% of the poverty line, except as
15 provided in par. (at) and except that a child that is already receiving health care
16 coverage under this section may have an income that does not exceed 200% of the
17 poverty line. The department shall use the criteria established under par. (a) 1. to
18 determine income under this subdivision.

19 2. The child does not have access to employer–subsidized health care coverage.

20 3. The child has not had access to employer–subsidized health care coverage
21 within the time period established by the department under par. (a) 3. The
22 department may establish exceptions to this subdivision.

23 4. The child meets all other requirements established by the department by
24 rule. In establishing other eligibility criteria, the department may not include any
25 health condition requirements.

1 **SECTION 1472.** 49.665 (4) (at) of the statutes is created to read:

2 49.665 **(4)** (at) 1. a. Except as provided in subd. 1. b., the department shall
3 establish a lower maximum income level for the initial eligibility determination if
4 funding under s. 20.435 (4) (bc), (jz) and (p) is insufficient to accommodate the
5 projected enrollment levels for the health care program under this section. The
6 adjustment may not be greater than necessary to ensure sufficient funding.

7 b. The department may not lower the maximum income level for initial
8 eligibility unless the department first submits to the joint committee on finance its
9 plans for lowering the maximum income level and the committee approves the plan.
10 If, within 14 days after submitting the plan to the joint committee on finance, the
11 cochairpersons of the committee do not notify the secretary that the committee has
12 scheduled a meeting for the purpose of reviewing the plan, the plan is considered
13 approved by the committee.

14 2. If, after the department has established a lower maximum income level
15 under subd. 1., projections indicate that funding under s. 20.435 (4) (bc), (jz) and (p)
16 is sufficient to raise the level, the department shall, by state plan amendment, raise
17 the maximum income level for initial eligibility, but not to exceed 185% of the poverty
18 line.

19 3. The department may not adjust the maximum income level of 200% of the
20 poverty line for persons already receiving health care coverage under this section.

21 **SECTION 1473.** 49.665 (4) (b) of the statutes is amended to read:

22 49.665 **(4)** (b) Notwithstanding fulfillment of the eligibility requirements
23 under this subsection, a family no person is not entitled to health care coverage under
24 this section.

25 **SECTION 1474.** 49.665 (4) (c) of the statutes is amended to read:

1 49.665 (4) (c) No family person may be denied health care coverage under this
2 section solely because of a health condition of that person or of any family member
3 of that person.

4 **SECTION 1475.** 49.665 (5) (a) of the statutes is amended to read:

5 49.665 (5) (a) Except as provided in ~~par.~~ pars. (b) and (bm), a family ~~that, or~~
6 child who does not reside with his or her parent, who receives health care coverage
7 under this section shall pay a percentage of the cost of that coverage in accordance
8 with a schedule established by the department by rule. If the schedule established
9 by the department requires a family, or child who does not reside with his or her
10 parent, to contribute more than 3% of the family's or child's income towards the cost
11 of the health care coverage provided under this section, the department shall submit
12 the schedule to the joint committee on finance for review and approval of the
13 schedule. If the cochairpersons of the joint committee on finance do not notify the
14 department within 14 working days after the date of the department's submittal of
15 the schedule that the committee has scheduled a meeting to review the schedule, the
16 department may implement the schedule. If, within 14 days after the date of the
17 department's submittal of the schedule, the cochairpersons of the committee notify
18 the department that the committee has scheduled a meeting to review the schedule,
19 the department may not require a family, or child who does not reside with his or her
20 parent, to contribute more than 3% of the family's or child's income unless the joint
21 committee on finance approves the schedule. The joint committee on finance may not
22 approve and the department may not implement a schedule that requires a family
23 or child to contribute more than 3.5% of the family's or child's income towards the cost
24 of the health care coverage provided under this section.

25 **SECTION 1476.** 49.665 (5) (b) of the statutes is amended to read:

1 49.665 (5) (b) The department may not require a family, or child who does not
2 reside with his or her parent, with an income below 143% 150% of the poverty line
3 to contribute to the cost of health care coverage provided under this section.

4 **SECTION 1476d.** 49.665 (5) (bm) of the statutes is created to read:

5 49.665 (5) (bm) If the federal department of health and human services notifies
6 the department of health and family services that Native Americans may not be
7 required to contribute to the cost of the health care coverage provided under this
8 section, the department of health and family services may not require Native
9 Americans to contribute to the cost of health care coverage under this section.

10 **SECTION 1476f.** 49.665 (5m) of the statutes is created to read:

11 49.665 (5m) OUTREACH. The department shall coordinate with the department
12 of public instruction to develop, and beginning on October 1, 1999, to implement, an
13 outreach mailing targeted at families of children who are enrolled in the federal
14 school lunch program under 42 USC 1751, et seq., to inform the families of those
15 children about health care coverage under this section and the family's potential
16 eligibility for that coverage.

17 **SECTION 1477.** 49.682 (2) (c) (intro.) of the statutes is amended to read:

18 49.682 (2) (c) (intro.) The court shall reduce the amount of a claim under par.
19 (a) by up to \$3,000 the amount specified in s. 861.33 (2) if necessary to allow the
20 client's heirs or the beneficiaries of the client's will to retain the following personal
21 property:

22 **SECTION 1478.** 49.682 (2) (c) 3. of the statutes is amended to read:

23 49.682 (2) (c) 3. Other tangible personal property not used in trade, agriculture
24 or other business, not to exceed \$1,000 in value the amount specified in s. 861.33 (1)
25 (a) 4.

1 **SECTION 1479.** 49.682 (2) (e) of the statutes is renumbered 49.682 (2) (e) 1. and
2 amended to read:

3 49.682 **(2)** (e) 1. If the department’s claim is not allowable because of par. (d)
4 and the estate includes an interest in a home, the court exercising probate
5 jurisdiction shall, in the final judgment or summary findings and order, assign the
6 interest in the home subject to a lien in favor of the department for the amount
7 described in par. (a). The personal representative or petitioner for summary
8 settlement or summary assignment of the estate shall record the final judgment as
9 provided in s. 863.29, 867.01 (3) (h) or 867.02 (2) (h).

10 **SECTION 1480.** 49.682 (2) (e) 2. of the statutes is created to read:

11 49.682 **(2)** (e) 2. If the department’s claim is not allowable because of par. (d),
12 the estate includes an interest in a home and the personal representative closes the
13 estate by sworn statement under s. 865.16, the personal representative shall
14 stipulate in the statement that the home is assigned subject to a lien in favor of the
15 department for the amount described in par. (a). The personal representative shall
16 record the statement in the same manner as described in s. 863.29, as if the
17 statement were a final judgment.

18 **SECTION 1481.** 49.682 (6) of the statutes is created to read:

19 49.682 **(6)** The department may contract with or employ an attorney to probate
20 estates to recover under this section the costs of care.

21 **SECTION 1482.** 49.683 (2) of the statutes is amended to read:

22 49.683 **(2)** Approved costs for medical care under sub. (1) shall be paid from the
23 appropriation under s. 20.435 ~~(5)~~ (4) (e).

24 **SECTION 1483.** 49.687 (2) of the statutes is amended to read:

1 49.687 (2) The department shall develop and implement a sliding scale of
2 patient liability for kidney disease aid under s. 49.68, cystic fibrosis aid under s.
3 49.683 and hemophilia treatment under s. 49.685, based on the patient's ability to
4 pay for treatment. To ensure that the needs for treatment of patients with lower
5 incomes receive priority within the availability of funds under s. 20.435 (5) (4) (e),
6 the department shall revise the sliding scale for patient liability by January 1, 1994,
7 and shall, every 3 years thereafter by January 1, review and, if necessary, revise the
8 sliding scale.

9 **SECTION 1484.** 49.775 (4) of the statutes is amended to read:

10 49.775 (4) PAYMENT AMOUNT. The payment under sub. (2) is \$100 \$250 per
11 month per for one dependent child and \$150 per month for each additional dependent
12 child.

13 **SECTION 1486j.** 49.854 (2) (e) of the statutes is created to read:

14 49.854 (2) (e) *Date that support lien docket is operational.* The department
15 shall publish a notice in the Wisconsin Administrative Register that states the date
16 on which the statewide support lien docket is first operational. The department shall
17 publish the notice stating the date as soon as possible after the statewide support lien
18 docket begins operating or, if the department is able to determine with certainty the
19 date on which the statewide support lien docket will begin operating, as soon as
20 possible after the department determines that date.

21 **SECTION 1486k.** 49.854 (2) (e) of the statutes, as created by 1999 Wisconsin Act
22 (this act), is repealed.

23 **SECTION 1487.** 49.855 (7) of the statutes is repealed.

24 **SECTION 1489.** 49.89 (2) of the statutes is amended to read:

1 **49.89 (2) SUBROGATION.** The department of health and family services, the
2 department of workforce development, a county or an elected tribal governing body
3 that provides any public assistance under this chapter or under s. 253.05 as a result
4 of the occurrence of an injury, sickness or death that creates a claim or cause of action,
5 whether in tort or contract, on the part of a public assistance recipient or beneficiary
6 or the estate of a recipient or beneficiary against a 3rd party, including an insurer,
7 is subrogated to the rights of the recipient, beneficiary or estate and may make a
8 claim or maintain an action or intervene in a claim or action by the recipient,
9 beneficiary or estate against the 3rd party. Subrogation under this subsection
10 because of the provision of medical assistance under subch. IV constitutes a lien,
11 equal to the amount of the medical assistance provided as a result of the injury,
12 sickness or death that gave rise to the claim. The lien is on any payment resulting
13 from a judgment or settlement that may be due the obligor. A lien under this
14 subsection continues until it is released and discharged by the department of health
15 and family services.

16 **SECTION 1490.** 49.89 (3m) (bm) of the statutes is created to read:

17 **49.89 (3m) (bm)** A person against whom a claim that is subrogated under sub.
18 (2) or assigned under sub. (3) is made, or that person's attorney or insurer, shall
19 provide notice under par. (c), if that person, attorney or insurer knows, or could
20 reasonably determine, that the claimant is a recipient or former recipient of medical
21 assistance under subch. IV, or is the estate of a former recipient of medical assistance
22 under subch. IV.

23 **SECTION 1491.** 49.89 (7) (c) of the statutes is amended to read:

24 **49.89 (7) (c)** The incentive payment shall be an amount equal to 15% of the
25 amount recovered because of benefits paid under s. 49.19, ~~49.20~~, s. 49.20, 1997 stats.,

1 and 49.30 or 253.05. The incentive payment shall be taken from the state share of
2 the sum recovered, except that the incentive payment for an amount recovered
3 because of benefits paid under s. 49.19 shall be considered an administrative cost
4 under s. 49.19 for the purpose of claiming federal funding.

5 **SECTION 1493.** 50.02 (2) (d) of the statutes is created to read:

6 50.02 (2) (d) The department shall promulgate rules that prescribe the time
7 periods and the methods of providing information specified in ss. 50.033 (2r) and (2s),
8 50.034 (5m) and (5n), 50.035 (4m) and (4n) and 50.04 (2g) (a) and (2h) (a).

9 **SECTION 1495.** 50.033 (2) of the statutes is amended to read:

10 50.033 (2) REGULATION. Standards for operation of licensed adult family homes
11 and procedures for application for licensure, monitoring, inspection, revocation and
12 appeal of revocation under this section shall be under rules promulgated by the
13 department under s. 50.02 (2) (am) 2. An adult family home licensure is valid until
14 revoked under this section. Licensure is not transferable. The biennial licensure fee
15 for a licensed adult family home is ~~\$75~~ \$135. The fee is payable to the county
16 department under s. 46.215, 46.22, 46.23, 51.42 or 51.437, if the county department
17 licenses the adult family home under sub. (1m) (b), and is payable to the department,
18 on a schedule determined by the department if the department licenses the adult
19 family home under sub. (1m) (b).

20 **SECTION 1496.** 50.033 (2r) of the statutes is created to read:

21 50.033 (2r) PROVISION OF INFORMATION REQUIRED. Subject to sub. (2t), an adult
22 family home shall, within the time period after inquiry by a prospective resident that
23 is prescribed by the department by rule, inform the prospective resident of the
24 services of a resource center under s. 46.283, the family care benefit under s. 46.286

1 and the availability of a functional and financial screen to determine the prospective
2 resident's eligibility for the family care benefit under s. 46.286 (1).

3 **SECTION 1497.** 50.033 (2s) of the statutes is created to read:

4 50.033 (2s) REQUIRED REFERRAL. Subject to sub. (2t), an adult family home shall,
5 within the time period prescribed by the department by rule, refer to a resource
6 center under s. 46.283 a person who is seeking admission, who is at least 65 years
7 of age or has a physical disability and whose disability or condition is expected to last
8 at least 90 days, unless any of the following applies:

9 (a) The person has received a screen for functional eligibility under s. 46.286
10 (1) (a) within the previous 6 months.

11 (b) The person is entering the adult family home only for respite care.

12 (c) The person is an enrollee of a care management organization.

13 **SECTION 1498.** 50.033 (2t) of the statutes is created to read:

14 50.033 (2t) APPLICABILITY. Subsections (2r) and (2s) apply only if the secretary
15 has certified under s. 46.281 (3) that a resource center is available for the adult family
16 home and for specified groups of eligible individuals that include those persons
17 seeking admission to or the residents of the adult family home.

18 **SECTION 1499.** 50.034 (5m) of the statutes is created to read:

19 50.034 (5m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (5p), a
20 residential care apartment complex shall, within the time period after inquiry by a
21 prospective resident that is prescribed by the department by rule, inform the
22 prospective resident of the services of a resource center under s. 46.283, the family
23 care benefit under s. 46.286 and the availability of a functional and financial screen
24 to determine the prospective resident's eligibility for the family care benefit under
25 s. 46.286 (1).

1 **SECTION 1500.** 50.034 (5n) of the statutes is created to read:

2 50.034 **(5n)** REQUIRED REFERRAL. Subject to sub. (5p), a residential care
3 apartment complex shall, within the time period prescribed by the department by
4 rule, refer to a resource center under s. 46.283 a person who is seeking admission,
5 who is at least 65 years of age or has a physical disability and whose disability or
6 condition is expected to last at least 90 days, unless any of the following applies:

7 (a) The person has received a screen for functional eligibility under s. 46.286
8 (1) (a) within the previous 6 months.

9 (b) The person is entering the residential care apartment complex only for
10 respite care.

11 (c) The person is an enrollee of a care management organization.

12 **SECTION 1501.** 50.034 (5p) of the statutes is created to read:

13 50.034 **(5p)** APPLICABILITY. Subsections (5m) and (5n) apply only if the secretary
14 has certified under s. 46.281 (3) that a resource center is available for the residential
15 care apartment complex and for specified groups of eligible individuals that include
16 those person seeking admission to or the residents of the residential care apartment
17 complex.

18 **SECTION 1501d.** 50.034 (6) of the statutes is amended to read:

19 50.034 **(6)** FUNDING. Funding for supportive, personal or nursing services that
20 a person who resides in a residential care apartment complex receives, other than
21 private or 3rd-party funding, may be provided only under s. 46.27 (11) (c) 7. or 46.277
22 (5) (e), unless except if the provider of the services is a certified medical assistance
23 provider under s. 49.45 or if the funding is provided as a family care benefit under
24 ss. 46.2805 to 46.2895.

25 **SECTION 1502.** 50.034 (8) of the statutes is created to read:

1 50.034 **(8)** FORFEITURES. (a) Whoever violates sub. (5m) or (5n) or rules
2 promulgated under sub. (5m) or (5n) may be required to forfeit not more than \$500
3 for each violation.

4 (b) The department may directly assess forfeitures provided for under par. (a).
5 If the department determines that a forfeiture should be assessed for a particular
6 violation, it shall send a notice of assessment to the residential care apartment
7 complex. The notice shall specify the amount of the forfeiture assessed, the violation
8 and the statute or rule alleged to have been violated, and shall inform the residential
9 care apartment complex of the right to a hearing under par. (c).

10 (c) A residential care apartment complex may contest an assessment of a
11 forfeiture by sending, within 10 days after receipt of notice under par. (b), a written
12 request for a hearing under s. 227.44 to the division of hearings and appeals created
13 under s. 15.103 (1). The administrator of the division may designate a hearing
14 examiner to preside over the case and recommend a decision to the administrator
15 under s. 227.46. The decision of the administrator of the division shall be the final
16 administrative decision. The division shall commence the hearing within 30 days
17 after receipt of the request for a hearing and shall issue a final decision within 15
18 days after the close of the hearing. Proceedings before the division are governed by
19 ch. 227. In any petition for judicial review of a decision by the division, the party,
20 other than the petitioner, who was in the proceeding before the division shall be the
21 named respondent.

22 (d) All forfeitures shall be paid to the department within 10 days after receipt
23 of notice of assessment or, if the forfeiture is contested under par. (c), within 10 days
24 after receipt of the final decision after exhaustion of administrative review, unless

1 the final decision is appealed and the order is stayed by court order. The department
2 shall remit all forfeitures paid to the state treasurer for deposit in the school fund.

3 (e) The attorney general may bring an action in the name of the state to collect
4 any forfeiture imposed under this section if the forfeiture has not been paid following
5 the exhaustion of all administrative and judicial reviews. The only issue to be
6 contested in any such action shall be whether the forfeiture has been paid.

7 **SECTION 1503.** 50.035 (4m) of the statutes is created to read:

8 50.035 (4m) PROVISION OF INFORMATION REQUIRED. Subject to sub. (4p), a
9 community-based residential facility shall, within the time period after inquiry by
10 a prospective resident that is prescribed by the department by rule, inform the
11 prospective resident of the services of a resource center under s. 46.283, the family
12 care benefit under s. 46.286 and the availability of a functional and financial screen
13 to determine the prospective resident's eligibility for the family care benefit under
14 s. 46.286 (1).

15 **SECTION 1504.** 50.035 (4n) of the statutes is created to read:

16 50.035 (4n) REQUIRED REFERRAL. Subject to sub. (4p), a community-based
17 residential facility shall, within the time period prescribed by the department by
18 rule, refer to a resource center under s. 46.283 a person who is seeking admission,
19 who is at least 65 years of age or has a physical disability and whose disability or
20 condition is expected to last at least 90 days, unless any of the following applies:

21 (a) The person has received a screen for functional eligibility under s. 46.286
22 (1) (a) within the previous 6 months.

23 (b) The person is entering the community-based residential facility only for
24 respite care.

25 (c) The person is an enrollee of a care management organization.

1 **SECTION 1505.** 50.035 (4p) of the statutes is created to read:

2 50.035 **(4p)** APPLICABILITY. Subsections (4m) and (4n) apply only if the secretary
3 has certified under s. 46.281 (3) that a resource center is available for the
4 community–based residential facility and for specified groups of eligible individuals
5 that include those persons seeking admission to or the residents of the
6 community–based residential facility.

7 **SECTION 1506.** 50.035 (7) (c) of the statutes is amended to read:

8 50.035 **(7)** (c) If the date estimated under par. (a) 2. is less than 24 months after
9 the date of the individual’s statement of financial condition, the community–based
10 residential facility shall provide the statement to the county department under s.
11 46.215 or 46.22 and shall refer the potential resident to the county department to
12 determine whether an assessment under s. 46.27 (6) should be conducted.

13 **SECTION 1507.** 50.035 (8) of the statutes is repealed.

14 **SECTION 1508.** 50.035 (11) of the statutes is created to read:

15 50.035 **(11)** FORFEITURES. (a) Whoever violates sub. (4m) or (4n) or rules
16 promulgated under sub. (4m) or (4n) may be required to forfeit not more than \$500
17 for each violation.

18 (b) The department may directly assess forfeitures provided for under par. (a).
19 If the department determines that a forfeiture should be assessed for a particular
20 violation, it shall send a notice of assessment to the community–based residential
21 facility. The notice shall specify the amount of the forfeiture assessed, the violation
22 and the statute or rule alleged to have been violated, and shall inform the licensee
23 of the right to a hearing under par. (c).

24 (c) A community–based residential facility may contest an assessment of a
25 forfeiture by sending, within 10 days after receipt of notice under par. (b), a written

1 request for a hearing under s. 227.44 to the division of hearings and appeals created
2 under s. 15.103 (1). The administrator of the division may designate a hearing
3 examiner to preside over the case and recommend a decision to the administrator
4 under s. 227.46. The decision of the administrator of the division shall be the final
5 administrative decision. The division shall commence the hearing within 30 days
6 after receipt of the request for a hearing and shall issue a final decision within 15
7 days after the close of the hearing. Proceedings before the division are governed by
8 ch. 227. In any petition for judicial review of a decision by the division, the party,
9 other than the petitioner, who was in the proceeding before the division shall be the
10 named respondent.

11 (d) All forfeitures shall be paid to the department within 10 days after receipt
12 of notice of assessment or, if the forfeiture is contested under par. (c), within 10 days
13 after receipt of the final decision after exhaustion of administrative review, unless
14 the final decision is appealed and the order is stayed by court order. The department
15 shall remit all forfeitures paid to the state treasurer for deposit in the school fund.

16 (e) The attorney general may bring an action in the name of the state to collect
17 any forfeiture imposed under this section if the forfeiture has not been paid following
18 the exhaustion of all administrative and judicial reviews. The only issue to be
19 contested in any such action shall be whether the forfeiture has been paid.

20 **SECTION 1509.** 50.037 (2) (a) of the statutes is amended to read:

21 50.037 (2) (a) The biennial fee for a community-based residential facility is
22 ~~\$170~~ \$306, plus a biennial fee of ~~\$22~~ \$39.60 per resident, based on the number of
23 residents that the facility is licensed to serve.

24 **SECTION 1510.** 50.04 (2g) of the statutes is created to read:

1 50.04 **(2g)** PROVISION OF INFORMATION REQUIRED. (a) Subject to sub. (2i), a
2 nursing home shall, within the time period after inquiry by a prospective resident
3 that is prescribed by the department by rule, inform the prospective resident of the
4 services of a resource center under s. 46.283, the family care benefit under s. 46.286
5 and the availability of a functional and financial screen to determine the prospective
6 resident's eligibility for the family care benefit under s. 46.286 (1).

7 (b) Failure to comply with this subsection is a class "C" violation under sub. (4)

8 (b) 3.

9 **SECTION 1511.** 50.04 (2h) of the statutes is created to read:

10 50.04 **(2h)** REQUIRED REFERRAL. (a) Subject to sub. (2i), a nursing home shall,
11 within the time period prescribed by the department by rule, refer to a resource
12 center under s. 46.283 a person who is seeking admission, who is at least 65 years
13 of age or has developmental disability or physical disability and whose disability or
14 condition is expected to last at least 90 days, unless any of the following applies:

15 1. The person has received a screen for functional eligibility under s. 46.286 (1)

16 (a) within the previous 6 months.

17 2. The person is seeking admission to the nursing home only for respite care.

18 3. The person is an enrollee of a care management organization.

19 (b) Failure to comply with this subsection is a class "C" violation under sub. (4)

20 (b) 3.

21 **SECTION 1512.** 50.04 (2i) of the statutes is created to read:

22 50.04 **(2i)** APPLICABILITY. Subsections (2g) and (2h) apply only if the secretary
23 has certified under s. 46.281 (3) that a resource center is available for the nursing
24 home and for specified groups of eligible individuals that include those persons
25 seeking admission to or the residents of the nursing home.

1 **SECTION 1513.** 50.04 (2m) of the statutes is renumbered 50.04 (2m) (a) and
2 amended to read:

3 50.04 **(2m)** (a) ~~No Except as provided in par. (b), no nursing home may admit~~
4 any patient until a physician has completed a plan of care for the patient and the
5 patient is assessed or the patient is exempt from or waives assessment under s. 46.27
6 (6) (a) ~~or 46.271 (2m) (a) 2~~. Failure to comply with this subsection is a class “C”
7 violation under sub. (4) (b) 3.

8 **SECTION 1514.** 50.04 (2m) (b) of the statutes is created to read:

9 50.04 **(2m)** (b) Paragraph (a) does not apply to those residents for whom the
10 secretary has certified under s. 46.281 (3) that a resource center is available.

11 **SECTION 1515.** 50.06 (7) of the statutes is amended to read:

12 50.06 **(7)** An individual who consents to an admission under this section may
13 request that an assessment be conducted for the incapacitated individual under the
14 long-term support community options program under s. 46.27 (6) or, if the secretary
15 has certified under s. 46.281 (3) that a resource center is available for the individual,
16 a functional and financial screen to determine eligibility for the family care benefit
17 under s. 46.286 (1).

18 **SECTION 1522.** 50.065 (8) of the statutes is amended to read:

19 50.065 **(8)** The department may charge a fee for obtaining the information
20 required under sub. (2) (am) or (3) (a) or for providing information to an entity to
21 enable the entity to comply with sub. (2) (b) 1. or (3) (b). The fee may not exceed the
22 reasonable cost of obtaining the information. No fee may be charged to a nurse’s
23 assistant, as defined in s. 146.40 (1) (d), for obtaining or maintaining the information
24 if to do so would be inconsistent with federal law.

25 **SECTION 1524.** 50.135 (2) (c) of the statutes is amended to read:

1 50.135 **(2)** (c) The fees collected under par. (a) shall be credited to the
2 appropriations under s. 20.435 ~~(1)~~ (4) (gm) and (6) (jm) as specified in those
3 appropriations for licensing, review and certifying activities.

4 **SECTION 1525.** 50.36 (2) (c) of the statutes is created to read:

5 50.36 **(2)** (c) The department shall promulgate rules that require that a
6 hospital, before discharging a patient who is aged 65 or older or who has
7 developmental disability or physical disability and whose disability or condition
8 requires long-term care that is expected to last at least 90 days, refer the patient to
9 the resource center under s. 46.283. The rules shall specify that this requirement
10 applies only if the secretary has certified under s. 46.281 (3) that a resource center
11 is available for the hospital and for specified groups of eligible individuals that
12 include persons seeking admission to or patients of the hospital.

13 **SECTION 1526.** 50.38 of the statutes is created to read:

14 **50.38 Forfeitures. (1)** Whoever violates rules promulgated under s. 50.36 (2)
15 (c) may be required to forfeit not more than \$500 for each violation.

16 **(2)** The department may directly assess forfeitures provided for under sub. (1).
17 If the department determines that a forfeiture should be assessed for a particular
18 violation, the department shall send a notice of assessment to the hospital. The
19 notice shall specify the amount of the forfeiture assessed, the violation and the
20 statute or rule alleged to have been violated, and shall inform the hospital of the right
21 to a hearing under sub. (3).

22 **(3)** A hospital may contest an assessment of a forfeiture by sending, within 10
23 days after receipt of notice under sub. (2), a written request for a hearing under s.
24 227.44 to the division of hearings and appeals created under s. 15.103 (1). The
25 administrator of the division may designate a hearing examiner to preside over the

1 case and recommend a decision to the administrator under s. 227.46. The decision
2 of the administrator of the division shall be the final administrative decision. The
3 division shall commence the hearing within 30 days after receipt of the request for
4 a hearing and shall issue a final decision within 15 days after the close of the hearing.
5 Proceedings before the division are governed by ch. 227. In any petition for judicial
6 review of a decision by the division, the party, other than the petitioner, who was in
7 the proceeding before the division shall be the named respondent.

8 (4) All forfeitures shall be paid to the department within 10 days after receipt
9 of notice of assessment or, if the forfeiture is contested under sub. (3), within 10 days
10 after receipt of the final decision after exhaustion of administrative review, unless
11 the final decision is appealed and the order is stayed by court order. The department
12 shall remit all forfeitures paid to the state treasurer for deposit in the school fund.

13 (5) The attorney general may bring an action in the name of the state to collect
14 any forfeiture imposed under this section if the forfeiture has not been paid following
15 the exhaustion of all administrative and judicial reviews. The only issue to be
16 contested in any such action shall be whether the forfeiture has been paid.

17 **SECTION 1529.** 50.49 (2) (b) of the statutes is amended to read:

18 50.49 (2) (b) The department shall, by rule, set a license fee to be paid by home
19 health agencies. ~~The fee shall be based on the annual net income, as determined by~~
20 ~~the department, of a home health agency.~~

21 **SECTION 1530.** 50.49 (4) of the statutes is amended to read:

22 50.49 (4) LICENSING, INSPECTION AND REGULATION. ~~The Except as provided in sub.~~
23 ~~(6m), the~~ department may register, license, inspect and regulate home health
24 agencies as provided in this section. The department shall ensure, in its inspections
25 of home health agencies, that a sampling of records from private pay patients are

1 reviewed. The department shall select the patients who shall receive home visits as
2 a part of the inspection. Results of the inspections shall be made available to the
3 public at each of the regional offices of the department.

4 **SECTION 1531.** 50.49 (6m) of the statutes is created to read:

5 50.49 **(6m)** EXCEPTIONS. None of the following is required to be licensed as a
6 home health agency under sub. (4), regardless of whether any of the following
7 provides services that are similar to services provided by a home health agency:

8 (a) A care management organization, as defined in s. 46.2805 (1).

9 (b) A program specified in s. 46.2805 (1) (a).

10 (c) A demonstration program specified in s. 46.2805 (1) (b).

11 **SECTION 1535.** 51.03 (1) of the statutes is renumbered 51.03 (1r).

12 **SECTION 1536.** 51.03 (1g) of the statutes is created to read:

13 51.03 **(1g)** In this section:

14 (a) “Early intervention” means action to hinder or alter a person’s mental
15 disorder or abuse of alcohol or other drugs in order to reduce the duration of early
16 symptoms or to reduce the duration or severity of mental illness or alcohol or other
17 drug abuse that may result.

18 (b) “Individualized service planning” means a process under which a person
19 with mental illness or who abuses alcohol or other drugs and, if a child, his or her
20 family, receives information, education and skills to enable the person to participate
21 mutually and creatively with his or her mental health or alcohol or other drug abuse
22 service provider in identifying his or her personal goals and developing his or her
23 assessment, crisis protocol, treatment and treatment plan. “Individualized service
24 planning” is tailored to the person and is based on his or her strengths, abilities and
25 needs.

1 (c) “Prevention” means action to reduce the instance, delay the onset or lessen
2 the severity of mental disorder, before the disorders may progress to mental illness,
3 by reducing risk factors for, enhancing protections against and promptly treating
4 early warning signs of mental disorder.

5 (d) “Recovery” means the process of a person’s growth and improvement,
6 despite a history of mental illness or alcohol or other drug abuse, in attitudes,
7 feelings, values, goals, skills and behavior and is measured by a decrease in
8 dysfunctional symptoms and an increase in maintaining the person’s highest level
9 of health, wellness, stability, self–determination and self–sufficiency.

10 (e) “Stigma” means disqualification from social acceptance, derogation,
11 marginalization and ostracism encountered by persons with mental illness or
12 persons who abuse alcohol or other drugs as the result of societal negative attitudes,
13 feelings, perceptions, representations and acts of discrimination.

14 **SECTION 1537.** 51.03 (4) of the statutes is created to read:

15 51.03 (4) Within the limits of available state and federal funds, the department
16 may do all of the following:

17 (a) Promote the creation of coalitions among the state, counties, providers of
18 mental health and alcohol and other drug abuse services, consumers of the services
19 and their families and advocates for persons with mental illness and for alcoholic and
20 drug dependent persons to develop, coordinate and provide a full range of resources
21 to advance prevention; early intervention; treatment; recovery; safe and affordable
22 housing; opportunities for education, employment and recreation; family and peer
23 support; self–help; and the safety and well–being of communities.

24 (b) In cooperation with counties, providers of mental health and alcohol and
25 other drug abuse services, consumers of the services, interested community

1 members and advocates for persons with mental illness and for alcoholic and drug
2 dependent persons, develop and implement a comprehensive strategy to reduce
3 stigma of and discrimination against persons with mental illness, alcoholics and
4 drug dependent persons.

5 (c) Develop and implement a comprehensive strategy to involve counties,
6 providers of mental health and alcohol and other drug abuse services, consumers of
7 the services and their families, interested community members and advocates for
8 persons with mental illness and for alcoholic and drug dependent persons as equal
9 participants in service system planning and delivery.

10 (d) Promote responsible stewardship of human and fiscal resources in the
11 provision of mental health and alcohol and other drug abuse services.

12 (e) Develop and implement methods to identify and measure outcomes for
13 consumers of mental health and alcohol and other drug abuse services.

14 (f) Promote access to appropriate mental health and alcohol and other drug
15 abuse services regardless of a person's geographic location, age, degree of mental
16 illness, alcoholism or drug dependency or availability of personal financial resources.

17 (g) Promote consumer decision making to enable persons with mental illness
18 and alcohol or drug dependency to be more self-sufficient.

19 (h) Promote use by providers of mental health and alcohol and other drug abuse
20 services of individualized service planning, under which the providers develop
21 written individualized service plans that promote treatment and recovery, together
22 with service consumers, families of service consumers who are children and
23 advocates chosen by consumers.

24 **SECTION 1538.** 51.03 (5) of the statutes is created to read:

1 51.03 (5) The department shall ensure that providers of mental health and
2 alcohol and other drug abuse services who use individualized service plans, as
3 specified in sub. (4) (h), do all of the following in using a plan:

4 (a) Establish meaningful and measurable goals for the consumer.

5 (b) Base the plan on a comprehensive assessment of the consumer's strengths,
6 abilities, needs and preferences.

7 (c) Keep the plan current.

8 (d) Modify the plan as necessary.

9 **SECTION 1540.** 51.06 (1) (d) of the statutes is amended to read:

10 51.06 (1) (d) ~~At the southern center for developmentally disabled, services~~
11 Services for up to ~~40~~ 36 individuals with developmental disability who are also
12 diagnosed as mentally ill or who exhibit extremely aggressive and challenging
13 behaviors and ~~at the northern center for developmentally disabled, services for up~~
14 ~~to 12 such individuals.~~

15 **SECTION 1541.** 51.07 (3) of the statutes is amended to read:

16 51.07 (3) The department may provide outpatient services only to patients
17 contracted for with county departments under ss. 51.42 and 51.437 in accordance
18 with s. 46.03 (18), except for those patients whom the department finds to be
19 nonresidents of this state and ~~those patients specified in sub. (4) (a)~~ persons receiving
20 services under contracts under s. 46.043. The full and actual cost less applicable
21 collections of services contracted for with county departments under s. 51.42 or
22 51.437 shall be charged to the respective county department under s. 51.42 or 51.437.
23 The state shall provide the services required for patient care only if no outpatient
24 services are funded by the department in the county or group of counties served by
25 the respective county department under s. 51.42 or 51.437.

1 **SECTION 1542.** 51.07 (4) of the statutes is repealed.

2 **SECTION 1562.** 51.42 (3) (ar) 17. of the statutes is created to read:

3 51.42 **(3)** (ar) 17. If authorized under s. 46.283 (1) (a) 1., apply to the department
4 of health and family services to operate a resource center under s. 46.283 and, if the
5 department contracts with the county under s. 46.283 (2), operate the resource
6 center.

7 **SECTION 1563.** 51.42 (3) (ar) 18. of the statutes is created to read:

8 51.42 **(3)** (ar) 18. If authorized under s. 46.284 (1) (a) 1., apply to the department
9 of health and family services to operate a care management organization under s.
10 46.284 and, if the department contracts with the county under s. 46.284 (2), operate
11 the care management organization and, if appropriate, place funds in a risk reserve.

12 **SECTION 1564.** 51.42 (3) (as) 3. of the statutes is amended to read:

13 51.42 **(3)** (as) 3. Care, services and supplies provided after December 31, 1973,
14 to any person who, on December 31, 1973, was in or under the supervision of a mental
15 health institute, or was receiving mental health services in a facility authorized by
16 s. 51.08 or 51.09, but was not admitted to a mental health institute by the
17 department of health and family services, shall be charged to the county department
18 of community programs which was responsible for such care and services at the place
19 where the patient resided when admitted to the institution. The department of
20 health and family services shall may bill county departments of community
21 programs for care provided at the mental health institutes at rates which reflects the
22 ~~estimated per diem cost of specific levels of care, to be adjusted periodically by the~~
23 department of health and family services sets on a flexible basis, except that this
24 flexible rate structure shall cover the cost of operations of the mental health
25 institutes.

1 **SECTION 1565.** 51.42 (3) (aw) 1. d. of the statutes is amended to read:

2 51.42 **(3)** (aw) 1. d. Provide treatment and services that are specified in a
3 conditional release plan approved by a court for a person who is a county resident and
4 is conditionally released under s. 971.17 (3) or (4) or that are specified in a supervised
5 release plan approved by a court under s. 980.06 (2) (c), 1997 stats., or s. 980.08 (5).
6 If the county department provides treatment and services under this subdivision, the
7 department of health and family services shall, from the appropriation under s.
8 20.435 (2) (bj), pay the county department for the costs of the treatment and services.

9 **SECTION 1566.** 51.42 (3) (e) of the statutes is amended to read:

10 51.42 **(3)** (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78
11 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07
12 (3) (c) and 938.78 (2) (a), any subunit of a county department of community programs
13 acting under this section may exchange confidential information about a client,
14 without the informed consent of the client, with any other subunit of the same county
15 department of community programs, with a resource center, care management
16 organization or family care district, or with any person providing services to the
17 client under a purchase of services contract with the county department of
18 community programs or with a resource center, care management organization or
19 family care district, if necessary to enable an employe or service provider to perform
20 his or her duties, or to enable the county department of community programs to
21 coordinate the delivery of services to the client.

22 **SECTION 1568.** 51.423 (2) of the statutes is amended to read:

23 51.423 **(2)** From the appropriations under s. 20.435 (3) (o) and (7) (b), (kw) and
24 (o), the department shall distribute the funding for services provided or purchased
25 by county departments under s. 46.23, 51.42 or 51.437 to such county departments

1 as provided under s. 46.40. County matching funds are required for the distributions
2 under s. 46.40 (2) and (9) (b). Each county's required match for the distributions
3 under s. 46.40 (2) for a year equals 9.89% of the total of the county's distributions
4 under s. 46.40 (2) for that year for which matching funds are required plus the
5 amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile
6 delinquency-related services from its distribution for 1987. Each county's required
7 match for the distribution under s. 46.40 (9) (b) for a year equals 9.89% of that
8 county's amounts described in s. 46.40 (9) (a) (intro.) for that year. Matching funds
9 may be from county tax levies, federal and state revenue sharing funds or private
10 donations to the counties that meet the requirements specified in sub. (5). Private
11 donations may not exceed 25% of the total county match. If the county match is less
12 than the amount required to generate the full amount of state and federal funds
13 distributed for this period, the decrease in the amount of state and federal funds
14 equals the difference between the required and the actual amount of county
15 matching funds.

16 **SECTION 1570.** 51.437 (4m) (n) of the statutes is created to read:

17 51.437 (4m) (n) If authorized under s. 46.283 (1) (a) 1., apply to the department
18 of health and family services to operate a resource center under s. 46.283 and, if the
19 department contracts with the county under s. 46.283 (2), operate the resource
20 center.

21 **SECTION 1571.** 51.437 (4m) (p) of the statutes is created to read:

22 51.437 (4m) (p) If authorized under s. 46.284 (1) (a) 1., apply to the department
23 of health and family services to operate a care management organization under s.
24 46.284 and, if the department contracts with the county under s. 46.284 (2), operate
25 the care management organization and, if appropriate, place funds in a risk reserve.

1 **SECTION 1572.** 51.437 (4r) (b) of the statutes is amended to read:

2 51.437 **(4r)** (b) Notwithstanding ss. 46.2895 (9), 48.78 (2) (a), 49.45 (4), 49.83,
3 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07 (3) (c) and 938.78 (2) (a),
4 any subunit of the county department of developmental disabilities services acting
5 under this section may exchange confidential information about a client, without the
6 informed consent of the client, with any other subunit of the same county department
7 of developmental disabilities services, with a resource center, care management
8 organization or family care district, or with any person providing services to the
9 client under a purchase of services contract with the county department of
10 developmental disabilities services or with a resource center, care management
11 organization or family care district, if necessary to enable an employe or service
12 provider to perform his or her duties, or to enable the county department of
13 developmental disabilities services to coordinate the delivery of services to the client.

14 **SECTION 1573.** 51.45 (5) of the statutes is repealed.

15 **SECTION 1575t.** 59.23 (2) (i) of the statutes is repealed.

16 **SECTION 1576.** 59.25 (3) (f) 2. of the statutes is amended to read:

17 59.25 **(3)** (f) 2. For all court imposed fines and forfeitures required by law to be
18 deposited in the state treasury, the amounts required by s. ~~165.87~~ 757.05 for the
19 penalty assessment surcharge, the amounts required by s. 165.755 for the crime
20 laboratories and drug law enforcement assessment, the amounts required by s.
21 167.31 (5) for the weapons assessment, the amounts required by s. 973.045 for the
22 crime victim and witness assistance surcharge, the amounts required by s. 938.34
23 (8d) for the delinquency victim and witness assistance surcharge, the amounts
24 required by s. 973.046 for the deoxyribonucleic acid analysis surcharge, the amounts
25 required by s. 961.41 (5) for the drug abuse program improvement surcharge, the

1 amounts required by s. 100.261 for the consumer information assessment, the
2 amounts authorized by s. 971.37 (1m) (c) 1. or required by s. 973.055 (1) for the
3 domestic abuse assessment, the amounts required by s. 253.06 (4) (c) for the
4 enforcement assessment under the supplemental food program for women, infants
5 and children, the amounts required by ss. 346.177, 346.495 and 346.65 (4r) for the
6 railroad crossing improvement assessment, the amounts required by s. 346.655 (2)
7 (a) and (b) for the driver improvement surcharge, the amounts required by s. 102.85
8 (4) for the uninsured employer assessment, the amounts required by s. 299.93 for the
9 environmental assessment, the amounts required by s. 29.983 for the wild animal
10 protection assessment, the amounts required by s. 29.987 for the natural resources
11 assessment surcharge, the amounts required by s. 29.985 for the fishing shelter
12 removal assessment, the amounts required by s. 350.115 for the snowmobile
13 registration restitution payment and the amounts required by s. 29.989 for natural
14 resources restitution payments, transmit to the state treasurer a statement of all
15 moneys required by law to be paid on the actions entered during the preceding month
16 on or before the first day of the next succeeding month, certified by the county
17 treasurer's personal signature affixed or attached thereto, and at the same time pay
18 to the state treasurer the amount thereof.

19 **SECTION 1577.** 59.40 (2) (m) of the statutes is amended to read:

20 59.40 (2) (m) Pay monthly to the treasurer for the use of the state the state's
21 percentage of the fees required to be paid on each civil action, criminal action and
22 special proceeding filed during the preceding month and pay monthly to the
23 treasurer for the use of the state the percentage of court imposed fines and forfeitures
24 required by law to be deposited in the state treasury, the amounts required by s.
25 ~~165.87 (2) (b)~~ 757.05 for the penalty assessment surcharge, the amounts required by

1 s. 165.755 for the crime laboratories and drug law enforcement assessment, the
2 amounts required by s. 167.31 (5) for the weapons assessment, the amounts required
3 by s. 973.045 for the crime victim and witness assistance surcharge, the amounts
4 required by s. 938.34 (8d) for the delinquency victim and witness assistance
5 surcharge, the amounts required by s. 973.046 for the deoxyribonucleic acid analysis
6 surcharge, the amounts required by s. 961.41 (5) for the drug abuse program
7 improvement surcharge, the amounts required by s. 100.261 for the consumer
8 information assessment, the amounts authorized by s. 971.37 (1m) (c) 1. or required
9 by s. 973.055 for the domestic abuse assessment surcharge, the amounts required by
10 s. 253.06 (4) (c) for the enforcement assessment under the supplemental food
11 program for women, infants and children, the amounts required by ss. 346.177,
12 346.495 and 346.65 (4r) for the railroad crossing improvement assessment, the
13 amounts required by s. 346.655 for the driver improvement surcharge, the amounts
14 required by s. 102.85 (4) for the uninsured employer assessment, the amounts
15 required by s. 299.93 for the environmental assessment, the amounts required under
16 s. 29.983 for the wild animal protection assessment, the amounts required under s.
17 29.987 (1) (d) for the natural resources assessment surcharge, the amounts required
18 by s. 29.985 for the fishing shelter removal assessment, the amounts required by s.
19 350.115 for the snowmobile registration restitution payment and the amounts
20 required under s. 29.989 (1) (d) for the natural resources restitution payments. The
21 payments shall be made by the 15th day of the month following receipt thereof.

22 **SECTION 1578.** 59.69 (3) (a) of the statutes is amended to read:

23 59.69 (3) (a) The county zoning agency shall direct the preparation of a county
24 development plan or parts thereof for the physical development of the
25 unincorporated territory within the county and areas within incorporated

1 jurisdictions whose governing bodies by resolution agree to having their areas
2 included in the county’s development plan. The plan may be adopted in whole or in
3 part and may be amended by the board and endorsed by the governing bodies of
4 incorporated jurisdictions included in the plan. The county development plan, in
5 whole or in part, in its original form or as amended, is hereafter referred to as the
6 development plan. The development plan shall contain at least the elements
7 described in s. 66.0295.

8 **SECTION 1579.** 59.69 (3) (b) of the statutes is repealed and recreated to read:

9 59.69 (3) (b) The development plan shall include the master plan, if any, of any
10 city or village, which was adopted under s. 62.23 (2) or (3) and the official map, if any,
11 of such city or village, which was adopted under s. 62.23 (6) in the county, without
12 change.

13 **SECTION 1579n.** 59.692 (1) (bn) of the statutes is created to read:

14 59.692 (1) (bn) “Shoreland setback area” means an area in a shoreland that is
15 within a certain distance of the ordinary high–water mark in which the construction
16 or placement of buildings or structures has been limited or prohibited under an
17 ordinance enacted under this section.

18 **SECTION 1579p.** 59.692 (1) (d) of the statutes is created to read:

19 59.692 (1) (d) “Special zoning permission” has the meaning given in s. 59.69
20 (15) (g).

21 **SECTION 1579r.** 59.692 (1v) of the statutes is created to read:

22 59.692 (1v) A county shall grant special zoning permission for the construction
23 or placement of a structure on property in a shoreland setback area if all of the
24 following apply:

1 (a) The part of the structure that is nearest to the water is located at least 35
2 feet landward from the ordinary high-water mark.

3 (b) The total floor area of all of the structures in the shoreland setback area of
4 the property will not exceed 200 square feet. In calculating this square footage,
5 boathouses shall be excluded.

6 (c) The structure that is the subject of the request for special zoning permission
7 has no sides or has open or screened sides.

8 (d) The county must approve a plan that will be implemented by the owner of
9 the property to preserve or establish a vegetative buffer zone that covers at least 70%
10 of the half of the shoreland setback area that is nearest to the water.

11 **SECTION 1580g.** 59.694 (7) (c) of the statutes is amended to read:

12 59.694 (7) (c) To authorize upon appeal in specific cases variances from the
13 terms of the ordinance that will not be contrary to the public interest, where, owing
14 to special conditions, a literal enforcement of the provisions of the ordinance will
15 result in unnecessary hardship, and so that the spirit of the ordinance shall be
16 observed and substantial justice done. Except in cases where a property owner
17 requests a variance from an ordinance enacted under s. 59.692, or adopted or
18 reinstated by the department of natural resources under s. 59.692 (7), or a
19 conservancy zoning ordinance, a property owner may establish “unnecessary
20 hardship”, as that term is used in this paragraph, by demonstrating that strict
21 compliance with an area zoning ordinance would unreasonably prevent the property
22 owner from using the property owner’s property for a permitted purpose or would
23 render conformity with the zoning ordinance unnecessarily burdensome.

24 **SECTION 1582s.** 60.62 (4) (a) of the statutes is amended to read:

1 60.62 (4) (a) Notwithstanding ss. 61.35 and 62.23 (1) (a), a town with a
2 population of less than 2,500 that acts under this section may create a “Town Plan
3 Commission” under s. 62.23 (1) (a) that has 5 members, ~~consisting of the town~~
4 ~~chairperson, who shall be its presiding officer, the town engineer, the president of the~~
5 ~~park board, another member of the town board and one citizen. If the town plan~~
6 ~~commission has only 5 members and the town has no engineer or park board, an~~
7 ~~additional citizen member shall be appointed so that the commission has at all times~~
8 ~~5 members~~ all of whom shall be appointed by the town board chairperson, who shall
9 also select the presiding officer. The town board chairperson may appoint himself
10 or herself to the commission and may appoint other town elected or appointed
11 officials to the commission, except that the commission shall always have at least one
12 citizen member who is not a town official. All other provisions of ss. 61.35 and 62.23
13 shall apply to a town plan commission that has 5 members.

14 **SECTION 1582t.** 60.62 (4) (b) of the statutes is amended to read:

15 60.62 (4) (b) If a town plan commission consists of 7 members and the town
16 board enacts an ordinance or adopts a resolution reducing the size of the commission
17 to 5 members, the commission shall continue to operate with 6 or 7 members until
18 the expiration of the terms of the 2 citizen members, who were appointed under s.
19 62.23 (1) (e) (a), whose terms expire soonest after the effective date of the ordinance
20 or resolution that reduces the size of the commission.

21 **SECTION 1582u.** 60.62 (4) (c) of the statutes is amended to read:

22 60.62 (4) (c) If a town plan commission consists of 5 members and the town
23 board enacts an ordinance or adopts a resolution increasing the size of the
24 commission to 7 members, the town board chairperson shall appoint the 2 new
25 members under s. 62.23 (1) (e) (a).

1 **SECTION 1589s.** 62.23 (1) (a) of the statutes is amended to read:

2 62.23 (1) (a) The council of any city may by ordinance create a “City Plan
3 Commission,” to consist of ~~the mayor, who shall be its presiding officer, the city~~
4 ~~engineer, the president of the park board, an alderperson, and 3 citizens. In case the~~
5 ~~city has no engineer or no park board, an additional citizen member shall be~~
6 ~~appointed so that the board has at all times 7 members. All members of the~~
7 ~~commission shall be appointed by the mayor, who shall also choose the presiding~~
8 ~~officer. The mayor may appoint himself or herself to the commission and may~~
9 ~~appoint other city elected or appointed officials, except that the commission shall~~
10 ~~always have at least 3 citizen members who are not city officials.~~ Citizen members
11 shall be persons of recognized experience and qualifications. The council may by
12 ordinance provide that the membership of the commission shall be as provided
13 thereunder.

14 **SECTION 1589t.** 62.23 (1) (b) of the statutes is repealed.

15 **SECTION 1589u.** 62.23 (1) (c) of the statutes is repealed.

16 **SECTION 1589v.** 62.23 (1) (d) of the statutes is amended to read:

17 62.23 (1) (d) ~~The additional citizen members, if any, of the commission shall be~~
18 ~~first appointed to hold office for a period ending one year from the succeeding May~~
19 ~~first, and thereafter annually of 3 years. Appointments shall be made by the mayor~~
20 ~~during the month of April. Whenever a park board is created, or a city engineer~~
21 ~~appointed, the president of such board or such engineer shall succeed to a place on~~
22 ~~the commission when the term of an additional citizen member expires for terms that~~
23 ~~expire in April or at any other time if a vacancy occurs during the middle of a term.~~

24 **SECTION 1590.** 62.23 (2) of the statutes is amended to read:

1 62.23 (2) FUNCTIONS. It shall be the function and duty of the commission to
2 make and adopt a master plan for the physical development of the city, including any
3 areas outside of its boundaries which in the commission's judgment bear relation to
4 the development of the city provided, however, that in any county where a regional
5 planning department has been established, areas outside the boundaries of a city
6 may not be included in the master plan without the consent of the county board of
7 supervisors. The master plan, with the accompanying maps, plats, charts and
8 descriptive and explanatory matter, shall show the commission's recommendations
9 for such physical development, and ~~may include, among other things without~~
10 ~~limitation because of enumeration, the general location, character and extent of~~
11 ~~streets, highways, freeways, street grades, roadways, walks, bridges, viaducts,~~
12 ~~parking areas, tunnels, public places and areas, parks, parkways, playgrounds, sites~~
13 ~~for public buildings and structures, airports, pierhead and bulkhead lines,~~
14 ~~waterways, routes for railroads and buses, historic districts, and the general location~~
15 ~~and extent of sewers, water conduits and other public utilities whether privately or~~
16 ~~publicly owned, the acceptance, widening, narrowing, extension, relocation,~~
17 ~~removal, vacation, abandonment or change of use of any of the foregoing public ways,~~
18 ~~grounds, places, spaces, buildings, properties, utilities, routes or terminals, the~~
19 ~~general location, character and extent of community centers and neighborhood~~
20 ~~units, the general character, extent and layout of the replanning of blighted districts~~
21 ~~and slum areas, and a comprehensive zoning plan shall contain at least the elements~~
22 ~~described in s. 66.0295.~~ The commission may from time to time amend, extend or add
23 to the master plan or carry any part or subject matter into greater detail. The
24 commission may adopt rules for the transaction of business and shall keep a record

1 of its resolutions, transactions, findings and determinations, which record shall be
2 a public record.

3 **SECTION 1591.** 62.23 (3) (b) of the statutes is amended to read:

4 62.23 (3) (b) The commission may adopt the master plan as a whole by a single
5 resolution, or, as the work of making the whole master plan progresses, may from
6 time to time by resolution adopt a part or parts thereof, any such part to correspond
7 generally with one or more of the ~~functional subdivisions of the subject matter of the~~
8 ~~plan~~ elements specified in s. 66.0295. The adoption of the plan or any part,
9 amendment or addition, shall be by resolution carried by the affirmative votes of not
10 less than a majority of all the members of the city plan commission. The resolution
11 shall refer expressly to the ~~maps, descriptive matter,~~ elements under s. 66.0295 and
12 other matters intended by the commission to form the whole or any part of the plan,
13 and the action taken shall be recorded on the adopted plan or part thereof by the
14 identifying signature of the secretary of the commission, and a copy of the plan or
15 part thereof shall be certified to the common council. The purpose and effect of the
16 adoption and certifying of the master plan or part thereof shall be solely to aid the
17 city plan commission and the council in the performance of their duties.

18 **SECTION 1591g.** 62.23 (7) (e) 7. of the statutes is amended to read:

19 62.23 (7) (e) 7. The board of appeals shall have the following powers: To hear
20 and decide appeals where it is alleged there is error in any order, requirement,
21 decision or determination made by an administrative official in the enforcement of
22 this section or of any ordinance adopted pursuant thereto; to hear and decide special
23 exception to the terms of the ordinance upon which such board is required to pass
24 under such ordinance; to authorize upon appeal in specific cases such variance from
25 the terms of the ordinance as will not be contrary to the public interest, where, owing

1 to special conditions, a literal enforcement of the provisions of the ordinance will
2 result in practical difficulty or unnecessary hardship, so that the spirit of the
3 ordinance shall be observed, public safety and welfare secured, and substantial
4 justice done. The board may permit in appropriate cases, and subject to appropriate
5 conditions and safeguards in harmony with the general purpose and intent of the
6 ordinance, a building or premises to be erected or used for such public utility
7 purposes in any location which is reasonably necessary for the public convenience
8 and welfare. Except in cases where a property owner requests a variance from an
9 ordinance enacted under s. 59.692, 61.351 or 62.231, or adopted by the department
10 of natural resources under s. 61.351 (6) or 62.231 (6), or from a conservancy zoning
11 ordinance, a property owner may establish “unnecessary hardship”, as that term is
12 used in this subdivision, by demonstrating that strict compliance with an area
13 zoning ordinance would unreasonably prevent the property owner from using the
14 property owner’s property for a permitted purpose or would render conformity with
15 the zoning ordinance unnecessarily burdensome.

16 **SECTION 1592g.** 62.50 (23m) of the statutes is created to read:

17 **62.50 (23m)** FIREARM LAW MEDIA CAMPAIGN. The board shall conduct a city-wide
18 communications media campaign designed to deter the unlawful possession and use
19 of firearms by educating the public about the legal consequences of unlawful
20 possession and use of firearms. The department of administration shall provide
21 funding to the board for the media campaign under this subsection from the
22 appropriation under s. 20.475 (1) (f). The amounts paid by the department of
23 administration under this subsection may not exceed \$90,000 in the 1999–2000
24 fiscal year and \$60,000 in the 2000–01 fiscal year.

25 **SECTION 1606.** 66.0295 of the statutes is created to read:

1 **66.0295 Comprehensive planning. (1) DEFINITIONS.** In this section:

2 (a) “Comprehensive plan” means:

3 1. For a county, a development plan that is prepared or amended under s. 59.69
4 (2) or (3).

5 2. For a city or a village, or for a town that exercises village powers under s.
6 60.22 (3), a master plan that is adopted or amended under s. 62.23 (2) or (3).

7 3. For a regional planning commission, a master plan that is adopted or
8 amended under s. 66.945 (8), (9) or (10).

9 (b) “Local governmental unit” means a city, village, town, county or regional
10 planning commission that may adopt, prepare or amend a comprehensive plan.

11 **(2) CONTENTS OF A COMPREHENSIVE PLAN.** A comprehensive plan shall contain
12 all of the following elements:

13 (a) *Issues and opportunities element.* Background information on the local
14 governmental unit and a statement of overall objectives, policies, goals and programs
15 of the local governmental unit to guide the future development and redevelopment
16 of the local governmental unit over a 20–year planning period. Background
17 information shall include population, household and employment forecasts that the
18 local governmental unit uses in developing its comprehensive plan, and
19 demographic trends, age distribution, educational levels, income levels and
20 employment characteristics that exist within the local governmental unit.

21 (b) *Housing element.* A compilation of objectives, policies, goals, maps and
22 programs of the local governmental unit to provide an adequate housing supply that
23 meets existing and forecasted housing demand in the local governmental unit. The
24 element shall assess the age, structural, value and occupancy characteristics of the
25 local governmental unit’s housing stock. The element shall also identify specific

1 policies and programs that promote the development of housing for residents of the
2 local governmental unit with all income levels and with various needs, policies and
3 programs that promote the availability of land for the development or redevelopment
4 of low-income and moderate-income housing, and policies and programs to
5 maintain or rehabilitate the local governmental unit's existing housing stock.

6 (c) *Transportation element.* A compilation of objectives, policies, goals, maps
7 and programs to guide the future development of the various modes of
8 transportation, including highways, transit, transportation systems for persons
9 with disabilities, bicycles, walking, railroads, air transportation, trucking and water
10 transportation. The element shall compare the local governmental unit's objectives,
11 policies, goals and programs to state and regional transportation plans. The element
12 shall also identify highways within the local governmental unit by function and
13 incorporate other applicable transportation plans, including transportation corridor
14 plans, county highway functional and jurisdictional studies, urban area and rural
15 area transportation plans, airport master plans and rail plans that apply in the local
16 governmental unit.

17 (d) *Utilities and community facilities element.* A compilation of objectives,
18 policies, goals, maps and programs to guide the future development of utilities and
19 community facilities in the local governmental unit such as sanitary sewer service,
20 storm water management, water supply, solid waste disposal, on-site wastewater
21 treatment technologies, recycling facilities, parks, telecommunications facilities,
22 power-generating plants and transmission lines, cemeteries, health care facilities,
23 child care facilities and other public facilities, such as police, fire and rescue facilities,
24 libraries, schools and other governmental facilities. The element shall describe the
25 location, use and capacity of existing public utilities and community facilities that

1 serve the local governmental unit, shall include an approximate timetable that
2 forecasts the need in the local governmental unit to expand or rehabilitate existing
3 utilities and facilities or to create new utilities and facilities and shall assess future
4 needs for government services in the local governmental unit that are related to such
5 utilities and facilities.

6 (e) *Agricultural, natural and cultural resources element.* A compilation of
7 objectives, policies, goals, maps and programs for the conservation, and promotion
8 of the effective management, of natural resources such as groundwater, forests,
9 productive agricultural areas, environmentally sensitive areas, threatened and
10 endangered species, stream corridors, surface water, floodplains, wetlands, wildlife
11 habitat, metallic and nonmetallic mineral resources, parks, open spaces, historical
12 and cultural resources, community design, recreational resources and other natural
13 resources.

14 (f) *Economic development element.* A compilation of objectives, policies, goals,
15 maps and programs to promote the stabilization, retention or expansion, of the
16 economic base and quality employment opportunities in the local governmental unit,
17 including an analysis of the labor force and economic base of the local governmental
18 unit. The element shall assess categories or particular types of new businesses and
19 industries that are desired by the local governmental unit. The element shall assess
20 the local governmental unit's strengths and weaknesses with respect to attracting
21 and retaining businesses and industries, and shall designate an adequate number
22 of sites for such businesses and industries. The element shall also evaluate and
23 promote the use of environmentally contaminated sites for commercial or industrial
24 uses. The element shall also identify county, regional and state economic
25 development programs that apply to the local governmental unit.

1 (g) *Intergovernmental cooperation element.* A compilation of objectives,
2 policies, goals, maps and programs for joint planning and decision making with other
3 jurisdictions, including school districts and adjacent local governmental units, for
4 siting and building public facilities and sharing public services. The element shall
5 analyze the relationship of the local governmental unit to school districts and
6 adjacent local governmental units, and to the region, the state and other
7 governmental units. The element shall incorporate any plans or agreements to
8 which the local governmental unit is a party under s. 66.023, 66.30 or 66.945. The
9 element shall identify existing or potential conflicts between the local governmental
10 unit and other governmental units that are specified in this paragraph and describe
11 processes to resolve such conflicts.

12 (h) *Land-use element.* A compilation of objectives, policies, goals, maps and
13 programs to guide the future development and redevelopment of public and private
14 property. The element shall contain a listing of the amount, type, intensity and net
15 density of existing uses of land in the local governmental unit, such as agricultural,
16 residential, commercial, industrial and other public and private uses. The element
17 shall analyze trends in the supply, demand and price of land, opportunities for
18 redevelopment and existing and potential land-use conflicts. The element shall
19 contain projections, based on the background information specified in par. (a), for 20
20 years with detailed maps, in 5-year increments, of future residential, agricultural,
21 commercial and industrial land uses including the assumptions of net densities or
22 other spatial assumptions upon which the projections are based. The element shall
23 also include a series of maps that shows current land uses and future land uses that
24 indicate productive agricultural soils, natural limitations for building site
25 development, floodplains, wetlands and other environmentally sensitive lands, the

1 boundaries of areas to which services of public utilities and community facilities, as
2 those terms are used in par. (d), will be provided in the future, consistent with the
3 timetable described in par. (d), and the general location of future land uses by net
4 density or other classifications.

5 (i) *Implementation element.* A compilation of programs and specific actions to
6 be completed in a stated sequence, including proposed changes to any applicable
7 zoning ordinances, official maps, sign regulations, erosion and storm water control
8 ordinances, historic preservation ordinances, site plan regulations, design review
9 ordinances, building codes, mechanical codes, housing codes, sanitary codes or
10 subdivision ordinances, to implement the objectives, policies, plans and programs
11 contained in pars. (a) to (h). The element shall describe how each of the elements of
12 the comprehensive plan will be integrated and made consistent with the other
13 elements of the comprehensive plan, and shall include a mechanism to measure the
14 local governmental unit's progress toward achieving all aspects of the
15 comprehensive plan. The element shall include a process for updating the
16 comprehensive plan. A comprehensive plan under this subsection shall be updated
17 no less than once every 10 years.

18 **(3) ACTIONS, PROCEDURES THAT MUST BE CONSISTENT WITH COMPREHENSIVE PLANS.**

19 Beginning on January 1, 2010, any action of a local governmental unit that affects
20 land use shall be consistent with that local governmental unit's comprehensive plan,
21 including all of the following:

22 (a) Municipal incorporation procedures under s. 66.012, 66.013 or 66.014.

23 (b) Annexation procedures under s. 66.021, 66.024 or 66.025.

24 (c) Cooperative boundary agreements entered into under s. 66.023.

25 (d) Consolidation of territory under s. 66.02.

1 (e) Detachment of territory under s. 66.022.

2 (f) Municipal boundary agreements fixed by judgment under s. 66.027.

3 (g) Official mapping established or amended under s. 62.23 (6).

4 (h) Local subdivision regulation under s. 236.45 or 236.46.

5 (i) Extraterritorial plat review within a city's or village's extraterritorial plat
6 approval jurisdiction, as is defined in s. 236.02 (5).

7 (j) County zoning ordinances enacted or amended under s. 59.69.

8 (k) City or village zoning ordinances enacted or amended under s. 62.23 (7).

9 (L) Town zoning ordinances enacted or amended under s. 60.61 or 60.62.

10 (m) An improvement of a transportation facility that is undertaken under s.
11 84.185.

12 (n) Agricultural preservation plans that are prepared or revised under subch.
13 IV of ch. 91.

14 (o) Impact fee ordinances that are enacted or amended under s. 66.55.

15 (p) Land acquisition for recreational lands and parks under s. 23.09 (20).

16 (q) Zoning of shorelands or wetlands in shorelands under s. 59.692, 61.351 or
17 62.231.

18 (r) Construction site erosion control and storm water management zoning
19 under s. 59.693, 61.354 or 62.234.

20 **(4) PROCEDURES FOR ADOPTING COMPREHENSIVE PLANS.** A local governmental unit
21 shall comply with all of the following before its comprehensive plan may take effect:

22 (a) The governing body of a local governmental unit shall adopt written
23 procedures that are designed to foster public participation, including open
24 discussion, communication programs, information services and public meetings for
25 which advance notice has been provided, in every stage of the preparation of a

1 comprehensive plan. The written procedures shall provide for wide distribution of
2 proposed, alternative or amended elements of a comprehensive plan and shall
3 provide an opportunity for written comments on the plan to be submitted by
4 members of the public to the governing body and for the governing body to respond
5 to such written comments.

6 (b) The planning commission or other body of a local governmental unit that
7 is authorized to prepare or amend a comprehensive plan may recommend the
8 adoption or amendment of a comprehensive plan only by adopting a resolution by
9 majority vote. The vote shall be recorded in the official minutes of the planning
10 commission or other body. The resolution shall refer to maps and other descriptive
11 materials that relate to one or more elements of a comprehensive plan. One copy of
12 an adopted comprehensive plan, or of an amendment to such a plan, shall be sent to
13 all of the following:

14 1. Every governmental body that is located in whole or in part within the
15 boundaries of the local governmental unit.

16 2. Every local governmental unit that is adjacent to the local governmental unit
17 which is the subject of the plan that is adopted or amended as described in par. (b)
18 (intro.).

19 3. The Wisconsin land council.

20 4. After September 1, 2003, the department of administration.

21 (c) No recommended comprehensive plan that is adopted or amended under
22 par. (b) may take effect until the plan or amendment is enacted as an ordinance by
23 the local governmental unit. The local governmental unit may not enact an
24 ordinance under this paragraph unless the comprehensive plan contains all of the
25 elements specified in sub. (2). An ordinance may be enacted under this paragraph

1 only by a majority vote of the members–elect, as defined in s. 59.001 (2m), of the
2 governing body. An ordinance that is enacted under this paragraph shall be filed
3 with at least all of the following:

4 1. The public library and the regional planning commission that serves the area
5 in which the local governmental unit is located.

6 2. The clerk of any adjacent local governmental unit.

7 (d) No local governmental unit may enact an ordinance under par. (c) unless
8 the local governmental unit holds at least one public hearing at which the proposed
9 ordinance is discussed. That hearing must be preceded by a class 1 notice under ch.
10 985 that is published at least 30 days before the hearing is held. The local
11 governmental unit may also provide notice of the hearing by any other means it
12 considers appropriate. The class 1 notice shall contain at least the following
13 information:

14 1. The date, time and place of the hearing.

15 2. A summary, which may include a map, of the proposed comprehensive plan
16 or amendment to such a plan.

17 3. The name of an individual employed by the local governmental unit who may
18 provide additional information regarding the proposed ordinance.

19 4. Information relating to where and when the proposed comprehensive plan
20 or amendment to such a plan may be inspected before the hearing, and how a copy
21 of the plan or amendment may be obtained.

22 **SECTION 1606m.** 66.034 of the statutes is created to read:

23 **66.034 Traditional neighborhood developments. (1) DEFINITIONS.** In this
24 section:

25 (a) “Extension” has the meaning given in s. 36.05 (7).

1 (b) “Traditional neighborhood development” means a compact, mixed-use
2 neighborhood where residential, commercial and civic buildings are within close
3 proximity to each other.

4 (2) MODEL ORDINANCE. Not later than January 1, 2001, the extension, in
5 consultation with any other University of Wisconsin System institution or with a
6 landscape architect, as that term is used in s. 443.02 (5), or with independent
7 planners or any other consultant with expertise in traditional neighborhood
8 planning and development, shall develop a model ordinance for a traditional
9 neighborhood development.

10 (3) CITY, VILLAGE AND TOWN REQUIREMENTS. (a) Not later than January 1, 2002,
11 every city and village, and every town with a population of at least 5,000 shall enact
12 an ordinance under s. 62.23 (7) that is substantially similar to the model ordinance
13 that is developed under sub. (2), although the ordinance is not required to be mapped.

14 (b) A city or village that comes into existence, or town whose population reaches
15 at least 5,000, after January 1, 2002, shall enact an ordinance under s. 62.23 (7) that
16 is substantially similar to the model ordinance that is developed under sub. (2) not
17 later than the first day of the 12th month beginning after the city or village comes
18 into existence or after the town’s population reaches at least 5,000, although the
19 ordinance is not required to be mapped.

20 **SECTION 1607.** 66.04 (1m) (a) of the statutes is amended to read:

21 66.04 (1m) (a) No city, village or town, family care district under s. 46.2895 or
22 agency or subdivision of a city, village or town may authorize funds for or pay to a
23 physician or surgeon or a hospital, clinic or other medical facility for the performance
24 of an abortion except those permitted under and which are performed in accordance
25 with s. 20.927.

1 **SECTION 1608.** 66.04 (1m) (b) of the statutes is amended to read:

2 66.04 **(1m)** (b) No city, village ~~or~~, town, family care district under s. 46.2895 or
3 agency or subdivision of a city, village or town may authorize payment of funds for
4 a grant, subsidy or other funding involving a pregnancy program, project or service
5 if s. 20.9275 (2) applies to the pregnancy program, project or service.

6 **SECTION 1608g.** 66.076 (5) (a) of the statutes is amended to read:

7 66.076 **(5)** (a) For the purpose of making equitable charges for all services
8 rendered by the sanitary sewerage system to the municipality or to citizens,
9 corporations and other users, the property benefited thereby may be classified,
10 taking into consideration the volume of water, including surface or drain waters, the
11 character of the sewage or waste and the nature of the use made of the sewerage
12 system, including the sewage disposal plant. The Subject to sub. (13), the charges
13 may also include standby charges to property not connected but for which such
14 facilities have been made available.

15 **SECTION 1608h.** 66.076 (5) (b) of the statutes is amended to read:

16 66.076 **(5)** (b) For the purpose of making equitable charges for all services
17 rendered by a storm water and surface water sewerage system to users, the property
18 served may be classified, taking into consideration the volume or peaking of storm
19 water or surface water discharge that is caused by the area of impervious surfaces,
20 topography, impervious surfaces and other surface characteristics, extent and
21 reliability of mitigation or treatment measures available to service the property,
22 apart from measures provided by the storm water and surface water sewerage
23 system, and any other considerations that are reasonably relevant to a use made of
24 the storm water and surface water sewerage system. The Subject to sub. (13), the
25 charges may also include standby charges to property not yet developed with

1 significant impervious surfaces for which capacity has been made available in the
2 storm water and surface water sewerage system.

3 **SECTION 1608j.** 66.076 (13) of the statutes is created to read:

4 66.076 (13) No municipality may impose any charges under this section which
5 are not uniformly assessed against all users of the system, unless the charges that
6 are imposed meet the standards under s. 66.55 (6).

7 **SECTION 1609.** 66.119 (1) (b) 7. c. of the statutes is amended to read:

8 66.119 (1) (b) 7. c. That if the alleged violator makes a cash deposit and does
9 not appear in court, he or she either will be deemed to have tendered a plea of no
10 contest and submitted to a forfeiture, a penalty assessment imposed by s. ~~165.87~~
11 757.05, a jail assessment imposed by s. 302.46 (1), a crime laboratories and drug law
12 enforcement assessment imposed by s. 165.755, any applicable consumer
13 information assessment imposed by s. 100.261 and any applicable domestic abuse
14 assessment imposed by s. 973.055 (1) not to exceed the amount of the deposit or will
15 be summoned into court to answer the complaint if the court does not accept the plea
16 of no contest.

17 **SECTION 1610.** 66.119 (1) (b) 7. d. of the statutes is amended to read:

18 66.119 (1) (b) 7. d. That if the alleged violator does not make a cash deposit and
19 does not appear in court at the time specified, the court may issue a summons or a
20 warrant for the defendant's arrest or consider the nonappearance to be a plea of no
21 contest and enter judgment under sub. (3) (d), or the municipality may commence an
22 action against the alleged violator to collect the forfeiture, the penalty assessment
23 imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1), the crime
24 laboratories and drug law enforcement assessment imposed by s. 165.755, any

1 applicable consumer information assessment imposed by s. 100.261 and any
2 applicable domestic abuse assessment imposed by s. 973.055 (1).

3 **SECTION 1611.** 66.119 (1) (c) of the statutes is amended to read:

4 66.119 (1) (c) An ordinance adopted under par. (a) shall contain a schedule of
5 cash deposits that are to be required for the various ordinance violations, and for the
6 penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s.
7 302.46 (1), the crime laboratories and drug law enforcement assessment imposed by
8 s. 165.755, any applicable consumer information assessment imposed by s. 100.261
9 and any applicable domestic abuse assessment imposed by s. 973.055 (1), for which
10 a citation may be issued. The ordinance shall also specify the court, clerk of court
11 or other official to whom cash deposits are to be made and shall require that receipts
12 be given for cash deposits.

13 **SECTION 1612.** 66.119 (3) (a) of the statutes is amended to read:

14 66.119 (3) (a) The person named as the alleged violator in a citation may appear
15 in court at the time specified in the citation or may mail or deliver personally a cash
16 deposit in the amount, within the time and to the court, clerk of court or other official
17 specified in the citation. If a person makes a cash deposit, the person may
18 nevertheless appear in court at the time specified in the citation, provided that the
19 cash deposit may be retained for application against any forfeiture, restitution,
20 penalty assessment, jail assessment, crime laboratories and drug law enforcement
21 assessment ~~or~~ consumer information assessment or domestic abuse assessment that
22 may be imposed.

23 **SECTION 1613.** 66.119 (3) (b) of the statutes is amended to read:

24 66.119 (3) (b) If a person appears in court in response to a citation, the citation
25 may be used as the initial pleading, unless the court directs that a formal complaint

1 be made, and the appearance confers personal jurisdiction over the person. The
2 person may plead guilty, no contest or not guilty. If the person pleads guilty or no
3 contest, the court shall accept the plea, enter a judgment of guilty and impose a
4 forfeiture, the penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment
5 imposed by s. 302.46 (1), the crime laboratories and drug law enforcement
6 assessment imposed by s. 165.755, any applicable consumer information assessment
7 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
8 973.055 (1). If the court finds that the violation meets the conditions in s. 800.093
9 (1), the court may order restitution under s. 800.093. A plea of not guilty shall put
10 all matters in the case at issue, and the matter shall be set for trial.

11 **SECTION 1614.** 66.119 (3) (c) of the statutes is amended to read:

12 66.119 (3) (c) If the alleged violator makes a cash deposit and fails to appear
13 in court, the citation may serve as the initial pleading and the violator shall be
14 considered to have tendered a plea of no contest and submitted to a forfeiture, the
15 penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s.
16 302.46 (1), the crime laboratories and drug law enforcement assessment imposed by
17 s. 165.755, any applicable consumer information assessment imposed by s. 100.261
18 and any applicable domestic abuse assessment imposed by s. 973.055 (1) not
19 exceeding the amount of the deposit. The court may either accept the plea of no
20 contest and enter judgment accordingly or reject the plea. If the court finds the
21 violation meets the conditions in s. 800.093 (1), the court may summon the alleged
22 violator into court to determine if restitution shall be ordered under s. 800.093. If
23 the court accepts the plea of no contest, the defendant may move within 10 days after
24 the date set for the appearance to withdraw the plea of no contest, open the judgment
25 and enter a plea of not guilty if the defendant shows to the satisfaction of the court

1 that the failure to appear was due to mistake, inadvertence, surprise or excusable
2 neglect. If the plea of no contest is accepted and not subsequently changed to a plea
3 of not guilty, no costs or fees may be taxed against the violator, but a penalty
4 assessment, a jail assessment, a crime laboratories and drug law enforcement
5 assessment and, if applicable, a consumer information assessment or a domestic
6 abuse assessment shall be assessed. If the court rejects the plea of no contest, an
7 action for collection of the forfeiture, penalty assessment, jail assessment, crime
8 laboratories and drug law enforcement assessment, any applicable consumer
9 information assessment and any applicable domestic abuse assessment may be
10 commenced. A city, village, town sanitary district or public inland lake protection
11 and rehabilitation district may commence action under s. 66.12 (1) and a county or
12 town may commence action under s. 778.10. The citation may be used as the
13 complaint in the action for the collection of the forfeiture, penalty assessment, jail
14 assessment, crime laboratories and drug law enforcement assessment, any
15 applicable consumer information assessment and any applicable domestic abuse
16 assessment.

17 **SECTION 1615.** 66.119 (3) (d) of the statutes is amended to read:

18 66.119 (3) (d) If the alleged violator does not make a cash deposit and fails to
19 appear in court at the time specified in the citation, the court may issue a summons
20 or warrant for the defendant's arrest or consider the nonappearance to be a plea of
21 no contest and enter judgment accordingly if service was completed as provided
22 under par. (e) or the county, town, city, village, town sanitary district or public inland
23 lake protection and rehabilitation district may commence an action for collection of
24 the forfeiture, penalty assessment, jail assessment and crime laboratories and drug
25 law enforcement assessment, any applicable consumer information assessment and

1 any applicable domestic abuse assessment. A city, village, town sanitary district or
2 public inland lake protection and rehabilitation district may commence action under
3 s. 66.12 (1) and a county or town may commence action under s. 778.10. The citation
4 may be used as the complaint in the action for the collection of the forfeiture, penalty
5 assessment, jail assessment and crime laboratories and drug law enforcement
6 assessment, any applicable consumer information assessment and any applicable
7 domestic abuse assessment. If the court considers the nonappearance to be a plea
8 of no contest and enters judgment accordingly, the court shall promptly mail a copy
9 or notice of the judgment to the defendant. The judgment shall allow the defendant
10 not less than 20 days from the date of the judgment to pay any forfeiture, penalty
11 assessment, jail assessment and crime laboratories and drug law enforcement
12 assessment, any applicable consumer information assessment and any applicable
13 domestic abuse assessment imposed. If the defendant moves to open the judgment
14 within 6 months after the court appearance date fixed in the citation, and shows to
15 the satisfaction of the court that the failure to appear was due to mistake,
16 inadvertence, surprise or excusable neglect, the court shall reopen the judgment,
17 accept a not guilty plea and set a trial date.

18 **SECTION 1616.** 66.12 (1) (b) of the statutes is amended to read:

19 66.12 (1) (b) Local ordinances, except as provided in this paragraph or ss.
20 345.20 to 345.53, may contain a provision for stipulation of guilt or no contest of any
21 or all violations under those ordinances, and may designate the manner in which the
22 stipulation is to be made and fix the penalty to be paid. When a person charged with
23 a violation for which stipulation of guilt or no contest is authorized makes a timely
24 stipulation and pays the required penalty and pays the penalty assessment imposed
25 by s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1), the crime

1 laboratories and drug law enforcement assessment imposed by s. 165.755, any
2 applicable consumer information assessment imposed by s. 100.261 and any
3 applicable domestic abuse assessment imposed by s. 973.055 (1) to the designated
4 official, the person need not appear in court and no witness fees or other additional
5 costs may be taxed unless the local ordinance so provides. A court appearance is
6 required for a violation of a local ordinance in conformity with s. 346.63 (1). The
7 official receiving the penalties shall remit all moneys collected to the treasurer of the
8 city, village, town sanitary district or public inland lake protection and rehabilitation
9 district in whose behalf the sum was paid, except that all jail assessments shall be
10 remitted to the county treasurer, within 20 days after its receipt by him or her; and
11 in case of any failure in the payment, the treasurer may collect the payment of the
12 officer by action, in the name of the office, and upon the official bond of the officer,
13 with interest at the rate of 12% per year from the time when it should have been paid.
14 In the case of the penalty assessment imposed by s. ~~165.87~~ 757.05, the crime
15 laboratories and drug law enforcement assessment imposed by s. 165.755, the driver
16 improvement surcharge imposed by s. 346.655 (1), any applicable consumer
17 information assessment imposed by s. 100.261 and any applicable domestic abuse
18 assessment imposed by s. 973.055 (1), the treasurer of the city, village, town sanitary
19 district or public inland lake protection and rehabilitation district shall remit to the
20 state treasurer the sum required by law to be paid on the actions so entered during
21 the preceding month on or before the first day of the next succeeding month. The
22 governing body of the city, village, town sanitary district or public inland lake
23 protection and rehabilitation district shall by ordinance designate the official to
24 receive the penalties and the terms under which the official shall qualify.

25 **SECTION 1617.** 66.12 (3) (b) of the statutes is amended to read:

1 66.12 (3) (b) All forfeitures and penalties recovered for the violation of any
2 ordinance or bylaw of any city, village, town, town sanitary district or public inland
3 lake protection and rehabilitation district shall be paid into the city, village, town,
4 town sanitary district or public inland lake protection and rehabilitation district
5 treasury for the use of the city, village, town, town sanitary district or public inland
6 lake protection and rehabilitation district, except as otherwise provided in par. (c),
7 sub. (1) (b) and s. ~~165.87~~ 757.05. The judge shall report and pay into the treasury,
8 quarterly, or at more frequent intervals if so required, all moneys collected belonging
9 to the city, village, town, town sanitary district or public inland lake protection and
10 rehabilitation district, which report shall be certified and filed in the office of the
11 treasurer; and the judge shall be entitled to duplicate receipts for such moneys, one
12 of which he or she shall file with the city, village or town clerk or with the town
13 sanitary district or the public inland lake protection and rehabilitation district.

14 **SECTION 1618m.** 66.293 (10) (a) of the statutes is amended to read:

15 66.293 (10) (a) Each contractor, subcontractor or agent thereof performing
16 work on a project that is subject to this section shall keep full and accurate records
17 clearly indicating the name and trade or occupation of every person described in sub.
18 (4) and an accurate record of the number of hours worked by each of those persons
19 and the actual wages paid therefor. If requested by any person, a contractor,
20 subcontractor or agent thereof performing work on a project that is subject to this
21 section shall permit that person to inspect and copy any of those records to the same
22 extent as the department would be required to permit inspection and copying of those
23 records under ss. 19.31 to 19.39 if those records were in the custody of the
24 department.

25 **SECTION 1619.** 66.299 (3) (a) 1. of the statutes is amended to read:

1 66.299 (3) (a) 1. A local governmental unit shall, to the extent practicable, make
2 purchasing selections using specifications developed by state agencies under s. 16.72
3 (2) (e) to maximize the purchase of products utilizing recycled or recovered materials.

4 **SECTION 1620.** 66.299 (4) of the statutes is amended to read:

5 66.299 (4) PURCHASE OF RECYCLABLE MATERIALS. A local governmental unit shall,
6 to the extent practicable, make purchasing selections using specifications prepared
7 by state agencies under s. 16.72 (2) (f).

8 **SECTION 1621.** 66.30 (1) (a) of the statutes is amended to read:

9 66.30 (1) (a) In this section “municipality” means the state or any department
10 or agency thereof, or any city, village, town, county, school district, public library
11 system, public inland lake protection and rehabilitation district, sanitary district,
12 farm drainage district, metropolitan sewerage district, sewer utility district, solid
13 waste management system created under s. 59.70 (2), local exposition district
14 created under subch. II of ch. 229, local professional baseball park district created
15 under subch. III of ch. 229, family care district under s. 46.2895, water utility district,
16 mosquito control district, municipal electric company, county or city transit
17 commission, commission created by contract under this section, taxation district or
18 regional planning commission.

19 **SECTION 1630b.** 66.431 (5) (a) 4. c. of the statutes is amended to read:

20 66.431 (5) (a) 4. c. To issue bonds in its discretion to finance its activities under
21 this section, including the payment of principal and interest upon any advances for
22 surveys and plans, and may issue refunding bonds for the payment or retirement of
23 such bonds previously issued by it. Such Except for bonds described under subd. 4.
24 d., such bonds shall be made payable, as to both principal and interest, solely from
25 the income, proceeds, revenues, and funds of the authority derived from or held in

1 connection with its undertaking and carrying out of projects or activities under this
2 section; provided that payment of such bonds, both as to principal and interest, may
3 be further secured by a pledge of any loan, grant or contribution from the federal
4 government or other source, in aid of any projects or activities of the authority under
5 this section, and by a mortgage of any such projects or activities, or any part thereof.
6 Bonds issued under this section shall not constitute an indebtedness within the
7 meaning of any constitutional or statutory debt limitation or restriction of the state,
8 city or of any public body other than the authority issuing the bonds, and shall not
9 be subject to any other law or charter relating to the authorization, issuance or sale
10 of bonds. Bonds issued under this section are declared to be issued for an essential
11 public and governmental purpose and, together with interest thereon and income
12 therefrom, shall be exempt from all taxes. Bonds issued under this section shall be
13 authorized by resolution of the authority and may be issued in one or more series and
14 shall bear such date, be payable upon demand or mature at such time, bear interest
15 at such rate, be in such denomination, be in such form either with or without coupon
16 or registered, carry such conversion or registration privileges, have such rank or
17 priority, be payable in such medium of payment, at such place, and be subject to such
18 terms of redemption, with or without premium, be secured in such manner, and have
19 such other characteristics, as is provided by the resolution, trust indenture or
20 mortgage issued pursuant thereto. Bonds issued under this section shall be executed
21 as provided in s. 67.08 (1) and may be registered under s. 67.09. The bonds may be
22 sold or exchanged at public sale or by private negotiation with bond underwriters as
23 the authority may provide. The bonds may be sold or exchanged at such price or
24 prices as the authority shall determine. If sold or exchanged at public sale, the sale
25 shall be held after a class 2 notice, under ch. 985, published prior to such sale in a

1 newspaper having general circulation in the city and in such other medium of
2 publication as the authority determines. Such bonds may be sold to the federal
3 government at private sale, without publication of any notice, at not less than par,
4 and, if less than all of the authorized principal amount of such bonds is sold to the
5 federal government, the balance may be sold at private sale at not less than par at
6 an interest cost to the authority of not to exceed the interest cost to the authority of
7 the portion of the bonds sold to the federal government. Any provision of any law to
8 the contrary notwithstanding, any bonds issued pursuant to this section shall be
9 fully negotiable. In any suit, action or proceeding involving the validity or
10 enforceability of any bond issued under this section or the security therefor, any such
11 bond reciting in substance that it has been issued by the authority in connection with
12 a project or activity under this section shall be conclusively deemed to have been
13 issued for such purpose and such project or activity shall be conclusively deemed to
14 have been planned, located and carried out in accordance with this section.

15 **SECTION 1630c.** 66.431 (5) (a) 4. d. of the statutes is created to read:

16 66.431 (5) (a) 4. d. Subject to sub. (5m), the authority of a 1st class city may
17 issue up to \$200,000,000 in bonds to finance capital improvements at the request of
18 the board of school directors of the school district operating under ch. 119 to
19 implement the report approved under 1999 Wisconsin Act (this act), section 9139
20 (7tw) (b). Bonds issued under this subd. 4. d. may not have a maturity in excess of
21 20 years, and may not be issued later than the first day of the 60th month beginning
22 after the effective date of this subd. 4. d. [revisor inserts date]. Principal and
23 interest payments on bonds issued under this subd. 4. d. may be paid by the board
24 of school directors of the school district operating under ch. 119.

25 **SECTION 1630d.** 66.431 (5m) of the statutes is created to read:

1 **66.431 (5m) SPECIAL DEBT SERVICE RESERVE FUNDS.** (a) *Designation of special*
2 *debt service reserve funds.* The authority may designate one or more accounts in
3 funds created under s. 66.066 (2) (e) as special debt service reserve funds if, prior to
4 each issuance of bonds to be secured by the special debt service reserve fund, the
5 secretary of administration determines that all of the following conditions are met
6 with respect to the bonds described under sub. (5) (a) 4. d.:

7 1. ‘Purpose.’ The proceeds of the bonds, other than refunding bonds, will be
8 used for public school facilities in the school district operating under ch. 119.

9 2. ‘Feasibility.’ There is a reasonable likelihood that the bonds will be repaid
10 without the necessity of drawing on funds in the special debt service reserve fund
11 that secures the bonds. The secretary of administration may make this
12 determination of reasonable likelihood only after considering all of the following:

13 a. Whether a pledge of the revenues of the school district operating under ch.
14 119 is made under the bond resolution.

15 b. How the revenues of the school district operating under ch. 119 are pledged
16 to the payment of the bonds.

17 c. The proposed interest rates of the bonds and the resulting cash-flow
18 requirements.

19 d. The projected ratio of annual revenues from the school district operating
20 under ch.119 to annual debt service of the authority, taking into account capitalized
21 interest.

22 e. Whether an understanding exists providing for repayment by the authority
23 to the state of all amounts appropriated to the special debt service reserve fund
24 pursuant to par. (g).

1 f. Whether the authority has agreed that the department of administration will
2 have direct and immediate access, at any time and without notice, to all records of
3 the authority relating to the bonds.

4 3. ‘Limit on bonds issued.’ The amount of all bonds, other than refunding
5 bonds, that would be secured by all special debt service reserve funds of the authority
6 will not exceed \$200,000,000.

7 4. ‘Refunding bonds.’ All refunding bonds to be secured by the special debt
8 service reserve fund meet all of the following conditions:

9 a. The refunding bonds are to be issued to fund, refund or advance refund bonds
10 secured by a special debt service reserve fund.

11 b. The refunding of bonds by the refunding bonds will not adversely affect the
12 risk that the state will be called on to make a payment under par. (g).

13 5. ‘Approval of outstanding debt.’ All outstanding debt of the authority relating
14 to the bonds has been reviewed and approved by the secretary of administration. In
15 determining whether to approve outstanding debt under this subdivision, the
16 secretary may consider any factor which the secretary determines to have a bearing
17 on whether the state moral obligation pledge under par. (g) should be granted with
18 respect to an issuance of bonds.

19 6. ‘Financial reports.’ The authority has agreed to provide to the department
20 of administration all financial reports of the authority and all regular monthly
21 statements of any trustee of the bonds on a direct and ongoing basis.

22 (b) *Payment of funds into a special debt service reserve fund.* The authority
23 shall pay into any special debt service reserve fund of the authority any moneys
24 appropriated and made available by the state for the purposes of the special debt
25 service reserve fund, any proceeds of a sale of bonds described under sub. (5) (a) 4.

1 d. to the extent provided in the bond resolution authorizing the issuance of the bonds
2 and any other moneys that are made available to the authority for the purpose of the
3 special debt service reserve fund from any other source.

4 (c) *Use of moneys in the special debt service reserve fund.* All moneys held in
5 any special debt service reserve fund of the authority, except as otherwise specifically
6 provided, shall be used solely for the payment of the principal of bonds secured in
7 whole or in part by the special debt service reserve fund, the making of sinking fund
8 payments with respect to these bonds, the purchase or redemption of these bonds,
9 the payment of interest on these bonds or the payment of any redemption premium
10 required to be paid when these bonds are redeemed prior to maturity. If moneys in
11 a special debt service reserve fund at any time are less than the special debt service
12 reserve fund requirement under par. (e) for the special debt service reserve fund, the
13 authority may not use these moneys for any optional purchase or optional
14 redemption of the bonds. Any income or interest earned by, or increment to, any
15 special debt service reserve fund due to the investment of moneys in the special debt
16 service reserve fund may be transferred by the authority to other funds or accounts
17 of the authority relating to the bonds to the extent that the transfer does not reduce
18 the amount of the special debt service reserve fund below the special debt service
19 reserve fund requirement under par. (e) for the special debt service reserve fund.

20 (d) *Limitation on bonds secured by a special debt service reserve fund.* The
21 authority shall accumulate in each special debt service reserve fund an amount equal
22 to the special debt service reserve fund requirement under par. (e) for the special debt
23 service reserve fund. The authority may not at any time issue bonds secured in whole
24 or in part by a special debt service reserve fund if upon the issuance of these bonds
25 the amount in the special debt service reserve fund will be less than the special debt

1 service reserve fund requirement under par. (e) for the special debt service reserve
2 fund.

3 (e) *Special debt service reserve fund requirement.* The special debt service
4 reserve fund requirement for a special debt service reserve fund, as of any particular
5 date of computation, is equal to an amount of money, as provided in the bond
6 resolution authorizing the bonds with respect to which the special debt service
7 reserve fund is established, that may not exceed the maximum annual debt service
8 on the bonds of the authority for that fiscal year or any future fiscal year of the
9 authority secured in whole or in part by that special debt service reserve fund. In
10 computing the annual debt service for any fiscal year, bonds deemed to have been
11 paid in accordance with the defeasance provisions of the bond resolution authorizing
12 the issuance of the bonds shall not be included in bonds outstanding on such date of
13 computation. The annual debt service for any fiscal year is the amount of money
14 equal to the aggregate of all of the following calculated on the assumption that the
15 bonds will, after the date of computation, cease to be outstanding by reason, but only
16 by reason, of the payment of bonds when due, and the payment when due, and
17 application in accordance with the bond resolution authorizing those bonds, of all of
18 the sinking fund payments payable at or after the date of computation:

19 1. All interest payable during the fiscal year on all bonds that are secured in
20 whole or in part by the special debt service reserve fund and that are outstanding on
21 the date of computation.

22 2. The principal amount of all of the bonds that are secured in whole or in part
23 by the special debt service reserve fund, are outstanding on the date of computation
24 and mature during the fiscal year.

1 3. All amounts specified in bond resolutions of the authority authorizing any
2 of the bonds that are secured in whole or in part by the special debt service reserve
3 fund to be payable during the fiscal year as a sinking fund payment with respect to
4 any of the bonds that mature after the fiscal year.

5 (f) *Valuation of securities.* In computing the amount of a special debt service
6 reserve fund for the purposes of this subsection, securities in which all or a portion
7 of the special debt service reserve fund is invested shall be valued at par, or, if
8 purchased at less than par, at their cost to the authority.

9 (g) *State moral obligation pledge.* If at any time of valuation the special debt
10 service reserve fund requirement under par. (e) for a special debt service reserve fund
11 exceeds the amount of moneys in the special debt service reserve fund, the authority
12 shall certify to the secretary of administration, the governor and the joint committee
13 on finance the amount necessary to restore the special debt service reserve fund to
14 an amount equal to the special debt service reserve fund requirement under par. (e)
15 for the special debt service reserve fund. If this certification is received by the
16 secretary of administration in an even-numbered year prior to the completion of the
17 budget compilation under s. 16.43, the secretary shall include the certified amount
18 in the budget compilation. In any case, the joint committee on finance shall introduce
19 in either house, in bill form, an appropriation of the amount so certified to the
20 appropriate special debt service reserve fund of the authority. Recognizing its moral
21 obligation to do so, the legislature hereby expresses its expectation and aspiration
22 that, if ever called upon to do so, it shall make this appropriation.

23 **SECTION 1630e.** 66.46 (2) (f) 1. L. of the statutes is created to read:

1 66.46 (2) (f) 1. L. Costs for the removal, or containment, of lead contamination
2 in buildings or infrastructure if the city declares that such lead contamination is a
3 public health concern.

4 **SECTION 1630em.** 66.46 (4m) (b) 2. of the statutes is amended to read:

5 66.46 (4m) (b) 2. No Except as provided in subd. 2m., no tax incremental
6 district may be created and no project plan may be amended unless the board
7 approves the resolution adopted under sub. (4) (gm) or (h) 1. by a majority vote not
8 less than 10 days nor more than 30 days after receiving the resolution.

9 **SECTION 1630f.** 66.46 (4m) (b) 2m. of the statutes is created to read:

10 66.46 (4m) (b) 2m. The requirement under subd. 2. that a vote by the board take
11 place not less than 10 days nor more than 30 days after receiving a resolution does
12 not apply to a resolution amending a project plan under sub. (4) (h) 1. if the resolution
13 relates to a tax incremental district, the application for the redetermination of the
14 tax incremental base of which was made in 1998, that is located in a village that was
15 incorporated in 1912, has a population of at least 3,800 and is located in a county with
16 a population of at least 108,000.

17 **SECTION 1630h.** 66.46 (5) (bf) of the statutes is created to read:

18 66.46 (5) (bf) Notwithstanding the time limits in par. (b), if the city clerk of a
19 city that created a tax incremental district in July 1997 files with the department of
20 revenue, not later than May 31, 1999, the forms and application that were originally
21 due on or before December 31, 1997, the tax incremental base of the district shall be
22 calculated by the department of revenue as if the forms and application had been
23 filed on or before December 31, 1997, and, until the tax incremental district
24 terminates, the department of revenue shall allocate tax increments and treat the
25 district in all other respects as if the forms and application had been filed on or before

1 December 31, 1997, except that the department may not certify a value increment
2 under par. (b) before 1999.

3 **SECTION 1630j.** 66.46 (5) (cf) of the statutes is created to read:

4 66.46 (5) (cf) If the city adopts an amendment to a plan, to which sub. (4m) (b)
5 2m. applies, the tax incremental base for the district shall be redetermined by adding
6 to the tax incremental base the value, as of January 1, 1998, of the taxable property
7 that is added to the existing district under sub. (4) (h) 1.

8 **SECTION 1630m.** 66.46 (6c) of the statutes is amended to read:

9 66.46 (6c) NOTIFICATION OF POSITION OPENINGS. (a) Any person who operates for
10 profit and is paid project costs under sub. (2) (f) 1. a., d., j. and k. in connection with
11 the project plan for a tax incremental district shall notify the department of
12 workforce development and the ~~area private industry council under the job training~~
13 ~~partnership act, 29 USC 1501 to 1798~~ local workforce development board established
14 under 29 USC 2832, of any positions to be filled in the county in which the city which
15 created the tax incremental district is located during the period commencing with
16 the date the person first performs work on the project and ending one year after
17 receipt of its final payment of project costs. The person shall provide this notice at
18 least 2 weeks prior to advertising the position.

19 (b) Any person who operates for profit and buys or leases property in a tax
20 incremental district from a city for which the city incurs real property assembly costs
21 under sub. (2) (f) 1. c. shall notify the department of workforce development and the
22 ~~area private industry council under the job training partnership act, 29 USC 1501~~
23 ~~to 1798~~ local workforce development board established under 29 USC 2832, of any
24 position to be filled in the county in which the city creating the tax incremental

1 district is located within one year after the sale or commencement of the lease. The
2 person shall provide this notice at least 2 weeks prior to advertising the position.

3 **SECTION 1632.** 66.462 (1) (c) of the statutes is amended to read:

4 66.462 (1) (c) “Eligible costs” means capital costs, financing costs and
5 administrative and professional service costs, incurred or estimated to be incurred
6 by a political subdivision, for the investigation, removal, containment or monitoring
7 of, or the restoration of soil, air, surface water, sediments or groundwater affected by,
8 environmental pollution, including monitoring costs incurred within 2 years after
9 the date on which the department of natural resources certifies that environmental
10 pollution on the property has been remediated, cancellation of delinquent taxes,
11 property acquisition costs, demolition costs including asbestos removal, and
12 removing and disposing of underground storage tanks or abandoned containers, as
13 defined in s. 292.41 (1), except that for any parcel of land “eligible costs” shall be
14 reduced by any amounts received from persons responsible for the discharge, as
15 defined in s. 292.01 (3), of a hazardous substance on the property to pay for the costs
16 of remediating environmental pollution on the property, by any amounts received,
17 or reasonably expected by the political subdivision to be received, from a local, state
18 or federal program for the remediation of contamination in the district that do not
19 require reimbursement or repayment and by the amount of net gain from the sale
20 of the property by the political subdivision. “Eligible costs” associated with
21 groundwater affected by environmental pollution include investigation and
22 remediation costs for groundwater that is located in, and extends beyond, the
23 property that is being remediated.

24 **SECTION 1634.** 66.462 (2) of the statutes is renumbered 66.462 (2) (a) and
25 amended to read:

1 66.462 (2) (a) USE OF ENVIRONMENTAL REMEDIATION TAX INCREMENTS. A political
2 subdivision that develops, and whose governing body approves, a written proposal
3 to remediate environmental pollution ~~on property owned by the political subdivision~~
4 may use an environmental remediation tax increment to pay the eligible costs of
5 remediating environmental pollution on contiguous parcels of property that is are
6 located within the political subdivision and that are not part of a tax incremental
7 district created under s. 66.46 and ~~that is owned by the political subdivision at the~~
8 ~~time of the remediation and then transferred to another person after the property is~~
9 ~~remediated, as provided in this section, except that a political subdivision may use~~
10 an environmental remediation tax increment to pay the cost of remediating
11 environmental pollution of groundwater without regard to whether the property
12 above the groundwater is owned by the political subdivision. If the political
13 subdivision owns the property that is being remediated, the political subdivision
14 may not sell or otherwise transfer the property to any person who is responsible for
15 the environmental pollution which is remediated. No political subdivision may
16 submit an application to the department under sub. (4) until the joint review board
17 approves the political subdivision's written proposal under sub. (3).

18 **SECTION 1634c.** 66.462 (2) (b) of the statutes is created to read:

19 66.462 (2) (b) No expenditure for an eligible cost may be made by a political
20 subdivision later than 7 years after the environmental remediation tax incremental
21 base is certified by the department under sub. (4).

22 **SECTION 1635.** 66.462 (3) (a) of the statutes is amended to read:

23 66.462 (3) (a) Any political subdivision that seeks to use an environmental
24 remediation tax increment under sub. (2) shall convene a joint review board to review
25 the proposal. The board shall consist of one representative chosen by the school

1 district that has power to levy taxes on the property that is remediated, one
2 representative chosen by the technical college district that has power to levy taxes
3 on the property, one representative chosen by the county that has power to levy taxes
4 on the property that is remediated, one representative chosen by the political
5 subdivision city, village or town that has power to levy taxes on the property that is
6 remediated and one public member. If more than one city, village or town, more than
7 one school district, more than one technical college district or more than one county
8 has the power to levy taxes on the property that is remediated, the unit in which is
9 located property that has the greatest value shall choose that representative to the
10 board. The public member and the board's chairperson shall be selected by a majority
11 of the other board members at the board's first meeting. All board members shall be
12 appointed and the first board meeting held within 14 days after the political
13 subdivision's governing body approves the written proposal under sub. (2).
14 Additional meetings of the board shall be held upon the call of any member. The
15 political subdivision that seeks to act under sub. (2) shall provide administrative
16 support for the board. By majority vote, the board may disband following approval
17 or rejection of the proposal.

18 **SECTION 1635c.** 66.462 (3) (b) 2. of the statutes is amended to read:

19 66.462 (3) (b) 2. No written application may be submitted under sub. (4) unless
20 the board approves the written proposal under sub. (2) (a) by a majority vote not less
21 than 10 days nor more than 30 days after receiving the proposal.

22 **SECTION 1635m.** 66.462 (3) (bm) of the statutes is created to read:

23 66.462 (3) (bm) A joint review board acting under this section, or under s. 66.46
24 (4m), as described in par. (d), may not approve a proposal under this section for which

1 the political subdivision has incurred eligible costs, or which contains estimates of
2 eligible costs, in excess of \$80,000, unless one of the following applies:

3 1. The contract entered into by the political subdivision to remediate the
4 environmental pollution on the property to which the proposal applies contains a
5 guaranteed maximum cost, that is to be paid by the political subdivision, which is
6 consistent with the costs identified in the remedial action plan described under sub.
7 (4) (a).

8 2. The political subdivision obtains insurance to cover any costs that exceed the
9 costs identified in the remedial action plan described under sub. (4) (a).

10 **SECTION 1636.** 66.462 (4) (a) of the statutes is amended to read:

11 66.462 (4) (a) The political subdivision submits a statement that it has incurred
12 some eligible costs, and includes with the statement a detailed proposed remedial
13 action plan approved by the department of natural resources that contains cost
14 estimates for anticipated eligible costs and a schedule for the design, implementation
15 and construction that is needed to complete the remediation, with respect to the
16 parcel or contiguous parcels of property and the statement details the purpose and
17 amount of the expenditures already made and includes a dated certificate issued by
18 the department of natural resources that certifies that ~~environmental pollution on~~
19 ~~the parcel of property has been remediated~~ the department of natural resources has
20 approved the site investigation report that relates to the parcel or contiguous parcels
21 in accordance with rules promulgated by the department of natural resources.

22 **SECTION 1636e.** 66.462 (4) (c) of the statutes is amended to read:

23 66.462 (4) (c) The political subdivision submits a statement, signed by its chief
24 executive officer, that the political subdivision has attempted to recover the cost of

1 remediating environmental pollution on the property from ~~responsible parties~~ the
2 person who caused the environmental pollution.

3 **SECTION 1637t.** 66.521 (6m) of the statutes is amended to read:

4 **66.521 (6m)** NOTIFICATION OF POSITION OPENINGS. A municipality may not enter
5 into a revenue agreement with any person who operates for profit unless that person
6 has agreed to notify the department of workforce development and the ~~area private~~
7 ~~industry council under the job training partnership act, 29 USC 1501 to 1798~~ local
8 workforce development board established under 29 USC 2832, of any position to be
9 filled in that municipality within one year after issuance of the revenue bonds. The
10 person shall provide this notice at least 2 weeks before advertising the position. The
11 notice required by this subsection does not affect the offer of employment
12 requirements of sub. (4s).

13 **SECTION 1638e.** 66.55 (1) (a) of the statutes is amended to read:

14 **66.55 (1) (a)** “Capital costs” means the capital costs to construct, expand or
15 improve public facilities, including the cost of land, and including legal, engineering
16 and design costs to construct, expand or improve public facilities, except that not
17 more than 10% of capital costs may consist of legal, engineering and design costs
18 unless the ~~political subdivision~~ municipality can demonstrate that its legal,
19 engineering and design costs which relate directly to the public improvement for
20 which the impact fees were imposed exceed 10% of capital costs. “Capital costs” does
21 not include other noncapital costs to construct, expand or improve public facilities
22 or the costs of equipment to construct, expand or improve public facilities.

23 **SECTION 1638ec.** 66.55 (1) (c) of the statutes is amended to read:

1 66.55 (1) (c) “Impact fees” means cash contributions, contributions of land or
2 interests in land or any other items of value that are imposed on a developer by a
3 ~~political subdivision~~ municipality under this section.

4 **SECTION 1638ee.** 66.55 (1) (d) of the statutes is amended to read:

5 66.55 (1) (d) “Land development” means the construction or modification of
6 improvements to real property that creates additional residential dwelling units
7 within a ~~political subdivision~~ municipality or that results in nonresidential uses that
8 create a need for new, expanded or improved public facilities within a ~~political~~
9 ~~subdivision~~ municipality.

10 **SECTION 1638eg.** 66.55 (1) (e) of the statutes is amended to read:

11 66.55 (1) (e) “~~Political subdivision~~ Municipality” means a city, village, or town
12 ~~or county~~.

13 **SECTION 1638ei.** 66.55 (1) (f) of the statutes is amended to read:

14 66.55 (1) (f) “Public facilities” means highways, as defined in s. 340.01 (22), ~~and~~
15 ~~other transportation facilities~~, traffic control devices, facilities for collecting and
16 treating sewage, facilities for collecting and treating storm and surface waters,
17 facilities for pumping, storing and distributing water, ~~parks, playgrounds and other~~
18 ~~recreational facilities, solid waste and recycling facilities, lands for parks and real~~
19 ~~property improvements to parks, fire protection facilities, law enforcement facilities,~~
20 ~~and emergency medical facilities and libraries except that, with regard to counties,~~
21 “public facilities” ~~does not include highways, as defined in s. 340.01 (22), other~~
22 ~~transportation facilities or traffic control devices.~~ “Public facilities” does not include
23 facilities owned by a school district.

24 **SECTION 1638ek.** 66.55 (1) (fs) of the statutes is created to read:

1 66.55 (1) (fs) “Real property improvements to parks” means basic facilities and
2 improvements that include shelters, playground equipment, parking lots and
3 restroom facilities, but does not include swimming pools, multiple baseball diamonds
4 or scoreboards.

5 **SECTION 1638eL.** 66.55 (1) (g) of the statutes is amended to read:

6 66.55 (1) (g) “Service area” means a geographic area delineated by a political
7 ~~subdivision~~ municipality within which there are public facilities.

8 **SECTION 1638en.** 66.55 (1) (h) of the statutes is amended to read:

9 66.55 (1) (h) “Service standard” means a certain quantity or quality of public
10 facilities relative to a certain number of persons, parcels of land or other appropriate
11 measure, as specified by the ~~political-subdivision~~ municipality.

12 **SECTION 1638ep.** 66.55 (2) (a) of the statutes is amended to read:

13 66.55 (2) (a) ~~Subject to par. (am), a political-subdivision~~ A municipality may
14 enact an ordinance under this section that imposes impact fees on developers to pay
15 for the capital costs that are necessary to accommodate land development.

16 **SECTION 1638er.** 66.55 (2) (am) of the statutes is repealed.

17 **SECTION 1638et.** 66.55 (2) (b) of the statutes is amended to read:

18 66.55 (2) (b) Subject to par. (c), this section does not prohibit or limit the
19 authority of a ~~political-subdivision~~ municipality to finance public facilities by any
20 other means authorized by law, except that the amount of an impact fee imposed by
21 a ~~political-subdivision~~ municipality shall be reduced, under sub. (6) (d), to
22 compensate for any other costs of public facilities imposed by the ~~political-subdivision~~
23 municipality on developers to provide or pay for capital costs.

24 **SECTION 1638ev.** 66.55 (2) (c) of the statutes is amended to read:

1 66.55 (2) (c) Beginning on May 1, 1995, a ~~political subdivision~~ municipality
2 may impose and collect impact fees only under this section.

3 **SECTION 1638ex.** 66.55 (3) of the statutes is amended to read:

4 66.55 (3) PUBLIC HEARING; NOTICE. Before enacting an ordinance that imposes
5 impact fees, or amending an existing ordinance that imposes impact fees, a ~~political~~
6 ~~subdivision~~ municipality shall hold a public hearing on the proposed ordinance or
7 amendment. Notice of the public hearing shall be published as a class 1 notice under
8 ch. 985, and shall specify where a copy of the proposed ordinance or amendment and
9 the public facilities needs assessment may be obtained.

10 **SECTION 1638f.** 66.55 (4) (a) (intro.) of the statutes is amended to read:

11 66.55 (4) (a) (intro.) Before enacting an ordinance that imposes impact fees or
12 amending an ordinance that imposes impact fees by revising the amount of the fee
13 or altering the public facilities for which impact fees may be imposed, a ~~political~~
14 ~~subdivision~~ municipality shall prepare a needs assessment for the public facilities
15 for which it is anticipated that impact fees may be imposed. The public facilities
16 needs assessment shall include, but not be limited to, the following:

17 **SECTION 1638fc.** 66.55 (4) (a) 3. of the statutes is amended to read:

18 66.55 (4) (a) 3. A detailed estimate of the capital costs of providing the new
19 public facilities or the improvements or expansions in existing public facilities
20 identified in subd. 2., including an estimate of the effect of recovering these capital
21 costs through impact fees on the availability of affordable housing within the
22 ~~political subdivision~~ municipality.

23 **SECTION 1638fe.** 66.55 (4) (b) of the statutes is amended to read:

24 66.55 (4) (b) A public facilities needs assessment or revised public facilities
25 needs assessment that is prepared under this subsection shall be available for public

1 inspection and copying in the office of the clerk of the ~~political subdivision~~
2 municipality at least 20 days before the hearing under sub. (3).

3 **SECTION 1638fg.** 66.55 (5) (b) of the statutes is amended to read:

4 66.55 (5) (b) An ordinance enacted under this section may delineate
5 geographically defined zones within the ~~political subdivision~~ municipality and may
6 impose impact fees on land development in a zone that differ from impact fees
7 imposed on land development in other zones within the ~~political subdivision~~
8 municipality. The public facilities needs assessment that is required under sub. (4)
9 shall explicitly identify the differences, such as land development or the need for
10 those public facilities, which justify the differences between zones in the amount of
11 impact fees imposed.

12 **SECTION 1638fi.** 66.55 (6) (b) of the statutes is amended to read:

13 66.55 (6) (b) May not exceed the proportionate share of the capital costs that
14 are required to serve land development, as compared to existing uses of land within
15 the ~~political subdivision~~ municipality.

16 **SECTION 1638fk.** 66.55 (6) (d) of the statutes is amended to read:

17 66.55 (6) (d) Shall be reduced to compensate for other capital costs imposed by
18 the ~~political subdivision~~ municipality with respect to land development to provide or
19 pay for public facilities, including special assessments, special charges, land
20 dedications or fees in lieu of land dedications under ch. 236 or any other items of
21 value.

22 **SECTION 1638fm.** 66.55 (6) (g) of the statutes is amended to read:

23 66.55 (6) (g) Shall be payable by the developer to the ~~political subdivision~~
24 municipality, either in full or in instalment payments that are approved by the
25 ~~political subdivision, before~~ municipality, and may not be due on a date that is earlier

1 than the date on which a building permit may be for the construction of a dwelling
2 or other structure within the land development is issued or other required approval
3 may be given by the political subdivision.

4 **SECTION 1638fo.** 66.55 (7) of the statutes is amended to read:

5 66.55 (7) LOW-COST HOUSING. An ordinance enacted under this section may
6 provide for an exemption from, or a reduction in the amount of, impact fees on land
7 development that provides low-cost housing, except that no amount of an impact fee
8 for which an exemption or reduction is provided under this subsection may be shifted
9 to any other development in the land development in which the low-cost housing is
10 located or to any other land development in the ~~political subdivision~~ municipality.

11 **SECTION 1638fq.** 66.55 (8) of the statutes is amended to read:

12 66.55 (8) REQUIREMENTS FOR IMPACT FEE REVENUES. Revenues from impact fees
13 shall be placed in a segregated, interest-bearing account and shall be accounted for
14 separately from the other funds of the ~~political subdivision~~ municipality. Impact fee
15 revenues and interest earned on impact fee revenues may be expended only for
16 capital costs for which the impact fees were imposed.

17 **SECTION 1638fs.** 66.55 (9) of the statutes is amended to read:

18 66.55 (9) REFUND OF IMPACT FEES. An ordinance enacted under this section shall
19 specify that impact fees that are imposed and collected by a ~~political subdivision~~
20 municipality but are not used within a reasonable period of time after they are
21 collected to pay the capital costs for which they were imposed shall be refunded to
22 the current owner of the property with respect to which the impact fees were
23 imposed. The ordinance shall specify, by type of public facility, reasonable time
24 periods within which impact fees must be spent or refunded under this subsection.
25 In determining the length of the time periods under the ordinance, a ~~political~~

1 ~~subdivision~~ municipality shall consider what are appropriate planning and
2 financing periods for the particular types of public facilities for which the impact fees
3 are imposed.

4 **SECTION 1638fu.** 66.55 (10) of the statutes is amended to read:

5 66.55 (10) APPEAL. A ~~political subdivision~~ municipality that enacts an impact
6 fee ordinance under this section shall, by ordinance, specify a procedure under which
7 a developer upon whom an impact fee is imposed has the right to contest the amount,
8 collection or use of the impact fee to the governing body of the ~~political subdivision~~
9 municipality.

10 **SECTION 1638m.** 66.75 (1m) (f) 3. of the statutes is amended to read:

11 66.75 (1m) (f) 3. From the appropriation under s. 20.835 (4) (gg), the
12 department of revenue shall distribute ~~97%~~ 98.25% of the taxes collected under this
13 paragraph for each district to that district, no later than the end of the month
14 following the end of the calendar quarter in which the amounts were collected. The
15 taxes distributed shall be increased or decreased to reflect subsequent refunds, audit
16 adjustments and all other adjustments. Interest paid on refunds of the tax under
17 this paragraph shall be paid from the appropriation under s. 20.835 (4) (gg) at the
18 rate under s. 77.60 (1) (a). Any district that receives a report along with a payment
19 under this subdivision or subd. 2. is subject to the duties of confidentiality to which
20 the department of revenue is subject under s. 77.61 (5).

21 **SECTION 1644.** 66.945 (8) (a) of the statutes is amended to read:

22 66.945 (8) (a) The regional planning commission may conduct all types of
23 research studies, collect and analyze data, prepare maps, charts and tables, and
24 conduct all necessary studies for the accomplishment of its other duties; it may,
25 consistent with the elements specified in s. 66.0295, make plans for the physical,

1 social and economic development of the region, and may, consistent with the
2 elements specified in s. 66.0295, adopt by resolution any plan or the portion of any
3 plan so prepared as its official recommendation for the development of the region; it
4 may publicize and advertise its purposes, objectives and findings, and may distribute
5 reports thereon; it may provide advisory services on regional planning problems to
6 the local government units within the region and to other public and private agencies
7 in matters relative to its functions and objectives, and may act as a coordinating
8 agency for programs and activities of such local units and agencies as they relate to
9 its objectives. All public officials shall, upon request, furnish to the regional planning
10 commission, within a reasonable time, such available information as it requires for
11 its work. In general, the regional planning commission shall have all powers
12 necessary to enable it to perform its functions and promote regional planning. The
13 functions of the regional planning commission shall be solely advisory to the local
14 governments and local government officials comprising the region.

15 **SECTION 1645.** 66.945 (9) of the statutes is amended to read:

16 66.945 (9) PREPARATION OF MASTER PLAN FOR REGION. The regional planning
17 commission shall have the function and duty of making and adopting a master plan
18 for the physical development of the region. The master plan, with the accompanying
19 maps, plats, charts, programs and descriptive and explanatory matter, shall show
20 the commission's recommendations for such physical development and ~~may include,~~
21 ~~among other things without limitation because of enumeration, the general location,~~
22 ~~character and extent of main traffic arteries, bridges and viaducts; public places and~~
23 ~~areas; parks; parkways; recreational areas; sites for public buildings and structures;~~
24 ~~airports; waterways; routes for public transit; and the general location and extent~~
25 ~~of main and interceptor sewers, water conduits and other public utilities whether~~

1 ~~privately or publicly owned; areas for industrial, commercial, residential,~~
2 ~~agricultural or recreational development~~ shall contain at least the elements
3 described in s. 66.0295. The regional planning commission may amend, extend or
4 add to the master plan or carry any part or subject matter into greater detail.

5 **SECTION 1646.** 66.945 (10) of the statutes is amended to read:

6 **66.945 (10)** ADOPTION OF MASTER PLAN FOR REGION. The master plan shall be
7 made with the general purpose of guiding and accomplishing a coordinated, adjusted
8 and harmonious development of the region which will, in accordance with existing
9 and future needs, best promote public health, safety, morals, order, convenience,
10 prosperity or the general welfare, as well as efficiency and economy in the process
11 of development. The regional planning commission may adopt the master plan as
12 a whole by a single resolution, or, as the work of making the whole master plan
13 progresses, may by resolution adopt a part or parts thereof, any such part to
14 correspond generally with one or more of the ~~functional subdivisions of the subject~~
15 ~~matter of the plan~~ elements specified in s. 66.0295. The resolution shall refer
16 expressly to the maps, plats, charts, programs and descriptive and explanatory
17 matter, and other matters intended by the regional planning commission to form the
18 whole or any part of the plan, and the action taken shall be recorded on the adopted
19 plan or part thereof by the identifying signature of the chairperson of the regional
20 planning commission and a copy of the plan or part thereof shall be certified to the
21 legislative bodies of the local governmental units within the region. The purpose and
22 effect of adoption of the master plan shall be solely to aid the regional planning
23 commission and the local governments and local government officials comprising the
24 region in the performance of their functions and duties.

25 **SECTION 1647.** 67.04 (5) (b) 2. of the statutes is repealed.

1 **SECTION 1648g.** 67.05 (6m) (intro.) of the statutes is amended to read:

2 **67.05 (6m)** HEARING AND REFERENDUM IN TECHNICAL COLLEGE DISTRICTS. (intro.)
3 ~~Prior~~ Unless sub. (7) (k) applies, prior to the adoption of an initial resolution under
4 sub. (1), the technical college district board shall adopt a resolution stating its
5 intention to borrow money for the purposes specified in s. 38.16 (2) and setting a date,
6 time and place for a public hearing on the resolution adopted under this subsection
7 which shall be held within 30 days after its adoption. The technical college district
8 secretary immediately shall publish a copy of the resolution adopted under this
9 subsection as a class 1 notice, under ch. 985.

10 **SECTION 1648m.** 67.05 (7) (k) of the statutes is created to read:

11 67.05 (7) (k) Subsection (6m) does not apply to an initial resolution adopted by
12 a technical college district board to purchase or construct a facility to be used as an
13 applied technology center to which s. 38.15 (3) (c) applies.

14 **SECTION 1649.** 67.12 (12) (a) of the statutes is amended to read:

15 67.12 (12) (a) Any municipality may issue promissory notes as evidence of
16 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
17 limited to paying any general and current municipal expense, and refunding any
18 municipal obligations, including interest on them. Each note, plus interest if any,
19 shall be repaid within 10 years after the original date of the note, except that notes
20 issued under this section for purposes of ss. 145.245 (12m), 281.58 and, 281.59,
21 281.595, 281.60 and 281.61, or to raise funds to pay a portion of the capital costs of
22 a metropolitan sewerage district, shall be repaid within 20 years after the original
23 date of the note.

24 **SECTION 1649m.** 67.12 (12) (k) of the statutes is created to read:

1 67.12 (12) (k) Paragraph (e) 5. does not apply to borrowing by a technical college
2 district board to purchase or construct a facility to be used as an applied technology
3 center if s. 38.15 (3) (c) applies.

4 **SECTION 1649r.** 69.22 (1) (c) of the statutes is amended to read:

5 69.22 (1) (c) ~~Twelve~~ Thirteen dollars ~~and 40 cents~~ for issuing a copy of a birth
6 certificate, \$1.40 of which shall be forwarded to the state treasurer as provided in
7 sub. (1m) and credited to the appropriation under s. 20.435 (5) (jk) and \$7 of which
8 shall be forwarded to the state treasurer as provided in sub. (1m) and credited to the
9 appropriations under s. 20.433 (1) (g) and (h).

10 **SECTION 1649s.** 69.22 (1) (c) of the statutes, as affected by 1999 Wisconsin Act
11 (this act), is repealed and recreated to read:

12 69.22 (1) (c) Twelve dollars for issuing a copy of a birth certificate, \$7 of which
13 shall be forwarded to the state treasurer as provided in sub. (1m) and credited to the
14 appropriations under s. 20.433 (1) (g) and (h).

15 **SECTION 1650.** 69.30 (1) (am) of the statutes is created to read:

16 69.30 (1) (am) “Family care district” has the meaning given in s. 46.2805 (5).

17 **SECTION 1651.** 69.30 (2) of the statutes is amended to read:

18 69.30 (2) A financial institution, state agency, county department, Wisconsin
19 works agency ~~or~~ service office or family care district or an employe of a financial
20 institution, state agency, county department, Wisconsin works agency ~~or~~ service
21 office or family care district is not subject to s. 69.24 (1) (a) for copying a certified copy
22 of a vital record for use by the financial institution, state agency, county department,
23 Wisconsin works agency ~~or~~ service office or family care district, including use under
24 s. 45.36 (4m), if the copy is marked “FOR ADMINISTRATIVE USE”.

25 **SECTION 1652.** 70.11 (2) of the statutes is amended to read:

1 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.
2 Property owned by any county, city, village, town, school district, technical college
3 district, public inland lake protection and rehabilitation district, metropolitan
4 sewerage district, municipal water district created under s. 198.22, joint local water
5 authority created under s. 66.0735, family care district under s. 46.2895 or town
6 sanitary district; lands belonging to cities of any other state used for public parks;
7 land tax–deeded to any county or city before January 2; but any residence located
8 upon property owned by the county for park purposes which is rented out by the
9 county for a nonpark purpose shall not be exempt from taxation. Except as to land
10 acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed after
11 August 17, 1961, to any such governmental unit or for its benefit while the grantor
12 or others for his or her benefit are permitted to occupy the land or part thereof in
13 consideration for the conveyance. Leasing the property exempt under this
14 subsection, regardless of the lessee and the use of the leasehold income, does not
15 render that property taxable.

16 **SECTION 1653.** 70.11 (35) of the statutes is amended to read:

17 70.11 (35) CULTURAL AND ARCHITECTURAL LANDMARKS. Property described in s.
18 234.935 (1), 1997 stats.

19 **SECTION 1655m.** 70.32 (1g) of the statutes is amended to read:

20 70.32 (1g) In addition to the factors set out in sub. (1), the assessor shall
21 consider the effect on the value of the property of any zoning ordinance under s.
22 59.692, 61.351 or 62.231, any conservation easement under s. 700.40, any
23 conservation restriction under an agreement with the federal government and any
24 restrictions under ch. 91. Beginning with the property tax assessments as of
25 January 1, 2000, the assessor may not consider the effect on the value of the property

1 of any federal income tax credit that is extended to the property owner under section
2 42 of the Internal Revenue Code.

3 **SECTION 1673b.** 71.01 (1g) of the statutes is created to read:

4 71.01 **(1g)** “Commercial domicile” means the location of a trade or business
5 from which the trade or business is principally managed in the United States,
6 regardless of whether the trade or business is organized under the laws of a foreign
7 country, the commonwealth of Puerto Rico or any territory or possession of the
8 United States. The location of the taxpayer’s trade or business at which the greatest
9 number of the taxpayer’s employes work or are regularly connected, as of the last day
10 of the taxable year, is rebuttably presumed to be the taxpayer’s commercial domicile.

11 **SECTION 1673c.** 71.01 (5r) of the statutes is created to read:

12 71.01 **(5r)** “Intangible property” includes patents, copyrights, trademarks,
13 trade names, service names, service marks, logos, franchises, licenses, plans,
14 specifications, blueprints, processes, techniques, formulas, designs, layouts,
15 patterns, drawings, manuals, customer lists, contracts, technical know-how and
16 trade secrets. “Intangible property” does not include securities.

17 **SECTION 1673d.** 71.01 (6) (e) of the statutes is repealed.

18 **SECTION 1673e.** 71.01 (6) (f) of the statutes is amended to read:

19 71.01 **(6)** (f) For taxable years that begin after December 31, 1990, and before
20 January 1, 1992, for natural persons and fiduciaries, except fiduciaries of nuclear
21 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
22 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
23 to December 31, 1990, and as amended by P.L. 102–90, P.L. 102–227, P.L. 102–486,
24 P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34,
25 P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L. 99–514, P.L.

1 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
2 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L.
3 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
4 P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for
5 Wisconsin purposes at the same time as for federal purposes. Amendments to the
6 federal ~~internal revenue code~~ Internal Revenue Code enacted after
7 December 31, 1990, do not apply to this paragraph with respect to taxable years
8 beginning after December 31, 1990, and before January 1, 1992, except that
9 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–90,
10 P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
11 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that
12 indirectly affect the federal ~~internal revenue code~~ Internal Revenue Code made by
13 P.L. 102–90, P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section
14 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
15 Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 1673f.** 71.01 (6) (g) of the statutes is amended to read:

17 71.01 (6) (g) For taxable years that begin after December 31, 1991, and before
18 January 1, 1993, for natural persons and fiduciaries, except fiduciaries of nuclear
19 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
20 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
21 to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102–227, and as
22 amended by P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a)
23 and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
24 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected
25 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,

1 P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding
2 sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66,
3 excluding sections 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188,
4 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
5 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin
6 purposes at the same time as for federal purposes. Amendments to the federal
7 ~~internal revenue code~~ Internal Revenue Code enacted after December 31, 1991, do
8 not apply to this paragraph with respect to taxable years beginning after
9 December 31, 1991, and before January 1, 1993, except that changes to the ~~internal~~
10 ~~revenue code~~ Internal Revenue Code made by P.L. 102–318, P.L. 102–486, P.L.
11 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
12 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
13 applicable to this subchapter made by P.L. 102–318, P.L. 102–486, P.L. 103–66, P.L.
14 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
15 P.L. 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 1673g.** 71.01 (6) (h) of the statutes is amended to read:

17 71.01 **(6)** (h) For taxable years that begin after December 31, 1992, and before
18 January 1, 1994, for natural persons and fiduciaries, except fiduciaries of nuclear
19 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
20 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
21 to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102–227, and as
22 amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,
23 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311
24 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly
25 affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.

1 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227,
2 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
3 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203
4 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34,
5 P.L. 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code
6 applies for Wisconsin purposes at the same time as for federal purposes.
7 Amendments to the federal ~~internal revenue code~~ Internal Revenue Code enacted
8 after December 31, 1992, do not apply to this paragraph with respect to taxable years
9 beginning after December 31, 1992, and before January 1, 1994, except that
10 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 103–66,
11 P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34,
12 P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
13 applicable to this subchapter made by P.L. 103–66, P.L. 103–465, P.L. 104–188,
14 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
15 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

16 **SECTION 1673h.** 71.01 (6) (i) of the statutes is amended to read:

17 71.01 (6) (i) For taxable years that begin after December 31, 1993, and before
18 January 1, 1995, for natural persons and fiduciaries, except fiduciaries of nuclear
19 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
20 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
21 to December 31, 1993, excluding sections 103, 104 and 110 of P.L. 102–227 and
22 sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66 and
23 as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
24 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
25 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as

1 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
2 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
3 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203
5 (d) and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,
6 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
7 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
8 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin
9 purposes at the same time as for federal purposes. Amendments to the federal
10 ~~internal revenue code~~ Internal Revenue Code enacted after December 31, 1993, do
11 not apply to this paragraph with respect to taxable years beginning after
12 December 31, 1993, and before January 1, 1995, except that changes to the ~~internal~~
13 ~~revenue code~~ Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L.
14 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
15 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L.
16 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
17 applicable to this subchapter made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
18 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
19 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
20 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

21 **SECTION 1673i.** 71.01 (6) (j) of the statutes is amended to read:

22 71.01 (6) (j) For taxable years that begin after December 31, 1994, and before
23 January 1, 1996, for natural persons and fiduciaries, except fiduciaries of nuclear
24 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
25 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended

1 to December 31, 1994, excluding sections 103, 104 and 110 of P.L. 102–227 and
2 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as
3 amended by P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1202, 1204,
4 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L.
5 105–206 and P.L. 105–277, and as indirectly affected by P.L. 99–514, P.L. 100–203,
6 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280,
7 P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
8 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
9 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
10 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1202, 1204, 1311
11 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206
12 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for
13 Wisconsin purposes at the same time as for federal purposes. Amendments to the
14 federal ~~internal revenue code~~ Internal Revenue Code enacted after
15 December 31, 1994, do not apply to this paragraph with respect to taxable years
16 beginning after December 31, 1994, and before January 1, 1996, except that
17 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 104–7, P.L.
18 104–117, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188,
19 P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and
20 changes that indirectly affect the provisions applicable to this subchapter made by
21 P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605
22 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
23 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 1673j.** 71.01 (6) (k) of the statutes is amended to read:

1 71.01 (6) (k) For taxable years that begin after December 31, 1995, and before
2 January 1, 1997, for natural persons and fiduciaries, except fiduciaries of nuclear
3 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
4 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
5 to December 31, 1995, excluding sections 103, 104 and 110 of P.L. 102–227 and
6 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as
7 amended by P.L. 104–117, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311
8 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34,
9 P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L. 99–514, P.L.
10 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
11 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104 and
12 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
14 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections
15 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277. The ~~internal revenue code~~
17 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
18 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
19 enacted after December 31, 1995, do not apply to this paragraph with respect to
20 taxable years beginning after December 31, 1995, and before January 1, 1997,
21 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
22 104–117, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L.
23 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and
24 P.L. 105–277 and changes that indirectly affect the provisions applicable to this
25 subchapter made by P.L. 104–117, P.L. 104–188, excluding sections 1123, 1202, 1204,

1 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L.
2 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same
3 time as for federal purposes.

4 **SECTION 1673k.** 71.01 (6) (L) of the statutes is amended to read:

5 71.01 (6) (L) For taxable years that begin after December 31, 1996, and before
6 January 1, 1998, for natural persons and fiduciaries, except fiduciaries of nuclear
7 decommissioning trust or reserve funds, “~~internal revenue code~~ Internal Revenue
8 Code” means the federal ~~internal revenue code~~ Internal Revenue Code as amended
9 to December 31, 1996, excluding sections 103, 104 and 110 of P.L. 102–227, sections
10 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections 1123 (b),
11 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33
12 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L.
13 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
14 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections
15 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
16 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
17 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188,
18 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L.
19 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277.

20 The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin purposes at
21 the same time as for federal purposes. Amendments to the federal ~~internal revenue~~
22 ~~code~~ Internal Revenue Code enacted after December 31, 1996, do not apply to this
23 paragraph with respect to taxable years beginning after December 31, 1996, and
24 before January 1, 1998, except that changes to the Internal Revenue Code made by
25 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that

1 indirectly affect the provisions applicable to this subchapter made by P.L. 105–33
2 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 apply for Wisconsin purposes at the
3 same time as for federal purposes.

4 **SECTION 1673L.** 71.01 (6) (m) of the statutes is amended to read:

5 71.01 **(6)** (m) For taxable years that begin after December 31, 1997, and before
6 January 1, 1999, for natural persons and fiduciaries, except fiduciaries of nuclear
7 decommissioning trust or reserve funds, “Internal Revenue Code” means the federal
8 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
9 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203
10 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
11 104–188, and as amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277, and as
12 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
13 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
14 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
15 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
16 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
17 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
18 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
19 105–178, P.L. 105–206 and P.L. 105–277. The Internal Revenue Code applies for
20 Wisconsin purposes at the same time as for federal purposes. Amendments to the
21 federal Internal Revenue Code enacted after December 31, 1997, do not apply to this
22 paragraph with respect to taxable years beginning after December 31, 1997, and
23 before January 1, 1999, except that changes to the Internal Revenue Code made by
24 P.L. 105–178, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the

1 provisions applicable to this subchapter made by P.L. 105–178, P.L. 105–206 and P.L.
2 105–277 apply for Wisconsin purposes at the same time as for federal purposes.

3 **SECTION 1673m.** 71.01 (6) (n) of the statutes is created to read:

4 71.01 (6) (n) For taxable years that begin after December 31, 1998, for natural
5 persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or
6 reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code
7 as amended to December 31, 1998, excluding sections 103, 104 and 110 of P.L.
8 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and
9 sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
10 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
11 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L.
12 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
13 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
14 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
15 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
16 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.
17 105–178, P.L. 105–206 and P.L. 105–277. The Internal Revenue Code applies for
18 Wisconsin purposes at the same time as for federal purposes. Amendments to the
19 federal Internal Revenue Code enacted after December 31, 1998, do not apply to this
20 paragraph with respect to taxable years beginning after December 31, 1998.

21 **SECTION 1673n.** 71.01 (7r) of the statutes is amended to read:

22 71.01 (7r) Notwithstanding sub. (6), for purposes of computing amortization
23 or depreciation, “~~internal revenue code~~ Internal Revenue Code” means either the
24 federal ~~internal revenue code~~ Internal Revenue Code as amended to December 31,
25 ~~1997~~ 1998, or the federal ~~internal revenue code~~ Internal Revenue Code in effect for

1 the taxable year for which the return is filed, except that property that, under s. 71.02
2 (2) (d) 12., 1985 stats., is required to be depreciated for taxable year 1986 under the
3 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1980,
4 shall continue to be depreciated under the ~~internal revenue code~~ Internal Revenue
5 Code as amended to December 31, 1980.

6 **SECTION 1673p.** 71.01 (8g) of the statutes is amended to read:

7 71.01 (8g) “Member” does not include a member of a limited liability company
8 treated as a corporation under s. 71.22 (4) (1g).

9 **SECTION 1673r.** 71.01 (8m) of the statutes is amended to read:

10 71.01 (8m) “Partner” does not include a partner of a publicly traded
11 partnership treated as a corporation under s. 71.22 (4) (1g).

12 **SECTION 1674.** 71.01 (16) of the statutes is amended to read:

13 71.01 (16) “Wisconsin taxable income” of natural persons means Wisconsin
14 adjusted gross income less the Wisconsin standard deduction, less the personal
15 exemption described under s. 71.05 (23), with losses, depreciation, recapture of
16 benefits, offsets, depletion, deductions, penalties, expenses and other negative
17 income items determined according to the manner that income is or would be
18 allocated, except that the negative income items on individual or separate returns
19 for net rents and other net returns which are marital property attributable to the
20 investment, rental, licensing or other use of nonmarital property shall be allocated
21 to the owner of the property.

22 **SECTION 1674e.** 71.02 (1) of the statutes is amended to read:

23 71.02 (1) For the purpose of raising revenue for the state and the counties,
24 cities, villages and towns, there shall be assessed, levied, collected and paid a tax on
25 all net incomes of individuals and fiduciaries, except fiduciaries of nuclear

1 decommissioning trust or reserve funds subject to the tax under s. 71.23 (2), by every
2 natural person residing within the state or by his or her personal representative in
3 case of death, and trusts ~~administered~~ resident within the state; by every
4 nonresident natural person and trust of this state, upon such income as is derived
5 from property located or business transacted within the state including, but not
6 limited by enumeration, income derived from a limited partner's distributive share
7 of partnership income, income derived from a limited liability company member's
8 distributive share of limited liability company income, the state lottery under ch.
9 565, any multijurisdictional lottery under ch. 565 if the winning lottery ticket or
10 lottery share was purchased from a retailer, as defined in s. 565.01 (6), located in this
11 state or from the department, winnings from a casino or bingo hall that is located in
12 this state and that is operated by a Native American tribe or band and pari-mutuel
13 wager winnings or purses under ch. 562, and also by every nonresident natural
14 person upon such income as is derived from the performance of personal services
15 within the state, except as exempted under s. 71.05 (1) to (3). Every natural person
16 domiciled in the state shall be deemed to be residing within the state for the purposes
17 of determining liability for income taxes and surtaxes. A single-owner entity that
18 is disregarded as a separate entity under section 7701 of the Internal Revenue Code
19 is disregarded as a separate entity under this chapter, and its owner is subject to the
20 tax on the entity's income.

21 **SECTION 1674m.** 71.03 (1) of the statutes is amended to read:

22 71.03 (1) DEFINITION. In this section, "gross income" means all income, from
23 whatever source derived and in whatever form realized, whether in money, property
24 or services, which is not exempt from Wisconsin income taxes. "Gross income"
25 includes, but is not limited to, the following items: compensation for services,

1 including salaries, wages and fees, commissions and similar items; gross income
2 derived from business; interest; rents; royalties; dividends; alimony and separate
3 maintenance payments; annuities; income from life insurance and endowment
4 contracts; pensions; income from discharge of indebtedness; distributive shares of
5 partnership gross income except distributive shares of the income of publicly traded
6 partnerships treated as corporations under s. 71.22 (1) (1g); distributive shares of
7 limited liability company gross income except distributive shares of the income of
8 limited liability companies treated as corporations under s. 71.22 (1) (1g); income in
9 respect of a decedent; and income from an interest in an estate or trust. “Gross
10 income” from a business or farm consists of the total gross receipts without reduction
11 for cost of goods sold, expenses or any other amounts. The gross rental amounts
12 received from rental properties are included in gross income without reduction for
13 expenses or any other amounts. “Gross income” from the sale of securities, property
14 or other assets consists of the gross selling price without reduction for the cost of the
15 assets, expenses of sale or any other amounts. “Gross income” from an annuity,
16 retirement plan or profit sharing plan consists of the gross amount received without
17 reduction for the employee’s contribution to the annuity or plan.

18 **SECTION 1674t.** 71.03 (2) (a) 1. of the statutes is amended to read:

19 71.03 (2) (a) 1. Every natural person domiciled in this state during the entire
20 taxable year having gross income of \$5,200 or more if under 65 years of age, or \$5,700
21 or more if 65 years of age or over, or \$7,040 or more if the natural person files as a
22 head of household, and every married person who files jointly and is domiciled in this
23 state during the entire taxable year having gross income during the year when the
24 joint gross income of the married person and his or her spouse is \$7,200 or more if
25 both are under 65 years of age; \$7,700 or more if one spouse is under 65 years of age

1 and the other spouse is 65 years of age or over; or \$8,200 or more if both are 65 years
2 of age or over; and every married person who files separately and is domiciled in this
3 state during the entire taxable year and has gross income of \$3,420 or more. The
4 department of revenue shall annually adjust the dollar amounts of the filing
5 requirements so as to reflect changes in the standard deduction, the rates under s.
6 71.06 or the exemption under s. 71.07 (8) (a) individual domiciled in this state during
7 the entire taxable year who has a gross income at or above a threshold amount which
8 shall be determined annually by the department of revenue. The threshold amounts
9 shall be determined for categories of individuals based on filing status and age, and
10 shall include categories for single individuals; individuals who file as a head of
11 household; married couples who file jointly; and married persons who file separately.
12 The department of revenue shall establish a threshold amount for each category of
13 individual at an amount at which no individual in that category whose gross income
14 is below that amount has a state income tax liability.

15 **SECTION 1675.** 71.04 (4) of the statutes is renumbered 71.04 (4) (intro) and
16 amended to read:

17 **71.04 (4) NONRESIDENT ALLOCATION AND APPORTIONMENT FORMULA.** (intro.)
18 Nonresident individuals and nonresident estates and trusts engaged in business
19 within and without the state shall be taxed only on such income as is derived from
20 business transacted and property located within the state. The amount of such
21 income attributable to Wisconsin may be determined by an allocation and separate
22 accounting thereof, when the business of such nonresident individual or nonresident
23 estate or trust within the state is not an integral part of a unitary business, but the
24 department of revenue may permit an allocation and separate accounting in any case
25 in which it is satisfied that the use of such method will properly reflect the income

1 taxable by this state. In all cases in which allocation and separate accounting is not
2 permissible, the determination shall be made in the following manner: for all
3 businesses except ~~financial organizations~~ telecommunications companies, public
4 utilities, railroads, sleeping car companies and car line companies there shall first
5 be deducted from the total net income of the taxpayer the part thereof (less related
6 expenses, if any) that follows the situs of the property or the residence of the
7 recipient. ~~The Except as provided under s. 71.25 (9d) and (9g), the~~ remaining net
8 income shall be apportioned to ~~Wisconsin~~ this state by use of ~~an apportionment~~
9 ~~fraction composed of a sales factor representing 50% of the fraction, a property factor~~
10 ~~representing 25% of the fraction and a payroll factor representing 25% of the~~
11 ~~fraction.~~ the following:

12 **SECTION 1675b.** 71.04 (4) (a) of the statutes is created to read:

13 71.04 (4) (a) For taxable years beginning after December 31, 2000, and before
14 January 1, 2002, an apportionment fraction composed of a sales factor under sub. (7)
15 representing 63% of the fraction, a property factor under sub. (5) representing 18.5%
16 of the fraction and a payroll factor under sub. (6) representing 18.5% of the fraction.

17 **SECTION 1675c.** 71.04 (4) (b) of the statutes is created to read:

18 71.04 (4) (b) For taxable years beginning after December 31, 2001, and before
19 January 1, 2003, an apportionment fraction composed of a sales factor under sub. (7)
20 representing 85% of the fraction, a property factor under sub. (5) representing 7.5%
21 of the fraction and a payroll factor under sub. (6) representing 7.5% of the fraction.

22 **SECTION 1675d.** 71.04 (4) (c) of the statutes is created to read:

23 71.04 (4) (c) For taxable years beginning after December 31, 2002, an
24 apportionment fraction composed of the sales factor under sub. (7).

25 **SECTION 1676.** 71.04 (5) (intro.) of the statutes is amended to read:

1 71.04 (5) PROPERTY FACTOR. (intro.) For purposes of sub. (4) and for taxable
2 years beginning before January 1, 2003:

3 **SECTION 1677.** 71.04 (6) (intro.) of the statutes is amended to read:

4 71.04 (6) PAYROLL FACTOR. (intro.) For purposes of sub. (4) and for taxable years
5 beginning before January 1, 2003:

6 **SECTION 1678.** 71.04 (7) (d) of the statutes is amended to read:

7 71.04 (7) (d) Sales, other than sales of tangible personal property, are in this
8 state if the income-producing activity is performed in this state. If the
9 income-producing activity is performed both in and outside this state the sales shall
10 be divided between those states having jurisdiction to tax such business in
11 proportion to the direct costs of performance incurred in each such state in rendering
12 this service. Services performed in states which do not have jurisdiction to tax the
13 business shall be deemed to have been performed in the state to which compensation
14 is allocated by sub. (6). This paragraph does not apply to taxable years beginning
15 after December 31, 1999.

16 **SECTION 1679.** 71.04 (7) (dc) of the statutes is created to read:

17 71.04 (7) (dc) For taxable years beginning after December 31, 1999, sales,
18 rents, royalties, and other income from real property, and the receipts from the lease
19 or rental of tangible personal property, are attributed to the state in which the
20 property is located.

21 **SECTION 1680.** 71.04 (7) (dg) of the statutes is created to read:

22 71.04 (7) (dg) For taxable years beginning after December 31, 1999, receipts
23 from the lease or rental of moving property including but not limited to motor
24 vehicles, rolling stock, aircraft, vessels, or mobile equipment are included in the

1 numerator of the sales factor under par. (a) to the extent that the property is used
2 in this state. The use of moving property in this state is determined as follows:

3 1. The use of a motor vehicle or rolling stock in this state is determined by
4 multiplying the gross receipts from the lease or rental of the motor vehicle or rolling
5 stock by a fraction having as a numerator the number of miles traveled within this
6 state by the motor vehicle or rolling stock while leased or rented in the taxable year
7 and having as a denominator the total number of miles traveled by the motor vehicle
8 or rolling stock while leased or rented in the taxable year.

9 2. The use of an aircraft in this state is determined by multiplying the gross
10 receipts from the lease or rental of the aircraft by a fraction having as a numerator
11 the number of landings of the aircraft in this state while leased or rented in the
12 taxable year and having as a denominator the total number of landings of the aircraft
13 while leased or rented in the taxable year.

14 3. The use of a vessel or mobile equipment in this state is determined by
15 multiplying the gross receipts from the lease or rental of the vessel or mobile
16 equipment by a fraction having as a numerator the number of days that the vessel
17 or mobile equipment is in this state while leased or rented in the taxable year and
18 having as a denominator the total number of days that the vessel or mobile
19 equipment is leased or rented in the taxable year.

20 4. If the taxpayer does not know the location of moving property while such
21 property is leased or rented in the taxable year, the moving property is used in the
22 state in which such property is located at the time the lessee or renter takes
23 possession of the property.

24 **SECTION 1681.** 71.04 (7) (dn) of the statutes is created to read:

1 71.04 (7) (dn) For taxable years beginning after December 31, 1999, gross
2 royalties and gross income received for the use of intangible property are attributed
3 to this state if any of the following occurs:

4 1. The purchaser of intangible property uses the intangible property in the
5 production, fabrication or manufacturing of a product that is sold to a customer who
6 is located in this state.

7 2. The purchaser of intangible property uses the intangible property in the
8 printing or publication of materials that are sold to a customer who is located in this
9 state.

10 3. The purchaser of intangible property uses the intangible property in the
11 operation of a trade or business at a location in this state.

12 4. The purchaser of intangible property is billed for the purchase of the
13 intangible property at a location in this state.

14 5. The taxpayer is not subject to income tax in the state in which the intangible
15 property is used but the taxpayer's commercial domicile is in this state.

16 **SECTION 1682.** 71.04 (7) (dr) of the statutes is created to read:

17 71.04 (7) (dr) 1. For taxable years beginning after December 31, 1999, receipts
18 from a service are attributed to the state where the purchaser of the service received
19 the benefit of the service. The benefit of a service is received in this state if any of
20 the following applies:

21 a. The service relates to real property that is located in this state.

22 b. The service relates to tangible personal property that is located in this state
23 at the time that the service is received.

24 c. The service is provided to a person who is located in this state.

25 d. The service is provided to a person doing business in this state.

1 e. The service is performed at a location in this state.

2 2. If the purchaser of a service receives the benefit of a service in more than one
3 state, the receipts from the performance of the service are included in the numerator
4 of the sales factor under par. (a) according to the portion of the service received in this
5 state. If the state where a purchaser received the benefit of a service cannot be
6 determined, the benefit of a service is received in the state where the purchaser, in
7 the regular course of the purchaser's business, ordered the service. If the state where
8 a purchaser ordered a service cannot be determined, the benefit of the service is
9 received in the state where the purchaser, in the regular course of the purchaser's
10 business, receives a bill for the service.

11 3. If the taxpayer is not subject to income tax in the state in which the benefit
12 of the service is received, the benefit of the service is received in this state to the
13 extent that the taxpayer's employes or representatives performed services from a
14 location in this state.

15 **SECTION 1682b.** 71.04 (7) (ds) of the statutes is created to read:

16 71.04 (7) (ds) 1. For taxable years beginning after December 31, 1999, the gate
17 receipts from professional sporting events are attributed to the state in which the
18 taxpayer's sports facility is located. Gate receipts include the taxpayer's in-state
19 gate receipts and the taxpayer's share of out-of-state gate receipts.

20 2. For taxable years beginning after December 31, 1999, radio and television
21 receipts received by the taxpayer from a professional sports association contract with
22 a communications network are attributed to this state in proportion to the number
23 of events held in this state in which the taxpayer's team is a participant and that are
24 related to the contract compared to the total number of events in which the
25 taxpayer's team is a participant and that are related to the contract.

1 **SECTION 1682c.** 71.04 (7) (dt) of the statutes is created to read:

2 71.04 (7) **(dt)** 1. For taxable years beginning after December 31, 1999, the gross
3 receipts from radio and television broadcasting, including advertising revenue, are
4 attributed to this state in proportion to the audience in this state as compared to the
5 total audience.

6 2. For taxable years beginning after December 31, 1999, the gross receipts from
7 newspapers and magazines, including advertising revenue, are attributed to this
8 state in proportion to the circulation in this state as compared to the total circulation.

9 **SECTION 1682d.** 71.04 (7) (dw) of the statutes is created to read:

10 71.04 **(7)** (dw) 1. Except as provided in subds. 2. and 3., if a person doing
11 business in this state and outside this state owns a business that is subject to
12 apportionment under sub. (4) or s. 71.25 (6) and a business that is subject to
13 apportionment under sub. (8), the person shall apportion income as provided under
14 sub. (4) or s. 71.25 (6).

15 2. A person who has filed a tax return and who has reported income on the
16 return as apportioned under subd. 1 may request permission from the department
17 to use an alternative apportionment method in the next taxable year, if the person
18 receives at least 50% of the person's total gross receipts in a taxable year from a
19 business described under sub. (8) (c). If the department grants permission to a
20 person to use an alternative apportionment method under this subdivision, the
21 person may not use the alternative method, and shall apportion income under subd.
22 1., if the person receives less than 50% of the person's total gross receipts in a taxable
23 year from a business described under sub. (8) (c).

1 3. The department may require that a person who is subject to apportionment
2 under this subsection use an alternative apportionment method to accurately reflect
3 income that is attributable to this state.

4 **SECTION 1682m.** 71.04 (8) (title) of the statutes is amended to read:

5 71.04 (8) (title) RAILROADS, ~~FINANCIAL ORGANIZATIONS~~ TELECOMMUNICATIONS
6 COMPANIES AND PUBLIC UTILITIES.

7 **SECTION 1682n.** 71.04 (8) (a) of the statutes is amended to read:

8 71.04 (8) (a) “Financial organization”, as used in this section, means any bank,
9 trust company, savings bank, industrial bank, land bank, safe deposit company,
10 private banker, savings and loan association, credit union, cooperative bank, small
11 loan company, sales finance company, investment company, brokerage house,
12 underwriter or any type of insurance company. This paragraph does not apply to
13 taxable years beginning after December 31, 1999.

14 **SECTION 1682p.** 71.04 (8) (c) of the statutes is amended to read:

15 71.04 (8) (c) The net business income of railroads, sleeping car companies, car
16 line companies, financial organizations, telecommunications companies and public
17 utilities requiring apportionment shall be apportioned pursuant to rules of the
18 department of revenue, but the income taxed is limited to the income derived from
19 business transacted and property located within the state. For taxable years
20 beginning after December 31, 1999, the net business income of financial
21 organizations shall be apportioned under s. 71.25 (9d).

22 **SECTION 1682r.** 71.04 (10) of the statutes is amended to read:

23 71.04 (10) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any nonresident
24 individual or nonresident estate or trust engaged in business within and without the
25 state of Wisconsin and required to apportion its income as provided in this section,

1 it shall be shown to the satisfaction of the department of revenue that the use of any
2 one of the 3 factors provided under sub. (4) gives an unreasonable or inequitable final
3 average ratio because of the fact that such nonresident individual or nonresident
4 estate or trust does not employ, to any appreciable extent in its trade or business in
5 producing the income taxed, the factors made use of in obtaining such ratio, this
6 factor may, with the approval of the department of revenue, be omitted in obtaining
7 the final average ratio which is to be applied to the remaining net income. This
8 subsection does not apply to taxable years beginning after December 31, 2002.

9 **SECTION 1683.** 71.05 (1) (c) 2. of the statutes is amended to read:

10 71.05 (1) (c) 2. The Wisconsin housing and economic development authority, if
11 the bonds are to fund a loan under s. 234.935, 1997 stats.

12 **SECTION 1684.** 71.05 (6) (a) 12. of the statutes is amended to read:

13 71.05 (6) (a) 12. ~~All alimony deducted for federal income tax purposes and paid~~
14 ~~while the individual paying the alimony was a nonresident of this state; all~~ All
15 penalties for early withdrawals from time savings accounts and deposits deducted
16 for federal income tax purposes and paid while the individual charged with the
17 penalty was a nonresident of this state; ~~all repayments of supplemental~~
18 ~~unemployment benefit plan payments deducted for federal income tax purposes and~~
19 ~~made while the individual making the repayment was a nonresident of this state; all~~
20 reforestation expenses related to property not in this state, deducted for federal
21 income tax purposes and paid while the individual paying the expense was not a
22 resident of this state; all contributions to individual retirement accounts, simplified
23 employe pension plans and self-employment retirement plans and all deductible
24 employe contributions, deducted for federal income tax purposes and in excess of that
25 amount multiplied by a fraction the numerator of which is the individual's wages and

1 net earnings from a trade or business taxable by this state and the denominator of
2 which is the individual's total wages and net earnings from a trade or business; the
3 contributions to a Keogh plan deducted for federal income tax purposes and in excess
4 of that amount multiplied by a fraction the numerator of which is the individual's net
5 earnings from a trade or business, taxable by this state, and the denominator of
6 which is the individual's total net earnings from a trade or business; the amount of
7 health insurance costs of self-employed individuals deducted under section 162 (L)
8 of the internal revenue code for federal income tax purposes and in excess of that
9 amount multiplied by a fraction the numerator of which is the individual's net
10 earnings from a trade or business, taxable by this state, and the denominator of
11 which is the individual's total net earnings from a trade or business; and the amount
12 of self-employment taxes deducted under section 164 (f) of the internal revenue code
13 for federal income tax purposes and in excess of that amount multiplied by a fraction
14 the numerator of which is the individual's net earnings from a trade or business,
15 taxable by this state, and the denominator of which is the individual's total net
16 earnings from a trade or a business.

17 **SECTION 1684d.** 71.05 (6) (a) 15. of the statutes is amended to read:

18 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),
19 (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2dy) and (3s) and not passed through by a
20 partnership, limited liability company or tax-option corporation that has added that
21 amount to the partnership's, company's or tax-option corporation's income under s.
22 71.21 (4) or 71.34 (1) (g).

23 **SECTION 1686.** 71.05 (6) (b) 23. of the statutes is amended to read:

24 71.05 (6) (b) 23. Any increase in value of a tuition unit that is purchased under
25 a tuition contract under s. ~~16.24~~ 14.63.

1 **SECTION 1686m.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

2 71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses for
3 a student who is the claimant or who is the claimant’s child and the claimant’s
4 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to
5 attend any university, college, technical college or a school approved under s. ~~39.51~~
6 45.54, that is located in Wisconsin or to attend a public vocational school or public
7 institution of higher education in Minnesota under the Minnesota–Wisconsin
8 reciprocity agreement under s. 39.47, calculated as follows:

9 **SECTION 1687.** 71.05 (6) (b) 28. e. of the statutes is amended to read:

10 71.05 **(6)** (b) 28. e. For an individual who is a nonresident or part–year resident
11 of this state, multiply the amount calculated under subd. 28. a., b., c. or d. by a
12 fraction the numerator of which is the individual’s wages, salary, tips, unearned
13 income and net earnings from a trade or business that are taxable by this state and
14 the denominator of which is the individual’s total wages, salary, tips, unearned
15 income and net earnings from a trade or business. In this subd. 28. e., for married
16 persons filing separately “wages, salary, tips, unearned income and net earnings
17 from a trade or business” means the separate wages, salary, tips, unearned income
18 and net earnings from a trade or business of each spouse, and for married persons
19 filing jointly “wages, salary, tips, unearned income and net earnings from a trade or
20 business” means the total wages, salary, tips, unearned income and net earnings
21 from a trade or business of both spouses.

22 **SECTION 1688.** 71.05 (6) (b) 28. f. of the statutes is amended to read:

23 71.05 **(6)** (b) 28. f. Reduce the amount calculated under subd. 28. a., b., c., d. or
24 e. to the individual’s aggregate wages, salary, tips, unearned income and net
25 earnings from a trade or business that are taxable by this state.

1 **SECTION 1688d.** 71.05 (6) (b) 29. of the statutes is created to read:

2 71.05 **(6)** (b) 29. The amount claimed as a federal miscellaneous itemized
3 deduction under the Internal Revenue Code for repayment of an amount included in
4 income in a previous year to the extent that the repayment was previously included
5 in Wisconsin adjusted gross income, except that no amount that is used in calculating
6 the credit under s. 71.07 (1) may be included in the calculation under this
7 subdivision.

8 **SECTION 1689.** 71.05 (22) (dm) of the statutes is amended to read:

9 71.05 **(22)** (dm) *Deduction limits; 1994 and thereafter to 1999.* Except as
10 provided in par. (f), for taxable years beginning ~~on or after January 1, 1994~~ after
11 December 31, 1993, and before January 1, 2000, the Wisconsin standard deduction
12 is whichever of the following amounts is appropriate. For a single individual who has
13 a Wisconsin adjusted gross income of less than \$7,500, the standard deduction is
14 \$5,200. For a single individual who has a Wisconsin adjusted gross income of at least
15 \$7,500 ~~but not more than \$50,830~~, the standard deduction is the amount obtained
16 by subtracting from \$5,200 12% of Wisconsin adjusted gross income in excess of
17 \$7,500 but not less than \$0. ~~For a single individual who has a Wisconsin adjusted~~
18 ~~gross income of more than \$50,830, the standard deduction is \$0.~~ For a head of
19 household who has a Wisconsin adjusted gross income of less than \$7,500, the
20 standard deduction is \$7,040. For a head of household who has a Wisconsin adjusted
21 gross income of at least \$7,500 ~~but not more than \$25,000~~, the standard deduction
22 is the amount obtained by subtracting from \$7,040 22.515% of Wisconsin adjusted
23 gross income in excess of \$7,500 but not less than \$0, until the adjusted gross income
24 amount at which the standard deduction is equal to the standard deduction for a
25 single individual at the same adjusted gross income amount. For a head of household

1 who has a Wisconsin adjusted gross income of more than \$25,000 this amount, the
2 standard deduction shall be calculated as if the head of household were a single
3 individual. For a married couple filing jointly that has an aggregate Wisconsin
4 adjusted gross income of less than \$10,000, the standard deduction is \$8,900. For
5 a married couple filing jointly that has an aggregate Wisconsin adjusted gross
6 income of at least \$10,000 ~~but not more than \$55,000~~, the standard deduction is the
7 amount obtained by subtracting from \$8,900 19.778% of aggregate Wisconsin
8 adjusted gross income in excess of \$10,000 but not less than \$0. ~~For a married couple~~
9 ~~filing jointly that has an aggregate Wisconsin adjusted gross income of more than~~
10 ~~\$55,000, the standard deduction is \$0.~~ For a married individual filing separately
11 who has a Wisconsin adjusted gross income of less than \$4,750, the standard
12 deduction is \$4,230. For a married individual filing separately who has a Wisconsin
13 adjusted gross income of at least \$4,750 ~~but not more than \$26,140~~, the standard
14 deduction is the amount obtained by subtracting from \$4,230 19.778% of Wisconsin
15 adjusted gross income in excess of \$4,750 but not less than \$0. ~~For a married~~
16 ~~individual filing separately who has a Wisconsin adjusted gross income of more than~~
17 ~~\$26,140, the standard deduction is \$0.~~ The secretary of revenue shall prepare a table
18 under which deductions under this paragraph shall be determined. That table shall
19 be published in the department's instructional booklets.

20 **SECTION 1690.** 71.05 (22) (dp) of the statutes is created to read:

21 71.05 **(22)** (dp) *Deduction limits, 2000 and thereafter.* Except as provided in
22 par. (f), for taxable years beginning after December 31, 1999, the Wisconsin standard
23 deduction is whichever of the following amounts is appropriate. For a single
24 individual who has a Wisconsin adjusted gross income of less than \$10,380, the
25 standard deduction is \$7,200. For a single individual who has a Wisconsin adjusted

1 gross income of at least \$10,380, the standard deduction is the amount obtained by
2 subtracting from \$7,200 12% of Wisconsin adjusted gross income in excess of \$10,380
3 but not less than \$0. For a head of household who has a Wisconsin adjusted gross
4 income of less than \$10,380, the standard deduction is \$9,300. For a head of
5 household who has a Wisconsin adjusted gross income of at least \$10,380, the
6 standard deduction is the amount obtained by subtracting from \$9,300 22.515% of
7 Wisconsin adjusted gross income in excess of \$10,380, but not less than \$0, until the
8 adjusted gross income amount at which the standard deduction is equal to the
9 standard deduction for a single individual at the same adjusted gross income
10 amount. For a head of household who has a Wisconsin adjusted gross income of more
11 than this amount, the standard deduction shall be calculated as if the head of
12 household were a single individual. For a married couple filing jointly that has an
13 aggregate Wisconsin adjusted gross income of less than \$14,570, the standard
14 deduction is \$12,970. For a married couple filing jointly that has an aggregate
15 Wisconsin adjusted gross income of at least \$14,570, the standard deduction is the
16 amount obtained by subtracting from \$12,970 19.778% of aggregate Wisconsin
17 adjusted gross income in excess of \$14,570 but not less than \$0. For a married
18 individual filing separately who has a Wisconsin adjusted gross income of less than
19 \$6,920, the standard deduction is \$6,160. For a married individual filing separately
20 who has a Wisconsin adjusted gross income of at least \$6,920, the standard deduction
21 is the amount obtained by subtracting from \$6,160 19.778% of Wisconsin adjusted
22 gross income in excess of \$6,920 but not less than \$0. The secretary of revenue shall
23 prepare a table under which deductions under this paragraph shall be determined.
24 That table shall be published in the department's instructional booklets.

25 **SECTION 1691.** 71.05 (22) (ds) of the statutes is amended to read:

1 71.05 (22) (ds) *Standard deduction indexing.* For taxable years beginning after
2 December 31, 1998, and before January 1, 2000, the dollar amounts of the standard
3 deduction that is allowable under par. (dm) and all of the dollar amounts of Wisconsin
4 adjusted gross income under par. (dm) shall be increased each year by a percentage
5 equal to the percentage change between the U.S. consumer price index for all urban
6 consumers, U.S. city average, for the month of August of the previous year and the
7 U.S. consumer price index for all urban consumers, U.S. city average, for the month
8 of August of the year before the previous year, as determined by the federal
9 department of labor. Each amount that is revised under this paragraph shall be
10 rounded to the nearest multiple of \$10 if the revised amount is not a multiple of \$10
11 or, if the revised amount is a multiple of \$5, such an amount shall be increased to the
12 next higher multiple of \$10. The department of revenue shall annually adjust the
13 changes in dollar amounts required under this paragraph and incorporate the
14 changes into the income tax forms and instructions.

15 **SECTION 1691c.** 71.05 (22) (dt) of the statutes is created to read:

16 71.05 (22) (dt) *Standard deduction indexing, 2001 and thereafter.* For taxable
17 years beginning after December 31, 2000, the dollar amounts of the standard
18 deduction that is allowable under par. (dp) and all of the dollar amounts of Wisconsin
19 adjusted gross income under par. (dp) shall be increased each year by a percentage
20 equal to the percentage change between the U.S. consumer price index for all urban
21 consumers, U.S. city average, for the month of August of the previous year and the
22 U.S. consumer price index for all urban consumers, U.S. city average, for the month
23 of August 1999, as determined by the federal department of labor. Each amount that
24 is revised under this paragraph shall be rounded to the nearest multiple of \$10 if the
25 revised amount is not a multiple of \$10 or, if the revised amount is a multiple of \$5,

1 such an amount shall be increased to the next higher multiple of \$10. The
2 department of revenue shall annually adjust the changes in dollar amounts required
3 under this paragraph and incorporate the changes into the income tax forms and
4 instructions.

5 **SECTION 1692.** 71.05 (22) (f) 4. b. of the statutes is amended to read:

6 71.05 (22) (f) 4. b. The standard deduction that may be claimed by an individual
7 under par. (dm) or (dp), based on the individual's filing status.

8 **SECTION 1693.** 71.05 (23) of the statutes is created to read:

9 71.05 (23) PERSONAL EXEMPTIONS. In computing Wisconsin taxable income, an
10 individual taxpayer may subtract the following amounts:

11 (a) For taxable years that begin after December 31, 1999, and before January
12 1, 2001:

13 1. A personal exemption of \$600 if the taxpayer is required to file a return under
14 s. 71.03 (2) (a) 1. or 2. and \$600 for the taxpayer's spouse, except if the spouse is filing
15 separately or as a head of household.

16 2. An exemption of \$600 for each individual for whom the taxpayer is entitled
17 to an exemption for the taxable year under section 151 (c) of the Internal Revenue
18 Code.

19 3. An additional exemption of \$200 if the taxpayer has reached the age of 65
20 before the close of the taxable year to which his or her tax return relates and \$200
21 for the taxpayer's spouse if he or she has reached the age of 65 before the close of the
22 taxable year to which his or her tax return relates, except if the spouse is filing
23 separately or as a head of household.

24 (b) For taxable years that begin after December 31, 2000:

1 1. A personal exemption of \$700 if the taxpayer is required to file a return under
2 s. 71.03 (2) (a) 1. or 2. and \$700 for the taxpayer’s spouse, except if the spouse is filing
3 separately or as a head of household.

4 2. An exemption of \$700 for each individual for whom the taxpayer is entitled
5 to an exemption for the taxable year under section 151 (c) of the Internal Revenue
6 Code.

7 3. An additional exemption of \$250 if the taxpayer has reached the age of 65
8 before the close of the taxable year to which his or her tax return relates and \$250
9 for the taxpayer’s spouse if he or she has reached the age of 65 before the close of the
10 taxable year to which his or her tax return relates, except if the spouse is filing
11 separately or as a head of household.

12 (c) With respect to persons who change their domicile into or from this state
13 during the taxable year and nonresident persons, personal exemptions under pars.
14 (a) and (b) shall be limited to the fraction of the amount so determined that Wisconsin
15 adjusted gross income is of federal adjusted gross income. In this paragraph, for
16 married persons filing separately “adjusted gross income” means the separate
17 adjusted gross income of each spouse and for married persons filing jointly “adjusted
18 gross income” means the total adjusted gross income of both spouses. If a person and
19 that person’s spouse are not both domiciled in this state during the entire taxable
20 year, their personal exemptions on a joint return are determined by multiplying the
21 personal exemption that would be available to each of them if they were both
22 domiciled in this state during the entire taxable year by a fraction the numerator of
23 which is their joint Wisconsin adjusted gross income and the denominator of which
24 is their joint federal adjusted gross income.

25 **SECTION 1694.** 71.06 (1m) (intro.) of the statutes is amended to read:

1 **71.06 (1m)** FIDUCIARIES, SINGLE INDIVIDUALS AND HEADS OF HOUSEHOLDS; AFTER
2 1997 TO 1999. (intro.) The tax to be assessed, levied and collected upon the taxable
3 incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or
4 reserve funds, and single individuals and heads of households shall be computed at
5 the following rates for taxable years beginning after December 31, 1997, and before
6 January 1, 2000:

7 **SECTION 1695.** 71.06 (1n) of the statutes is created to read:

8 **71.06 (1n)** FIDUCIARIES, SINGLE INDIVIDUALS AND HEADS OF HOUSEHOLDS; 2000. The
9 tax to be assessed, levied and collected upon the taxable incomes of all fiduciaries,
10 except fiduciaries of nuclear decommissioning trust or reserve funds, and single
11 individuals and heads of households shall be computed at the following rates for
12 taxable years beginning after December 31, 1999, and before January 1, 2001:

13 (a) On all taxable income from \$0 to \$7,500, 4.73%.

14 (b) On all taxable income exceeding \$7,500 but not exceeding \$15,000, 6.33%.

15 (c) On all taxable income exceeding \$15,000 but not exceeding \$112,500, 6.55%.

16 (d) On all taxable income exceeding \$112,500, 6.75%.

17 **SECTION 1696.** 71.06 (1p) of the statutes is created to read:

18 **71.06 (1p)** FIDUCIARIES, SINGLE INDIVIDUALS AND HEADS OF HOUSEHOLDS; AFTER
19 2000. The tax to be assessed, levied and collected upon the taxable incomes of all
20 fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and
21 single individuals and heads of households shall be computed at the following rates
22 for taxable years beginning after December 31, 2000:

23 (a) On all taxable income from \$0 to \$7,500, 4.6%.

24 (b) On all taxable income exceeding \$7,500 but not exceeding \$15,000, 6.15%.

25 (c) On all taxable income exceeding \$15,000 but not exceeding \$112,500, 6.5%.

1 (d) On all taxable income exceeding \$112,500, 6.75%.

2 **SECTION 1697.** 71.06 (2) (c) (intro.) of the statutes is amended to read:

3 71.06 (2) (c) (intro.) For joint returns, for taxable years beginning after
4 December 31, 1997, and before January 1, 2000:

5 **SECTION 1698.** 71.06 (2) (d) (intro.) of the statutes is amended to read:

6 71.06 (2) (d) (intro.) For married persons filing separately, for taxable years
7 beginning after December 31, 1997, and before January 1, 2000:

8 **SECTION 1699.** 71.06 (2) (e) of the statutes is created to read:

9 71.06 (2) (e) For joint returns, for taxable years beginning after December 31,
10 1999, and before January 1, 2001:

11 1. On all taxable income from \$0 to \$10,000, 4.73%.

12 2. On all taxable income exceeding \$10,000 but not exceeding \$20,000, 6.33%.

13 3. On all taxable income exceeding \$20,000 but not exceeding \$150,000, 6.55%.

14 4. On all taxable income exceeding \$150,000, 6.75%.

15 **SECTION 1700.** 71.06 (2) (f) of the statutes is created to read:

16 71.06 (2) (f) For married persons filing separately, for taxable years beginning
17 after December 31, 1999, and before January 1, 2001:

18 1. On all taxable income from \$0 to \$5,000, 4.73%.

19 2. On all taxable income exceeding \$5,000 but not exceeding \$10,000, 6.33%.

20 3. On all taxable income exceeding \$10,000 but not exceeding \$75,000, 6.55%.

21 4. On all taxable income exceeding \$75,000, 6.75%.

22 **SECTION 1701.** 71.06 (2) (g) of the statutes is created to read:

23 71.06 (2) (g) For joint returns, for taxable years beginning after December 31,
24 2000:

25 1. On all taxable income from \$0 to \$10,000, 4.6%.

1 2. On all taxable income exceeding \$10,000 but not exceeding \$20,000, 6.15%.

2 3. On all taxable income exceeding \$20,000 but not exceeding \$150,000, 6.5%.

3 4. On all taxable income exceeding \$150,000, 6.75%.

4 **SECTION 1702.** 71.06 (2) (h) of the statutes is created to read:

5 71.06 **(2)** (h) For married persons filing separately, for taxable years beginning
6 after December 31, 2000:

7 1. On all taxable income from \$0 to \$5,000, 4.6%.

8 2. On all taxable income exceeding \$5,000 but not exceeding \$10,000, 6.15%.

9 3. On all taxable income exceeding \$10,000 but not exceeding \$75,000, 6.5%.

10 4. On all taxable income exceeding \$75,000, 6.75%.

11 **SECTION 1703.** 71.06 (2e) of the statutes is amended to read:

12 71.06 **(2e)** BRACKET INDEXING. For taxable years beginning after December 31,
13 1998, and before January 1, 2000, the maximum dollar amount in each tax bracket,
14 and the corresponding minimum dollar amount in the next bracket, under subs. (1m)
15 and (2) (c) and (d), and for taxable years beginning after December 31, 1999, the
16 maximum dollar amount in each tax bracket, and the corresponding minimum dollar
17 amount in the next bracket, under subs. (1n), (1p) and (2) (e), (f), (g) and (h), shall be
18 increased each year by a percentage equal to the percentage change between the U.S.
19 consumer price index for all urban consumers, U.S. city average, for the month of
20 August of the previous year and the U.S. consumer price index for all urban
21 consumers, U.S. city average, for the month of August of the year before the previous
22 year 1997, as determined by the federal department of labor, except that for taxable
23 years beginning after December 31, 2000, the dollar amount in the top bracket under
24 subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall be increased each year
25 by a percentage equal to the percentage change between the U.S. consumer price

1 index for all urban consumers, U.S. city average, for the month of August of the
2 previous year and the U.S. consumer price index for all urban consumers, U.S. city
3 average, for the month of August 1999, as determined by the federal department of
4 labor. Each amount that is revised under this subsection shall be rounded to the
5 nearest multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised
6 amount is a multiple of \$5, such an amount shall be increased to the next higher
7 multiple of \$10. The department of revenue shall annually adjust the changes in
8 dollar amounts required under this subsection and incorporate the changes into the
9 income tax forms and instructions.

10 **SECTION 1704.** 71.06 (2m) of the statutes is amended to read:

11 71.06 **(2m)** RATE CHANGES. If a rate under sub. (1), (1m), ~~(1n)~~, ~~(1p)~~ or (2) changes
12 during a taxable year, the taxpayer shall compute the tax for that taxable year by the
13 methods applicable to the federal income tax under section 15 of the internal revenue
14 code.

15 **SECTION 1705.** 71.06 (2s) (b) of the statutes is amended to read:

16 71.06 **(2s)** (b) For taxable years beginning after December 31, 1997, and before
17 January 1, 2000, with respect to nonresident individuals, including individuals
18 changing their domicile into or from this state, the tax brackets under subs. (1m) and
19 (2) (c) and (d) shall be multiplied by a fraction, the numerator of which is Wisconsin
20 adjusted gross income and the denominator of which is federal adjusted gross
21 income. In this paragraph, for married persons filing separately “adjusted gross
22 income” means the separate adjusted gross income of each spouse, and for married
23 persons filing jointly “adjusted gross income” means the total adjusted gross income
24 of both spouses. If an individual and that individual’s spouse are not both domiciled
25 in this state during the entire taxable year, the tax brackets under subs. (1m) and

1 (2) (c) and (d) on a joint return shall be multiplied by a fraction, the numerator of
2 which is their joint Wisconsin adjusted gross income and the denominator of which
3 is their joint federal adjusted gross income.

4 **SECTION 1706.** 71.06 (2s) (c) of the statutes is created to read:

5 71.06 (2s) (c) For taxable years beginning after December 31, 1999, and before
6 January 1, 2001, with respect to nonresident individuals, including individuals
7 changing their domicile into or from this state, the tax brackets under subs. (1n) and
8 (2) (e) and (f) shall be multiplied by a fraction, the numerator of which is Wisconsin
9 adjusted gross income and the denominator of which is federal adjusted gross
10 income. In this paragraph, for married persons filing separately “adjusted gross
11 income” means the separate adjusted gross income of each spouse, and for married
12 persons filing jointly “adjusted gross income” means the total adjusted gross income
13 of both spouses. If an individual and that individual’s spouse are not both domiciled
14 in this state during the entire taxable year, the tax brackets under subs. (1n) and (2)
15 (e) and (f) on a joint return shall be multiplied by a fraction, the numerator of which
16 is their joint Wisconsin adjusted gross income and the denominator of which is their
17 joint federal adjusted gross income.

18 **SECTION 1707.** 71.06 (2s) (d) of the statutes is created to read:

19 71.06 (2s) (d) For taxable years beginning after December 31, 2000, with
20 respect to nonresident individuals, including individuals changing their domicile
21 into or from this state, the tax brackets under subs. (1p) and (2) (g) and (h) shall be
22 multiplied by a fraction, the numerator of which is Wisconsin adjusted gross income
23 and the denominator of which is federal adjusted gross income. In this paragraph,
24 for married persons filing separately “adjusted gross income” means the separate
25 adjusted gross income of each spouse, and for married persons filing jointly “adjusted

1 gross income” means the total adjusted gross income of both spouses. If an individual
2 and that individual’s spouse are not both domiciled in this state during the entire
3 taxable year, the tax brackets under subs. (1p) and (2) (g) and (h) on a joint return
4 shall be multiplied by a fraction, the numerator of which is their joint Wisconsin
5 adjusted gross income and the denominator of which is their joint federal adjusted
6 gross income.

7 **SECTION 1707t.** 71.07 (2dj) (am) 1. of the statutes is amended to read:

8 71.07 **(2dj)** (am) 1. Modify “member of a targeted group”, as defined in section
9 51 (d) of the internal revenue code as amended to December 31, 1995, to include
10 persons unemployed as a result of a business action subject to s. 109.07 (1m) and
11 ~~persons specified under 29 USC 1651 (a)~~ dislocated workers, as defined in 29 USC
12 2801 (9), and to require a member of a targeted group to be a resident of this state.

13 **SECTION 1707v.** 71.07 (2dj) (am) 2. of the statutes is amended to read:

14 71.07 **(2dj)** (am) 2. Modify “designated local agency”, as defined in section 51
15 (d) (15) of the internal revenue code, to include the ~~job training partnership act~~
16 ~~organization~~ local workforce development board established under 29 USC 2832 for
17 the area that includes the development zone in which the employee in respect to whom
18 the credit under this subsection is claimed works, if the department of commerce
19 approves the criteria used for certification, and the department of commerce.

20 **SECTION 1708.** 71.07 (2dj) (am) 3. of the statutes is amended to read:

21 71.07 **(2dj)** (am) 3. Modify the rule for certification under section 51 (d) (16) (A)
22 of the internal revenue code to allow certification within the ~~90-day~~ period beginning
23 with the first day of employment of the employee ~~by the claimant~~.

24 **SECTION 1708g.** 71.07 (2dx) (b) (intro.) of the statutes is amended to read:

1 71.07 **(2dx)** (b) *Credit*. (intro.) Except as provided in s. 73.03 (35) and subject
2 to s. 560.785, for any taxable year for which the person is certified under s. 560.765
3 (3), any person may claim as a credit against taxes imposed on the person's income
4 from the person's business activities in a development zone the following amounts:

5 **SECTION 1709.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

6 71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount
7 determined under s. 560.785 (1) ~~(b)~~ (bm) by the number of full-time jobs retained,
8 as provided in the rules under s. 560.785, excluding jobs for which a credit has been
9 claimed under sub. (2dj), in a an enterprise development zone under s. 560.797 and
10 filled by a member of a targeted group for which significant capital investment was
11 made and by then subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

12 **SECTION 1709c.** 71.07 (2dy) of the statutes is created to read:

13 71.07 **(2dy)** SUSTAINABLE URBAN DEVELOPMENT ZONE CREDIT. (a) *Definitions*. In
14 this subsection:

15 1. “Brownfield” has the meaning given in sub. (2dx) (a) 1.

16 2. “Environmental remediation” means removal or containment of
17 environmental pollution, as defined in s. 299.01 (4), and restoration of soil or
18 groundwater that is affected by environmental pollution, as defined in s. 299.01 (4),
19 in a brownfield and investigation unless the investigation determines that
20 remediation is required but remediation is not undertaken.

21 (b) *Credit*. For any taxable year for which the person is certified under s. 292.77
22 (5), a person may claim as a credit against taxes imposed under this subchapter 50%
23 of the amount expended for environmental remediation under the program under s.
24 292.77.

1 (c) *Administration*. Subsection (2dx) (c), (d) and (e), as it applies to the credit
2 under sub. (2dx), applies to the credit under this subsection.

3 **SECTION 1710d.** 71.07 (3m) (a) 1. b. of the statutes is amended to read:

4 71.07 (3m) (a) 1. b. For partnerships except publicly traded partnerships
5 treated as corporations under s. 71.22 (4) (1g), or limited liability companies, except
6 limited liability companies treated as corporations under s. 71.22 (4) (1g), “claimant”
7 means each individual partner or member.

8 **SECTION 1711.** 71.07 (5) (a) 7. of the statutes is created to read:

9 71.07 (5) (a) 7. Miscellaneous itemized deductions under the Internal Revenue
10 Code, without regard to whether such deductions are subject to the 2% floor as
11 described in section 67 of the Internal Revenue Code, except that the general
12 prohibition in this subdivision does not apply to dues paid to a professional society
13 or a labor union.

14 **SECTION 1712.** 71.07 (5) (a) 8. of the statutes is created to read:

15 71.07 (5) (a) 8. Any employment–related educational expense that is claimed
16 as an itemized deduction under the Internal Revenue Code to the extent that such
17 an amount is also claimed as a subtract modification under s. 71.05 (6) (b) 28.

18 **SECTION 1713.** 71.07 (5m) (e) of the statutes is created to read:

19 71.07 (5m) (e) *Sunset*. No new claim may be filed under this subsection for a
20 taxable year that begins after December 31, 1999.

21 **SECTION 1714.** 71.07 (6) (am) 2. c. of the statutes is amended to read:

22 71.07 (6) (am) 2. c. For taxable years beginning after December 31, 1999, and
23 before January 1, 2001, 2.75% of the earned income of the spouse with the lower
24 earned income, but not more than ~~\$385~~ \$440.

25 **SECTION 1715.** 71.07 (6) (am) 2. d. of the statutes is amended to read:

1 71.07 **(6)** (am) 2. d. For taxable years beginning after December 31, 2000, 3%
2 of the earned income of the spouse with the lower earned income, but not more than
3 ~~\$420~~ \$480.

4 **SECTION 1716.** 71.07 (8) (d) of the statutes is created to read:

5 71.07 **(8)** (d) No new claim may be filed under this subsection for a taxable year
6 that begins after December 31, 1999.

7 **SECTION 1717.** 71.07 (9) (g) of the statutes is created to read:

8 71.07 **(9)** (g) No new claim may be filed under this subsection for a taxable year
9 that begins after December 31, 1999.

10 **SECTION 1719b.** 71.07 (9e) (f) of the statutes is amended to read:

11 71.07 **(9e)** (f) Except as provided in s. 71.80 (3) and (3m), if the allowable
12 amount of the claim under this subsection exceeds the taxes otherwise due under this
13 chapter or no taxes are due under this chapter, the amount of the claim not used to
14 offset taxes due shall be certified by the department of revenue to the department
15 of administration for payment by check, share draft or other draft drawn from the
16 appropriation under s. 20.835 (2) (f) or (kf).

17 **SECTION 1719d.** 71.07 (10) of the statutes is amended to read:

18 71.07 **(10)** CREDITS NOT ALLOWED. The credits under s. 71.28 (4) and (5) may not
19 be claimed by partners, including partners of a publicly traded partnership treated
20 as a corporation under s. 71.22 ~~(1)~~ (1g), members of a limited liability company,
21 including members of a limited liability company treated as a corporation under s.
22 77.22 ~~(1)~~ (1g), or shareholders of a tax-option corporation.

23 **SECTION 1719g.** 71.08 (1) (intro.) of the statutes is amended to read:

24 71.08 **(1)** IMPOSITION. (intro.) If the tax imposed on a natural person, married
25 couple filing jointly, trust or estate under s. 71.02, not considering the credits under

1 ss. 71.07 (1), (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx), (2dy), (2fd), (3m), (3s),
2 (6) and (9e), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1dy), (1fd), (2m) and
3 (3) and 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1dy), (1fd), (2m) and (3) and
4 subchs. VIII and IX and payments to other states under s. 71.07 (7), is less than the
5 tax under this section, there is imposed on that natural person, married couple filing
6 jointly, trust or estate, instead of the tax under s. 71.02, an alternative minimum tax
7 computed as follows:

8 **SECTION 1719m.** 71.10 (4) (gv) of the statutes is created to read:

9 71.10 (4) (gv) Sustainable urban development zone credit under s. 71.07 (2dy).

10 **SECTION 1720m.** 71.10 (5) (am) of the statutes is created to read:

11 71.10 (5) (am) *Gray wolf as endangered or threatened species.* For purposes of
12 the part of the endangered resources program that provides for wildlife damage
13 control and the payments of claims for damage associated with endangered or
14 threatened species, the gray wolf shall be considered an endangered or threatened
15 species regardless of whether it is listed as endangered or threatened under s. 29.604
16 (3).

17 **SECTION 1721.** 71.125 of the statutes is amended to read:

18 **71.125 Imposition of tax. (1)** Except as provided in sub. (2), the tax imposed
19 by this chapter on individuals and the rates under s. 71.06 (1), (1m), (1n), (1p) and
20 (2) shall apply to the Wisconsin taxable income of estates or trusts, except nuclear
21 decommissioning trust or reserve funds, and that tax shall be paid by the fiduciary.

22 **(2)** Each electing small business trust, as defined in section 1361 (e) (1) of the
23 Internal Revenue Code, is subject to tax at the highest rate under s. 71.06 (1) ~~or under~~
24 ~~s. 71.06~~, (1m), (1n) or (1p), whichever taxable year is applicable, on its income as

1 computed under section 641 of the Internal Revenue Code, as modified by s. 71.05
2 (6) to (12), (19) and (20).

3 **SECTION 1721et.** 71.14 (3) (intro.) of the statutes is amended to read:

4 71.14 (3) (intro.) Except as provided in sub. (2) and s. 71.04 (1) (b) 2., trusts
5 created by contract, ~~declaration of trust or implication of law shall be considered~~
6 ~~resident at the place where the trust is being administered. The following trusts~~
7 ~~shall be considered to be administered in the state of domicile of the corporate trustee~~
8 ~~of the trust at any time that the grantor of the trust is not a resident of this state and~~
9 ~~subject to sub. (3m), only the following trusts, or portions of trusts, shall be~~
10 considered resident of this state:

11 **SECTION 1721ft.** 71.14 (3) (a) of the statutes is amended to read:

12 71.14 (3) (a) ~~Trusts that have any assets invested in a common trust fund, as~~
13 ~~defined in section 584 of the internal revenue code, maintained by a bank or trust~~
14 ~~company domiciled in this state that is a member of the same affiliated group, as~~
15 ~~defined in section 1504 of the internal revenue code, as the corporate trustee the~~
16 assets of which consist of property placed in the trust by a person who is a resident
17 of this state at the time the property was placed in the trust if, at the time the assets
18 were placed in the trust, the trust was irrevocable.

19 **SECTION 1721gt.** 71.14 (3) (b) of the statutes is amended to read:

20 71.14 (3) (b) ~~Trusts Irrevocable trusts, the assets of which in whole or in part~~
21 ~~are managed, or about which investment decisions are made, by a corporation~~
22 ~~domiciled in this state if that corporation and the corporate trustee are members of~~
23 ~~the same affiliated group, as defined in section 1504 of the internal revenue code~~
24 consist of property placed in the trust by a person who is a resident of this state at

1 the time that the trust became irrevocable if, at the time the property was placed in
2 the trust, the trust was revocable.

3 **SECTION 1721ht.** 71.14 (3m) of the statutes is created to read:

4 71.14 (3m) A trust described under sub. (3):

5 (a) Is revocable if the person whose property constitutes the trust may revest
6 title to the property in that person.

7 (b) Is irrevocable if the power to revest title, as described in par. (a), does not
8 exist.

9 **SECTION 1722.** 71.17 (6) of the statutes is amended to read:

10 71.17 (6) FUNERAL TRUSTS. If a qualified funeral trust makes the election under
11 section 685 of the Internal Revenue Code for federal income tax purposes, that
12 election applies for purposes of this chapter and each trust shall compute its own tax
13 and shall apply the rates under s. 71.06 (1) ~~and~~ (1m), (1n) or (1p).

14 **SECTION 1722b.** 71.195 of the statutes is amended to read:

15 **71.195 Definition.** In this subchapter, “partnership” includes limited liability
16 companies and other entities that are treated as partnerships under the Internal
17 Revenue Code, and “partnership” does not include publicly traded partnerships
18 treated as corporations under s. 71.22 ~~(1)~~ (1g).

19 **SECTION 1722bd.** 71.21 (4) of the statutes is amended to read:

20 71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),
21 (2dj), (2dL), (2ds), (2dx), (2dy) and (3s) and passed through to partners shall be added
22 to the partnership’s income.

23 **SECTION 1722be.** 71.22 (1) of the statutes is renumbered 71.22 (1g).

24 **SECTION 1722c.** 71.22 (1d) of the statutes is created to read:

1 71.22 **(1d)** “Commercial domicile” means the location of a trade or business
2 from which the trade or business is principally managed in the United States,
3 regardless of whether the trade or business is organized under the laws of a foreign
4 country, the commonwealth of Puerto Rico or any territory or possession of the
5 United States. The location of the taxpayer’s trade or business at which the greatest
6 number of the taxpayer’s employes work or are regularly connected, as of the last day
7 of the taxable year, is rebuttably presumed to be the taxpayer’s commercial domicile.

8 **SECTION 1722cd.** 71.22 (1r) of the statutes is created to read:

9 71.22 **(1r)** “Doing business” includes owning a direct or indirect interest in a
10 general or limited partnership or limited liability company that transacts in this
11 state for pecuniary gain.

12 **SECTION 1722ce.** 71.22 (3g) of the statutes is created to read:

13 71.22 **(3g)** “Intangible property” includes patents, copyrights, trademarks,
14 trade names, service names, service marks, logos, franchises, licenses, plans,
15 specifications, blueprints, processes, techniques, formulas, designs, layouts,
16 patterns, drawings, manuals, customer lists, contracts, technical know-how and
17 trade secrets. “Intangible property” does not include securities.

18 **SECTION 1722d.** 71.22 (4) (e) of the statutes is repealed.

19 **SECTION 1722e.** 71.22 (4) (f) of the statutes is amended to read:

20 71.22 **(4)** (f) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
21 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
22 that begin after December 31, 1990, and before January 1, 1992, means the federal
23 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1990,
24 and as amended by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding
25 section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and

1 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
2 P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2),
3 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
4 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, P.L.
5 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
6 105–34, P.L. 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue
7 Code applies for Wisconsin purposes at the same time as for federal purposes.
8 Amendments to the federal ~~internal revenue code~~ Internal Revenue Code enacted
9 after December 31, 1990, do not apply to this paragraph with respect to taxable years
10 beginning after December 31, 1990, and before January 1, 1992, except that
11 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–227,
12 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
13 P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
14 provisions applicable to this subchapter made by P.L. 102–227, P.L. 102–486, P.L.
15 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
16 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
17 federal purposes.

18 **SECTION 1722f.** 71.22 (4) (g) of the statutes is amended to read:

19 71.22 (4) (g) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
20 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
21 that begin after December 31, 1991, and before January 1, 1993, means the federal
22 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1991,
23 excluding sections 103, 104 and 110 of P.L. 102–227, and as amended by P.L.
24 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13171 and
25 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.

1 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected in the provisions
2 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding
3 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514
4 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
5 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
6 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and
7 (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
8 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277. The internal revenue code
9 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
11 enacted after December 31, 1991, do not apply to this paragraph with respect to
12 taxable years beginning after December 31, 1991, and before January 1, 1993,
13 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
14 102–318, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
15 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that
16 indirectly affect the provisions applicable to this subchapter made by P.L. 102–318,
17 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
18 P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the
19 same time as for federal purposes.

20 **SECTION 1722g.** 71.22 (4) (h) of the statutes is amended to read:

21 71.22 (4) (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
22 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
23 that begin after December 31, 1992, and before January 1, 1994, means the federal
24 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1992,
25 excluding sections 103, 104 and 110 of P.L. 102–227, and as amended by P.L. 103–66,

1 excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L.
2 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
3 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected in the provisions
4 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding
5 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514
6 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
7 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
8 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and
9 (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L.
10 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
11 P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for
12 Wisconsin purposes at the same time as for federal purposes. Amendments to the
13 federal ~~internal revenue code~~ Internal Revenue Code enacted after
14 December 31, 1992, do not apply to this paragraph with respect to taxable years
15 beginning after December 31, 1992, and before January 1, 1994, except that
16 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 103–66,
17 P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34,
18 P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
19 applicable to this subchapter made by P.L. 103–66, P.L. 103–465. P.L. 104–188,
20 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
21 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

22 **SECTION 1722h.** 71.22 (4) (i) of the statutes is amended to read:

23 71.22 (4) (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
24 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
25 that begin after December 31, 1993, and before January 1, 1995, means the federal

1 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1993,
2 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
3 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, and as amended by P.L.
4 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7,
5 P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and,
6 P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected in the
7 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
8 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of
9 P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
10 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and
11 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
12 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, P.L. 103–296,
13 P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L.
14 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
15 105–34, P.L. 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue
16 Code applies for Wisconsin purposes at the same time as for federal purposes.
17 Amendments to the federal ~~internal revenue code~~ Internal Revenue Code enacted
18 after December 31, 1993, do not apply to this paragraph with respect to taxable years
19 beginning after December 31, 1993, and before January 1, 1995, except that
20 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 103–296,
21 P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L.
22 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
23 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
24 provisions applicable to this subchapter made by P.L. 103–296, P.L. 103–337, P.L.
25 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding

1 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L.
2 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
3 federal purposes.

4 **SECTION 1722i.** 71.22 (4) (j) of the statutes is amended to read:

5 71.22 (4) (j) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
6 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
7 that begin after December 31, 1994, and before January 1, 1996, means the federal
8 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1994,
9 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
10 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L.
11 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.
12 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
13 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
14 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
15 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
16 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
17 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
18 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
19 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
20 excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L.
21 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277. The ~~internal revenue code~~
22 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
23 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
24 enacted after December 31, 1994, do not apply to this paragraph with respect to
25 taxable years beginning after December 31, 1994, and before January 1, 1996,

1 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
2 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188,
3 P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and
4 changes that indirectly affect the provisions applicable to this subchapter made by
5 P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L.
6 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
7 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1722j.** 71.22 (4) (k) of the statutes is amended to read:

9 71.22 (4) (k) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
10 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
11 that begin after December 31, 1995, and before January 1, 1997, means the federal
12 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1995,
13 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
14 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188,
15 excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191,
16 P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
17 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
18 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
19 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
20 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
21 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
22 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
23 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
24 excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191,
25 P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277. The

1 ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin purposes at the
2 same time as for federal purposes. Amendments to the federal ~~internal revenue code~~
3 Internal Revenue Code enacted after December 31, 1995, do not apply to this
4 paragraph with respect to taxable years beginning after December 31, 1995, and
5 before January 1, 1997, except that changes to the Internal Revenue Code made by
6 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188,
7 P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L.
8 105–277 and changes that indirectly affect the provisions applicable to this
9 subchapter made by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and
10 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
11 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
12 federal purposes.

13 **SECTION 1722k.** 71.22 (4) (L) of the statutes is amended to read:

14 71.22 (4) (L) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
15 (1g) and 71.42 (2), “~~internal revenue code~~ Internal Revenue Code”, for taxable years
16 that begin after December 31, 1996, and before January 1, 1998, means the federal
17 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1996,
18 excluding sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171
19 (d), 13174 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311
20 and 1605 (d) of P.L. 104–188, and as amended by P.L. 105–33 and, P.L. 105–34, P.L.
21 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable to
22 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803
23 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section
24 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
25 P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.

1 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
2 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
3 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
4 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
5 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code
6 applies for Wisconsin purposes at the same time as for federal purposes.
7 Amendments to the federal ~~internal revenue code~~ Internal Revenue Code enacted
8 after December 31, 1996, do not apply to this paragraph with respect to taxable years
9 beginning after December 31, 1996, and before January 1, 1998, except that
10 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 105–33
11 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect
12 the provisions applicable to this subchapter made by P.L. 105–33 and, P.L. 105–34,
13 P.L. 105–206 and P.L. 105–277 apply for Wisconsin purposes at the same time as for
14 federal purposes.

15 **SECTION 1722L.** 71.22 (4) (m) of the statutes is amended to read:

16 71.22 (4) (m) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
17 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
18 December 31, 1997, and before January 1, 1999, means the federal Internal Revenue
19 Code as amended to December 31, 1997, excluding sections 103, 104 and 110 of P.L.
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and
21 sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
22 amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277, and as indirectly affected
23 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
24 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823
25 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.

1 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
2 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
3 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
4 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
5 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
6 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277.
7 The Internal Revenue Code applies for Wisconsin purposes at the same time as for
8 federal purposes. Amendments to the federal Internal Revenue Code enacted after
9 December 31, 1997, do not apply to this paragraph with respect to taxable years
10 beginning after December 31, 1997, and before January 1, 1999, except that changes
11 to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206 and P.L. 105–277
12 and changes that indirectly affect the provisions applicable to this subchapter made
13 by P.L. 105–178, P.L. 105–206 and P.L. 105–277 apply for Wisconsin purposes at the
14 same time as for federal purposes.

15 **SECTION 1722m.** 71.22 (4) (n) of the statutes is created to read:

16 71.22 (4) (n) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34
17 (1g) and 71.42 (2), “Internal Revenue Code”, for taxable years that begin after
18 December 31, 1998, means the federal Internal Revenue Code as amended to
19 December 31, 1998, excluding sections 103, 104 and 110 of P.L. 102–227, sections
20 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections 1123 (b),
21 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as indirectly affected in the
22 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647
23 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of
24 P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L.
25 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and

1 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
2 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
3 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
4 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
5 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277. The Internal
6 Revenue Code applies for Wisconsin purposes at the same time as for federal
7 purposes. Amendments to the federal Internal Revenue Code enacted after
8 December 31, 1998, do not apply to this paragraph with respect to taxable years
9 beginning after December 31, 1998.

10 **SECTION 1722n.** 71.22 (4m) (c) of the statutes is repealed.

11 **SECTION 1722p.** 71.22 (4m) (d) of the statutes is amended to read:

12 71.22 **(4m)** (d) For taxable years that begin after December 31, 1990, and
13 before January 1, 1992, “~~internal revenue code~~ Internal Revenue Code”, for
14 corporations that are subject to a tax on unrelated business income under s. 71.26
15 (1) (a), means the federal ~~internal revenue code~~ Internal Revenue Code as amended
16 to December 31, 1990, and as amended by P.L. 102–227, P.L. 102–486, P.L. 103–66,
17 P.L. 104–188, excluding section 1311 of P.L. 104–188, ~~and P.L. 105–34, P.L. 105–206~~
18 ~~and P.L. 105–277~~, and as indirectly affected in the provisions applicable to this
19 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
20 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, P.L. 102–486, P.L. 103–66,
21 P.L. 104–188, excluding section 1311 of P.L. 104–188, ~~and P.L. 105–34, P.L. 105–206~~
22 ~~and P.L. 105–277~~. The ~~internal revenue code~~ Internal Revenue Code applies for
23 Wisconsin purposes at the same time as for federal purposes. Amendments to the
24 ~~internal revenue code~~ Internal Revenue Code enacted after December 31, 1990, do
25 not apply to this paragraph with respect to taxable years beginning after

1 December 31, 1990, and before January 1, 1992, except that changes to the ~~internal~~
2 ~~revenue code~~ Internal Revenue Code made by P.L. 102–227, P.L. 102–486, P.L.
3 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
4 105–206 and P.L. 105–277, and changes that indirectly affect the provisions
5 applicable to this subchapter made by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L.
6 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
7 P.L. 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1722q.** 71.22 (4m) (e) of the statutes is amended to read:

9 71.22 **(4m)** (e) For taxable years that begin after December 31, 1991, and
10 before January 1, 1993, “~~internal revenue code~~ Internal Revenue Code”, for
11 corporations that are subject to a tax on unrelated business income under s. 71.26
12 (1) (a), means the federal ~~internal revenue code~~ Internal Revenue Code as amended
13 to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102–227, and as
14 amended by P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a)
15 and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
16 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected
17 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
18 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
19 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
20 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13171 and 13174 of P.L.
21 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
22 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code
23 applies for Wisconsin purposes at the same time as for federal purposes.
24 Amendments to the ~~internal revenue code~~ Internal Revenue Code enacted after
25 December 31, 1991, do not apply to this paragraph with respect to taxable years

1 beginning after December 31, 1991, and before January 1, 1993, except that
2 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–318,
3 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
4 P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
5 provisions applicable to this subchapter made by P.L. 102–318, P.L. 102–486, P.L.
6 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
7 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
8 federal purposes.

9 **SECTION 1722r.** 71.22 (4m) (f) of the statutes is amended to read:

10 71.22 (4m) (f) For taxable years that begin after December 31, 1992, and before
11 January 1, 1994, “~~internal revenue code~~ Internal Revenue Code”, for corporations
12 that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means
13 the federal ~~internal revenue code~~ Internal Revenue Code as amended to
14 December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102–227, and as
15 amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,
16 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311
17 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly
18 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
19 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
20 P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
21 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171,
22 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311
23 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277. The ~~internal~~
24 ~~revenue code~~ Internal Revenue Code applies for Wisconsin purposes at the same
25 time as for federal purposes. Amendments to the ~~internal revenue code~~ Internal

1 Revenue Code enacted after December 31, 1992, do not apply to this paragraph with
2 respect to taxable years beginning after December 31, 1992, and before
3 January 1, 1994, except that changes to the ~~internal revenue code~~ Internal Revenue
4 Code made by P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L.
5 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that
6 indirectly affect the provisions applicable to this subchapter made by P.L. 103–66,
7 P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, ~~and P.L. 105–34,~~
8 P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
9 federal purposes.

10 **SECTION 1722s.** 71.22 (4m) (g) of the statutes is amended to read:

11 71.22 **(4m)** (g) For taxable years that begin after December 31, 1993, and
12 before January 1, 1995, “~~internal revenue code~~ Internal Revenue Code”, for
13 corporations that are subject to a tax on unrelated business income under s. 71.26
14 (1) (a), means the federal ~~internal revenue code~~ Internal Revenue Code as amended
15 to December 31, 1993, excluding sections 103, 104 and 110 of P.L. 102–227 and
16 sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, and
17 as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
18 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
19 104–191, P.L. 104–193 ~~and~~, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
20 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
21 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
22 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
23 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
24 13174, 13203 (d) and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465,
25 P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311

1 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
2 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin
3 purposes at the same time as for federal purposes. Amendments to the ~~internal~~
4 ~~revenue code~~ Internal Revenue Code enacted after December 31, 1993, do not apply
5 to this paragraph with respect to taxable years beginning after December 31, 1993,
6 and before January 1, 1995, except that changes to the ~~internal revenue code~~
7 Internal Revenue Code made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
8 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
9 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
10 105–277 and changes that indirectly affect the provisions applicable to this
11 subchapter made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
12 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
13 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
14 Wisconsin purposes at the same time as for federal purposes.

15 **SECTION 1722t.** 71.22 (4m) (h) of the statutes is amended to read:

16 71.22 **(4m)** (h) For taxable years that begin after December 31, 1994, and
17 before January 1, 1996, “~~internal revenue code~~ Internal Revenue Code”, for
18 corporations that are subject to a tax on unrelated business income under s. 71.26
19 (1) (a), means the federal ~~internal revenue code~~ Internal Revenue Code as amended
20 to December 31, 1994, excluding sections 103, 104 and 110 of P.L. 102–227 and
21 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as
22 amended by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605
23 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
24 105–277, and as indirectly affected in the provisions applicable to this subchapter
25 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,

1 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
2 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
3 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
4 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of
5 P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
6 105–277. The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin
7 purposes at the same time as for federal purposes. Amendments to the ~~internal~~
8 ~~revenue code~~ Internal Revenue Code enacted after December 31, 1994, do not apply
9 to this paragraph with respect to taxable years beginning after December 31, 1994,
10 and before January 1, 1996, except that changes to the ~~internal revenue code~~
11 Internal Revenue Code made by P.L. 104–7, P.L. 104–188, excluding sections 1202,
12 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34,
13 P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
14 applicable to this subchapter made by P.L. 104–7, P.L. 104–188, excluding sections
15 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
16 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same
17 time as for federal purposes.

18 **SECTION 1722u.** 71.22 (4m) (i) of the statutes is amended to read:

19 71.22 (4m) (i) For taxable years that begin after December 31, 1995, and before
20 January 1, 1997, “~~internal revenue code~~ Internal Revenue Code”, for corporations
21 that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means
22 the federal ~~internal revenue code~~ Internal Revenue Code as amended to
23 December 31, 1995, excluding sections 103, 104 and 110 of P.L. 102–227 and sections
24 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by
25 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188,

1 P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L.
2 105–277, and as indirectly affected in the provisions applicable to this subchapter
3 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
4 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
5 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
6 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
7 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and
8 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, PL. 105–33 and, P.L. 105–34, P.L.
9 105–206 and P.L. 105–277. The ~~internal revenue code~~ Internal Revenue Code
10 applies for Wisconsin purposes at the same time as for federal purposes.
11 Amendments to the ~~internal revenue code~~ Internal Revenue Code enacted after
12 December 31, 1995, do not apply to this paragraph with respect to taxable years
13 beginning after December 31, 1995, and before January 1, 1997, except that
14 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections
15 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly
17 affect the provisions applicable to this subchapter made by P.L. 104–188, excluding
18 sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193,
19 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin
20 purposes at the same time as for federal purposes.

21 **SECTION 1722v.** 71.22 (4m) (j) of the statutes is amended to read:

22 71.22 (4m) (j) For taxable years that begin after December 31, 1996, and before
23 January 1, 1998, “Internal Revenue Code”, for corporations that are subject to a tax
24 on unrelated business income under s. 71.26 (1) (a), means the federal Internal
25 Revenue Code as amended to December 31, 1996, excluding sections 103, 104 and

1 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
2 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188
3 and as amended by P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and
4 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
5 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
6 P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
7 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
8 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
9 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
10 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
11 105–206 and P.L. 105–277. The Internal Revenue Code applies for Wisconsin
12 purposes at the same time as for federal purposes. Amendments to the Internal
13 Revenue Code enacted after December 31, 1996, do not apply to this paragraph with
14 respect to taxable years beginning after December 31, 1996, and before
15 January 1, 1998, except that changes to the Internal Revenue Code made by P.L.
16 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly
17 affect provisions applicable to this subchapter made by P.L. 105–33 and, P.L. 105–34,
18 P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
19 federal purposes.

20 **SECTION 1722w.** 71.22 (4m) (k) of the statutes is amended to read:

21 71.22 **(4m)** (k) For taxable years that begin after December 31, 1997, and
22 before January 1, 1999, “Internal Revenue Code”, for corporations that are subject
23 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal
24 Internal Revenue Code as amended to December 31, 1997, excluding sections 103,
25 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203

1 (d) of P.L. 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
2 104–188, and as amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277, and as
3 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
4 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
5 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
6 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
7 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
8 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
9 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
10 105–178, P.L. 105–206 and P.L. 105–277. The Internal Revenue Code applies for
11 Wisconsin purposes at the same time as for federal purposes. Amendments to the
12 Internal Revenue Code enacted after December 31, 1997, do not apply to this
13 paragraph with respect to taxable years beginning after December 31, 1997, and
14 before January 1, 1999, except that changes to the Internal Revenue Code made by
15 P.L. 105–178, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
16 provisions applicable to this subchapter made by P.L. 105–178, P.L. 105–206 and P.L.
17 105–277 apply for Wisconsin purposes at the same time as for federal purposes.

18 **SECTION 1722x.** 71.22 (4m) (L) of the statutes is created to read:

19 71.22 (4m) (L) For taxable years that begin after December 31, 1998, “Internal
20 Revenue Code”, for corporations that are subject to a tax on unrelated business
21 income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended
22 to December 31, 1998, excluding sections 103, 104 and 110 of P.L. 102–227, sections
23 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and sections 1123
24 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as indirectly affected
25 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.

1 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
2 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
3 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
4 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
5 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
6 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
7 105–206 and P.L. 105–277. The Internal Revenue Code applies for Wisconsin
8 purposes at the same time as for federal purposes. Amendments to the Internal
9 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with
10 respect to taxable years beginning after December 31, 1998.

11 **SECTION 1722y.** 71.23 (1) of the statutes is amended to read:

12 71.23 (1) INCOME TAX. For the purpose of raising revenue for the state and the
13 counties, cities, villages and towns, there shall be assessed, levied, collected and paid
14 a tax as provided under this chapter on all Wisconsin net incomes of corporations
15 which that are not subject to the franchise tax under sub. (2) and which that own
16 property within this state; that derive income from sources within this state or from
17 activities that are attributable to this state; or whose business within this state
18 during the taxable year, except as provided under sub. (3), consists exclusively of
19 foreign commerce, interstate commerce, or both; except as exempted under s. 71.26
20 (1). This section shall not be construed to prevent or affect the correction of errors or
21 omissions in the assessments of income for former years under s. 71.74 (1) and (2).

22 **SECTION 1729.** 71.25 (6) of the statutes is renumbered 71.25 (6) (intro) and
23 amended to read:

24 71.25 (6) ALLOCATION AND SEPARATE ACCOUNTING AND APPORTIONMENT FORMULA.
25 (intro.) Corporations engaged in business within and without the state shall be taxed

1 only on such income as is derived from business transacted and property located
2 within the state. The amount of such income attributable to Wisconsin may be
3 determined by an allocation and separate accounting thereof, when the business of
4 such corporation within the state is not an integral part of a unitary business, but
5 the department of revenue may permit an allocation and separate accounting in any
6 case in which it is satisfied that the use of such method will properly reflect the
7 income taxable by this state. In all cases in which allocation and separate accounting
8 is not permissible, the determination shall be made in the following manner: for all
9 businesses except financial organizations, public utilities, railroads, sleeping car
10 companies, car line companies and corporations or associations that are subject to
11 a tax on unrelated business income under s. 71.26 (1) (a) there shall first be deducted
12 from the total net income of the taxpayer the part thereof (less related expenses, if
13 any) that follows the situs of the property ~~or the residence of the recipient. The~~
14 Except as provided in subs. (9d) and (9g), the remaining net income shall be
15 apportioned to Wisconsin this state by use of an apportionment fraction composed
16 of a sales factor under sub. (9) representing 50% of the fraction, a property factor
17 under sub. (7) representing 25% of the fraction and a payroll factor under sub. (8)
18 representing 25% of the fraction. the following:

19 **SECTION 1729b.** 71.25 (6) (a) of the statutes is created to read:

20 71.25 (6) (a) For taxable years beginning after December 31, 2000, and before
21 January 1, 2002, an apportionment fraction composed of a sales factor under sub. (9)
22 representing 63% of the fraction, a property factor under sub. (7) representing 18.5%
23 of the fraction and a payroll factor under sub. (8) representing 18.5% of the fraction.

24 **SECTION 1729c.** 71.25 (6) (b) of the statutes is created to read:

1 71.25 (6) (b) For taxable years beginning after December 31, 2001, and before
2 January 1, 2003, an apportionment fraction composed of a sales factor under sub. (9)
3 representing 85% of the fraction, a property factor under sub. (7) representing 7.5%
4 of the fraction and a payroll factor under sub. (8) representing 7.5% of the fraction.

5 **SECTION 1729d.** 71.25 (6) (c) of the statutes is created to read:

6 71.25 (6) (c) For taxable years beginning after December 31, 2002, an
7 apportionment fraction composed of the sales factor under sub. (9).

8 **SECTION 1730.** 71.25 (7) (intro.) of the statutes is amended to read:

9 71.25 (7) PROPERTY FACTOR. (intro.) For purposes of sub. (5) and for taxable
10 years beginning before January 1, 2003:

11 **SECTION 1731.** 71.25 (8) (intro.) of the statutes is amended to read:

12 71.25 (8) PAYROLL FACTOR. (intro.) For purposes of sub. (5) and for taxable years
13 beginning before January 1, 2003:

14 **SECTION 1732.** 71.25 (9) (d) of the statutes is amended to read:

15 71.25 (9) (d) Sales, other than sales of tangible personal property, are in this
16 state if the income-producing activity is performed in this state. If the
17 income-producing activity is performed both in and outside this state the sales shall
18 be divided between those states having jurisdiction to tax such business in
19 proportion to the direct costs of performance incurred in each such state in rendering
20 this service. Services performed in states which do not have jurisdiction to tax the
21 business shall be deemed to have been performed in the state to which compensation
22 is allocated by sub. (8). This paragraph does not apply to taxable years beginning
23 after December 31, 1999.

24 **SECTION 1733.** 71.25 (9) (dc) of the statutes is created to read:

1 71.25 (9) (dc) For taxable years beginning after December 31, 1999, sales,
2 rents, royalties, and other income from real property, and the receipts from the lease
3 or rental of tangible personal property are attributed to the state in which the
4 property is located.

5 **SECTION 1734.** 71.25 (9) (dg) of the statutes is created to read:

6 71.25 (9) (dg) For taxable years beginning after December 31, 1999, receipts
7 from the lease or rental of moving property including but not limited to motor
8 vehicles, rolling stock, aircraft, vessels, or mobile equipment are included in the
9 numerator of the sales factor under par. (a) to the extent that the property is used
10 in this state. The use of moving property in this state is determined as follows:

11 1. The use of a motor vehicle or rolling stock in this state is determined by
12 multiplying the gross receipts from the lease or rental of the motor vehicle or rolling
13 stock by a fraction having as a numerator the number of miles traveled within this
14 state by the motor vehicle or rolling stock while leased or rented in the taxable year
15 and having as a denominator the total number of miles traveled by the motor vehicle
16 or rolling stock while leased or rented in the taxable year.

17 2. The use of an aircraft in this state is determined by multiplying the gross
18 receipts from the lease or rental of the aircraft by a fraction having as a numerator
19 the number of landings of the aircraft in this state while leased or rented in the
20 taxable year and having as a denominator the total number of landings of the aircraft
21 while leased or rented in the taxable year.

22 3. The use of a vessel or mobile equipment in this state is determined by
23 multiplying the gross receipts from the lease or rental of the vessel or mobile
24 equipment by a fraction having as a numerator the number of days that the vessel
25 or mobile equipment is in this state while leased or rented in the taxable year and

1 having as a denominator the total number of days that the vessel or mobile
2 equipment is leased or rented in the taxable year.

3 4. If the taxpayer does not know the location of moving property while such
4 property is leased or rented in the taxable year, the moving property is used in the
5 state in which such property is located at the time the lessee or renter takes
6 possession of the property.

7 **SECTION 1735.** 71.25 (9) (dn) of the statutes is created to read:

8 71.25 (9) (dn) For taxable years beginning after December 31, 1999, gross
9 royalties and gross income received for the use of intangible property are attributed
10 to this state if any of the following applies:

11 1. The purchaser of intangible property uses the intangible property in the
12 production, fabrication or manufacturing of a product that is sold to a customer who
13 is located in this state.

14 2. The purchaser of intangible property uses the intangible property in the
15 printing or publication of materials that are sold to a customer who is located in this
16 state.

17 3. The purchaser of intangible property uses the intangible property in the
18 operation of a trade or business at a location in this state.

19 4. The purchaser of intangible property is billed for the purchase of the
20 intangible property at a location in this state.

21 5. The taxpayer is not subject to income tax in the state in which the intangible
22 property is used but the taxpayer's commercial domicile is in this state.

23 **SECTION 1736.** 71.25 (9) (dr) of the statutes is created to read:

24 71.25 (9) (dr) 1. For taxable years beginning after December 31, 1999, receipts
25 from a service are attributed to the state where the purchaser of the service received

1 the benefit of the service. The benefit of a service is received in this state if any of
2 the following applies:

3 a. The service relates to real property that is located in this state.

4 b. The service relates to tangible personal property that is located in this state
5 at the time that the service is received.

6 c. The service is provided to a person who is located in this state.

7 d. The service is provided to a person doing business in this state.

8 e. The service is performed at a location in this state.

9 2. If the purchaser of a service receives the benefit of a service in more than one
10 state, the receipts from the performance of the service are included in the numerator
11 of the sales factor under par. (a) according to the portion of the service received in this
12 state. If the state where a purchaser received the benefit of a service cannot be
13 determined, the benefit of a service is received in the state where the purchaser, in
14 the regular course of the purchaser's business, ordered the service. If the state where
15 a purchaser ordered a service cannot be determined, the benefit of the service is
16 received in the state where the purchaser, in the regular course of the purchaser's
17 business, receives a bill for the service.

18 3. If the taxpayer is not subject to income tax in the state in which the benefit
19 of the service is received, the benefit of the service is received in this state to the
20 extent that the taxpayer's employes or representatives performed services from a
21 location in this state.

22 **SECTION 1736b.** 71.25 (9) (ds) of the statutes is created to read:

23 71.25 (9) (ds) 1. For taxable years beginning after December 31, 1999, the gate
24 receipts from professional sporting events are attributed to the state in which the

1 taxpayer's sports facility is located. Gate receipts include the taxpayer's in-state
2 gate receipts and the taxpayer's share of out-of-state gate receipts.

3 2. For taxable years beginning after December 31, 1999, radio and television
4 receipts received by the taxpayer from a professional sports association contract with
5 a communications network are attributed to this state in proportion to the number
6 of events held in this state in which the taxpayer's team is a participant and that are
7 related to the contract compared to the total number of events in which the
8 taxpayer's team is a participant and that are related to the contract.

9 **SECTION 1736c.** 71.25 (9) (dt) of the statutes is created to read:

10 71.25 (9) **(dt)** 1. For taxable years beginning after December 31, 1999, the gross
11 receipts from radio and television broadcasting, including advertising revenue, are
12 attributed to this state in proportion to the audience in this state as compared to the
13 total audience.

14 2. For taxable years beginning after December 31, 1999, the gross receipts from
15 newspapers and magazines, including advertising revenue, are attributed to this
16 state in proportion to the circulation in this state as compared to the total circulation.

17 **SECTION 1736d.** 71.25 (9) (dw) of the statutes is created to read:

18 71.25 (9) **(dw)** 1. Except as provided in subds. 2. and 3., if a person doing
19 business in this state and outside this state owns a business that is subject to
20 apportionment under sub. (6) or s. 71.04 (4) and a business that is a subject to
21 apportionment under sub. (10), the person shall apportion income as provided under
22 sub. (6) or s. 71.04 (4).

23 2. A person who has filed a tax return and who has reported income on the
24 return as apportioned under subd. 1 may request permission from the department
25 to use an alternative apportionment method in the next taxable year, if the person

1 receives at least 50% of the person's total gross receipts in a taxable year from a
2 business described under sub. (10) (c). If the department grants permission to a
3 person to use an alternative apportionment method under this subdivision, the
4 person may not use the alternative method, and shall apportion income under subd.
5 1., if the person receives less than 50% of the person's total gross receipts in a taxable
6 year from a business described under sub. (10) (c).

7 3. The department may require that a person who is subject to apportionment
8 under this subsection use an alternative apportionment method to accurately reflect
9 income that is attributable to this state.

10 **SECTION 1737.** 71.25 (9) (e) (title) of the statutes is repealed.

11 **SECTION 1738.** 71.25 (9) (f) (title) of the statutes is repealed.

12 **SECTION 1738g.** 71.25 (9d) of the statutes is created to read:

13 71.25 **(9d)** FINANCIAL ORGANIZATIONS. (a) *Definitions.* In this subsection:

14 1. "Billing address" means the address to which a taxpayer under this
15 subsection sends a notice, statement or bill to the taxpayer's customer.

16 2. "Credit card" includes a debit card and a travel and entertainment card.

17 3. "Credit card reimbursement fee" means the fee that a taxpayer receives from
18 a merchant's bank because a person to whom the taxpayer has issued a credit card
19 has paid for merchandise or services sold by the merchant with the credit card.

20 4. "Financial organization" means a bank; a savings bank; a bank holding
21 company; a savings and loan association; a trust company; a credit union, except a
22 credit union that is exempt from taxes under s. 71.26 (1) (a); a production credit
23 association; or an agency or branch of a foreign depository; whether chartered under
24 the laws of this state, another state or territory, the laws of the United States or the
25 laws of a foreign county. "Financial organization" includes a corporation that derives

1 at least 50% of its total gross income from finance leases, including direct finance
2 leases and leverage leases as defined by rule, and a corporation that derives at least
3 50% of its total gross income from an activity that a financial organization performs,
4 except that “financial organization” does not include an insurance company that is
5 taxable under s. 71.43 or a real estate broker, securities dealer or broker–dealer that
6 is taxable under s. 71.26.

7 5. “Loan” means any extension of credit or creation of debt that results from
8 direct negotiations between the taxpayer under this subsection and the taxpayer’s
9 customer; the purchase, in whole or in part, of an extension of credit; and
10 participations, syndications and leases that are considered loans for federal income
11 tax purposes. “Loan” does not include loans under section 595 of the Internal
12 Revenue Code; futures or forward contracts; options; notional principal contracts;
13 credit card receivables; purchased credit card relationships; noninterest bearing
14 balances that are due from depository institutions; cash items in the process of
15 collection; federal funds sold; securities; assets held in a trading account; and
16 interest in any mortgage–backed or assets–backed security.

17 6. “Merchant discount” means a fee or discount that is charged to a merchant
18 for accepting a credit card as payment for merchandise or services that are sold to
19 the credit card holder.

20 7. “State” means a state of the United States, the District of Columbia, the
21 commonwealth of Puerto Rico or a territory or possession of the United States.

22 8. “Taxpayer” means a financial organization that is subject to apportionment
23 under this subsection.

24 (b) *Apportionment.* For taxable years beginning after December 31, 1999, a
25 financial organization that does business in this state and outside this state shall

1 apportion its net business income as provided in this subsection. A taxpayer that is
2 subject to this subsection shall apportion its nonbusiness income under sub. (5) (b)
3 and shall deduct the net business income that follows the situs of its property from
4 its total net business income. The taxpayer's remaining net business income shall
5 be apportioned to this state by multiplying the remaining net business income by an
6 apportionment fraction that has as a numerator the gross receipts of the taxpayer
7 in this state during the taxable year and that has a denominator the taxpayer's total
8 gross receipts during the taxable year. The following sources of a taxpayer's business
9 income are subject to apportionment:

10 1. 'Gross receipts from the lease of real property.' Gross receipts from the lease,
11 rental or sublease of real property owned by the taxpayer shall be apportioned under
12 sub. (9) (dc).

13 2. 'Gross receipts from the lease of tangible personal property.' Gross receipts
14 from the lease, rental or sublease of tangible personal property owned by the
15 taxpayer shall be apportioned under sub. (9) (dc) and (dg).

16 3. 'Gross interest from loans secured by real property.' The numerator of the
17 apportionment fraction includes gross interest, fees or penalties from loans that are
18 secured by real property if the real property is located in this state at the time the
19 loan is secured and if the value of the real property represents at least 50% of the
20 aggregate value of the collateral that is used to secure the loan. If the real property
21 that is used to secure a loan is located in this state and in another state or a foreign
22 country, the gross interest, fees or penalties from the loan are included in the
23 numerator of the apportionment fraction, if at least 50% of the fair market value of
24 the real property is located within this state or if the loan borrower is located in this
25 state.

1 4. ‘Gross interest from loans.’ The numerator of the apportionment fraction
2 includes gross interest, fees or penalties from loans that are not secured by real
3 property, if the loan borrower is located in this state.

4 5. ‘Sale of loans.’ The numerator of the apportionment fraction includes income
5 from the sale of loans and income under section 1286 of the Internal Revenue Code.
6 The income that is included in the numerator is determined as follows:

7 a. The gross receipts from the sale of loans secured by real property is
8 multiplied by a fraction that has as a numerator the amount included in the
9 numerator under subd. 3. and that has as a denominator the total amount of interest,
10 fees and penalties from loans that are secured by real property.

11 b. The net gains from the sale of loans that are not secured by real property is
12 multiplied by a fraction that has as a numerator the amount included in the
13 numerator under subd. 4. and that has as a denominator the total amount of interest,
14 fees and penalties from loans that are not secured by real property.

15 6. ‘Credit card receivables.’ The numerator of the apportionment fraction
16 includes gross interest, fees or penalties from credit card receivables and gross
17 receipts from fees charged to credit card holders, if the billing address of the credit
18 card holder is in this state.

19 7. ‘Gross receipts from the sale of credit card receivables.’ The numerator of
20 the apportionment fraction includes gross receipts from the sale of credit card
21 receivables, multiplied by a fraction that has as a numerator the amount included
22 in the numerator under subd. 6. and that has as a denominator the total amount of
23 interest, fees and penalties that are charged to credit card holders.

24 8. ‘Credit card reimbursement fees.’ The numerator of the apportionment
25 fraction includes credit card reimbursement fees, multiplied by a fraction that has

1 as a numerator the amount included in the numerator under subd. 6. and that has
2 as a denominator the total amount of interest, fees and penalties that are charged
3 to credit card holders.

4 9. 'Gross receipts from a merchant discount.' The numerator of the
5 apportionment fraction includes gross receipts from a merchant discount if the
6 merchant's business is principally managed from a location in this state. The gross
7 receipts from a merchant discount shall not include credit card holder charge backs.
8 The amount of gross receipts from a merchant discount shall not be reduced by
9 interchange transaction fees or by a credit card reimbursement fee.

10 10. 'Loan servicing fees.' a. The numerator of the apportionment fraction
11 includes loan servicing fees derived from loans that are secured by real property,
12 multiplied by a fraction that has as a numerator the amount included in the
13 numerator under subd. 3. and that has as a denominator the total amount of interest,
14 fees and penalties from loans that are secured by real property. The numerator of
15 the apportionment fraction also includes loan servicing fees derived from loans that
16 are not secured by real property, multiplied by a fraction that has as a numerator the
17 amount included in the numerator under subd. 4. and that has as a denominator the
18 total amount of interest, fees and penalties from loans that are not secured by real
19 property.

20 b. If the taxpayer receives loan servicing fees for servicing a loan, the
21 numerator of the apportionment fraction shall include such fees if the borrower of
22 the loan is located in this state.

23 11. 'Gross income from investment banking services.' The numerator of the
24 apportionment fraction includes gross income, including commissions, management

1 fees or underwriting fees, earned from investment banking services if the purchaser
2 of the services is located in this state.

3 12. ‘Gross receipts from other services.’ The gross receipts from services that
4 are not described under subs. 1. to 11. shall be apportioned under sub. (9) (dr).

5 13. ‘Other sales.’ Sales under sub. (9) that are not apportioned under this
6 subsection shall be apportioned under sub. (9).

7 (c) *Receipts not taxed.* Fifty percent of the gross receipts of the taxpayer that
8 are apportioned under this subsection to a state in which the taxpayer is not taxable
9 is included in the numerator of the apportionment fraction under par. (b), if the
10 taxpayer’s commercial domicile is in this state.

11 **SECTION 1738k.** 71.25 (9g) of the statutes is created to read:

12 71.25 **(9g)** BROKERS–DEALER AND UNDERWRITERS. (a) *Definitions.* In this
13 subsection:

14 1. “Billing address” has the meaning given in sub. (9d) (a) 1.

15 2. “Brokerage commission” includes sales fees on agency or principal
16 transactions.

17 3. “Broker–dealer” means a person who does business as a broker of securities
18 or commodities. “Broker–dealer” does not include a sales agent; a bank, savings
19 institution or trust company that enters a securities or commodities transaction as
20 an agent; a executor, guardian or conservator who enters a securities or commodities
21 transaction as an agent for another; or a person who purchases or sells the person’s
22 own securities or commodities.

23 4. “Taxpayer” means a broker–dealer or an underwriter who is subject to
24 apportionment under this subsection.

1 5. “Underwriter” means a person who guarantees to provide a definite sum of
2 money by a definite date to a corporate or government entity in exchange for
3 securities; who markets a corporate or government security offering to the public; or
4 who buys a security offering for a specified price and sells the security offering to the
5 public.

6 (b) *Apportionment.* For taxable years beginning after December 31, 1999, a
7 broker–dealer or an underwriter who does business in this state and outside this
8 state shall apportion its net business income as provided under this subsection. A
9 taxpayer that is subject to this subsection shall apportion its nonbusiness income
10 under sub. (5) (b) and shall deduct the net business income that follows the situs of
11 its property from its total net business income. The taxpayer’s remaining net
12 business income shall be apportioned to this state by multiplying the remaining net
13 business income by an apportionment fraction that has as a numerator the gross
14 receipts of the taxpayer in this state during the taxable year and that has a
15 denominator the taxpayer’s total gross receipts during the taxable year. The
16 following sources of a taxpayer’s business income are subject to apportionment:

17 1. ‘Security brokerage services.’ The numerator of the apportionment fraction
18 includes gross brokerage commissions and total margin interest paid on behalf of
19 brokerage accounts owned by customers, if the billing address of the customer is in
20 this state.

21 2. ‘Underwriting services.’ The numerator of the apportionment fraction
22 includes gross income, including commissions, management fees or underwriting
23 fees, earned from underwriting services if the purchaser of the services is located in
24 this state.

1 3. ‘Other services.’ The numerator of the apportionment fraction includes gross
2 income, including commissions or management fees, earned from providing
3 investment research, management services or financial services to a customer, if the
4 customer’s billing address is in this state.

5 4. ‘Other sales.’ Sales under sub. (9) that are not apportioned under this
6 subsection shall be apportioned under sub. (9).

7 (c) *Receipts not taxed.* Fifty percent of the gross receipts of the taxpayer that
8 are apportioned under this subsection to a state in which the taxpayer is not taxable
9 are included in the numerator of the apportionment fraction under par. (b), if the
10 taxpayer’s commercial domicile is in this state.

11 **SECTION 1738m.** 71.25 (10) (title) of the statutes is amended to read:

12 71.25 **(10)** (title) RAILROADS, ~~FINANCIAL ORGANIZATIONS~~ TELECOMMUNICATIONS
13 COMPANIES AND PUBLIC UTILITIES.

14 **SECTION 1738n.** 71.25 (10) (a) of the statutes is amended to read:

15 71.25 **(10)** (a) In this section, “financial organization” means any bank, trust
16 company, savings bank, industrial bank, land bank, safe deposit company, private
17 banker, savings and loan association, credit union, cooperative bank, small loan
18 company, sales finance company, investment company, brokerage house,
19 underwriter or any type of insurance company. This paragraph does not apply to
20 taxable years beginning after December 31, 1999.

21 **SECTION 1738p.** 71.25 (10) (c) of the statutes is amended to read:

22 71.25 **(10)** (c) The net business income of railroads, sleeping car companies, car
23 line companies, financial organizations, telecommunications companies and public
24 utilities requiring apportionment shall be apportioned pursuant to rules of the
25 department of revenue, but the income taxed is limited to the income derived from

1 business transacted and property located within the state. For taxable years
2 beginning after December 31, 1999, the net business income of financial
3 organizations shall be apportioned under sub. (9d).

4 **SECTION 1738r.** 71.25 (11) of the statutes is amended to read:

5 71.25 (11) DEPARTMENT MAY WAIVE FACTOR. Where, in the case of any corporation
6 engaged in business within and without the state of Wisconsin and required to
7 apportion its income as provided in sub. (6), it shall be shown to the satisfaction of
8 the department of revenue that the use of any one of the 3 factors provided in sub.
9 (6) gives an unreasonable or inequitable final average ratio because of the fact that
10 such corporation does not employ, to any appreciable extent in its trade or business
11 in producing the income taxed, the factors made use of in obtaining such ratio, this
12 factor may, with the approval of the department of revenue, be omitted in obtaining
13 the final average ratio which is to be applied to the remaining net income. This
14 subsection does not apply to taxable years beginning after December 31, 2002.

15 **SECTION 1738s.** 71.25 (15) of the statutes is created to read:

16 71.25 (15) PARTNERSHIPS AND LIMITED LIABILITY COMPANIES. (a) A general or
17 limited partner's share of the numerator and denominator of a partnership's
18 apportionment fractions under this section are included in the numerator and
19 denominator of the general or limited partner's apportionment fractions under this
20 section.

21 (b) If a limited liability company is considered by the department of revenue
22 to be a partnership, for tax purposes, a member's share of the numerator and
23 denominator of a limited liability company's apportionment fractions under this
24 section are included in the numerator and denominator of the member's
25 apportionment fractions under this section.

1 **SECTION 1740.** 71.26 (1) (b) of the statutes is amended to read:

2 71.26 (1) (b) *Political units.* Income received by the United States, the state
3 and all counties, cities, villages, towns, school districts, technical college districts,
4 joint local water authorities created under s. 66.0735, family care districts under s.
5 46.2895 or other political units of this state.

6 **SECTION 1740c.** 71.26 (2) (a) of the statutes is amended to read:

7 71.26 (2) (a) *Corporations in general.* The “net income” of a corporation means
8 the gross income as computed under the internal revenue code as modified under
9 sub. (3) minus the amount of recapture under s. 71.28 (1di) plus the amount of credit
10 computed under s. 71.28 (1) and (3) to (5) plus the amount of the credit computed
11 under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds) ~~and~~, (1dx) and (1dy) and not
12 passed through by a partnership, limited liability company or tax-option corporation
13 that has added that amount to the partnership’s, limited liability company’s or
14 tax-option corporation’s income under s. 71.21 (4) or 71.34 (1) (g) plus the amount
15 of losses from the sale or other disposition of assets the gain from which would be
16 wholly exempt income, as defined in sub. (3) (L), if the assets were sold or otherwise
17 disposed of at a gain and minus deductions, as computed under the internal revenue
18 code as modified under sub. (3), plus or minus, as appropriate, an amount equal to
19 the difference between the federal basis and Wisconsin basis of any asset sold,
20 exchanged, abandoned or otherwise disposed of in a taxable transaction during the
21 taxable year, except as provided in par. (b) and s. 71.45 (2) and (5).

22 **SECTION 1740d.** 71.26 (2) (b) 5. of the statutes is repealed.

23 **SECTION 1740e.** 71.26 (2) (b) 6. of the statutes is amended to read:

24 71.26 (2) (b) 6. For taxable years that begin after December 31, 1990, and
25 before January 1, 1992, for a corporation, conduit or common law trust which

1 qualifies as a regulated investment company, real estate mortgage investment
2 conduit or real estate investment trust under the ~~internal revenue code~~ Internal
3 Revenue Code as amended to December 31, 1990, and as amended by P.L. 102–227,
4 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and,
5 P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected in the
6 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,
7 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
8 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
9 P.L. 105–34, P.L. 105–206 and P.L. 105–277, “net income” means the federal
10 regulated investment company taxable income, federal real estate mortgage
11 investment conduit taxable income or federal real estate investment trust taxable
12 income of the corporation, conduit or trust as determined under the ~~internal revenue~~
13 ~~code~~ Internal Revenue Code as amended to December 31, 1990, and as amended by
14 P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
15 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277 and as indirectly affected
16 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.
17 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
18 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
19 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that property that,
20 under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable
21 years 1983 to 1986 under the ~~internal revenue code~~ Internal Revenue Code as
22 amended to December 31, 1980, shall continue to be depreciated under the ~~internal~~
23 ~~revenue code~~ Internal Revenue Code as amended to December 31, 1980, and except
24 that the appropriate amount shall be added or subtracted to reflect differences
25 between the depreciation or adjusted basis for federal income tax purposes and the

1 depreciation or adjusted basis under this chapter of any property disposed of during
2 the taxable year. The ~~internal-revenue code~~ Internal Revenue Code as amended to
3 December 31, 1990, and as amended by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L.
4 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
5 P.L. 105–277, and as indirectly affected in the provisions applicable to this
6 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
7 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, P.L. 102–486, P.L. 103–66,
8 P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206
9 and P.L. 105–277, applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the ~~internal-revenue code~~ Internal Revenue Code enacted
11 after December 31, 1990, do not apply to this subdivision with respect to taxable
12 years that begin after December 31, 1990, and before January 1, 1992, except that
13 changes to the ~~internal-revenue code~~ Internal Revenue Code made by P.L. 102–227,
14 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
15 P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
16 provisions applicable to this subchapter made by P.L. 102–227, P.L. 102–486, P.L.
17 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and, P.L. 105–34, P.L.
18 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
19 federal purposes.

20 **SECTION 1740f.** 71.26 (2) (b) 7. of the statutes is amended to read:

21 71.26 (2) (b) 7. For taxable years that begin after December 31, 1991, and
22 before January 1, 1993, for a corporation, conduit or common law trust which
23 qualifies as a regulated investment company, real estate mortgage investment
24 conduit or real estate investment trust under the ~~internal-revenue code~~ Internal
25 Revenue Code as amended to December 31, 1991, excluding sections 103, 104 and

1 110 of P.L. 102–227, and as amended by P.L. 102–318, P.L. 102–486, P.L. 103–66,
2 excluding sections 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188,
3 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
4 105–277, and as indirectly affected in the provisions applicable to this subchapter
5 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,
6 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
7 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and
8 (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
9 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, “net income” means the
10 federal regulated investment company taxable income, federal real estate mortgage
11 investment conduit taxable income or federal real estate investment trust taxable
12 income of the corporation, conduit or trust as determined under the ~~internal revenue~~
13 ~~code~~ Internal Revenue Code as amended to December 31, 1991, excluding sections
14 103, 104 and 110 of P.L. 102–227, and as amended by P.L. 102–318, P.L. 102–486, P.L.
15 103–66, excluding sections 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L.
16 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
17 P.L. 105–277 and as indirectly affected in the provisions applicable to this
18 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
19 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104
20 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
21 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section
22 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that
23 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
24 for taxable years 1983 to 1986 under the ~~internal revenue code~~ Internal Revenue
25 Code as amended to December 31, 1980, shall continue to be depreciated under the

1 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1980,
2 and except that the appropriate amount shall be added or subtracted to reflect
3 differences between the depreciation or adjusted basis for federal income tax
4 purposes and the depreciation or adjusted basis under this chapter of any property
5 disposed of during the taxable year. The ~~internal revenue code~~ Internal Revenue
6 Code as amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L.
7 102–227, and as amended by P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
8 sections 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding
9 section 1311 of P.L. 104–188, ~~and P.L. 105–34, P.L. 105–206 and P.L. 105–277~~, and
10 as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514,
11 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
12 P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
13 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13171 and
14 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, ~~and P.L.~~
15 ~~105–34, P.L. 105–206 and P.L. 105–277~~ applies for Wisconsin purposes at the same
16 time as for federal purposes. Amendments to the ~~internal revenue code~~ Internal
17 Revenue Code enacted after December 31, 1991, do not apply to this subdivision with
18 respect to taxable years that begin after December 31, 1991, and before
19 January 1, 1993, except that changes to the ~~internal revenue code~~ Internal Revenue
20 Code made by P.L. 102–318, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding
21 section 1311 of P.L. 104–188, ~~and P.L. 105–34, P.L. 105–206 and P.L. 105–277~~ and
22 changes that indirectly affect the provisions applicable to this subchapter made by
23 P.L. 102–318, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L.
24 104–188, ~~and P.L. 105–34, P.L. 105–206 and P.L. 105–277~~ apply for Wisconsin
25 purposes at the same time as for federal purposes.

1 **SECTION 1740g.** 71.26 (2) (b) 8. of the statutes is amended to read:

2 71.26 **(2)** (b) 8. For taxable years that begin after December 31, 1992, and
3 before January 1, 1994, for a corporation, conduit or common law trust which
4 qualifies as a regulated investment company, real estate mortgage investment
5 conduit or real estate investment trust under the ~~internal revenue code~~ Internal
6 Revenue Code as amended to December 31, 1992, excluding sections 103, 104 and
7 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections 13101 (a) and
8 (c) 1., 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L.
9 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
10 P.L. 105–277, and as indirectly affected in the provisions applicable to this
11 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
12 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104
13 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
14 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L.
15 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
16 105–206 and P.L. 105–277, “net income” means the federal regulated investment
17 company taxable income, federal real estate mortgage investment conduit taxable
18 income or federal real estate investment trust taxable income of the corporation,
19 conduit or trust as determined under the ~~internal revenue code~~ Internal Revenue
20 Code as amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L.
21 102–227, and as amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1,
22 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188,
23 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
24 105–277, and as indirectly affected in the provisions applicable to this subchapter
25 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,

1 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
2 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and
3 (c) 1., 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L.
4 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
5 P.L. 105–277, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
6 is required to be depreciated for taxable years 1983 to 1986 under the ~~internal~~
7 ~~revenue code~~ Internal Revenue Code as amended to December 31, 1980, shall
8 continue to be depreciated under the ~~internal-revenue code~~ Internal Revenue Code
9 as amended to December 31, 1980, and except that the appropriate amount shall be
10 added or subtracted to reflect differences between the depreciation or adjusted basis
11 for federal income tax purposes and the depreciation or adjusted basis under this
12 chapter of any property disposed of during the taxable year. The ~~internal-revenue~~
13 ~~code~~ Internal Revenue Code as amended to December 31, 1992, excluding sections
14 103, 104 and 110 of P.L. 102–227, and as amended by P.L. 103–66, excluding sections
15 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L.
16 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
17 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable to
18 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
19 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
20 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
21 sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L. 103–66,
22 P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34,
23 P.L. 105–206 and P.L. 105–277, applies for Wisconsin purposes at the same time as
24 for federal purposes. Amendments to the ~~internal-revenue code~~ Internal Revenue
25 Code enacted after December 31, 1992, do not apply to this subdivision with respect

1 to taxable years that begin after December 31, 1992, and before January 1, 1994,
2 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
3 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
4 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
5 provisions applicable to this subchapter made by P.L. 103–66, P.L. 103–465, P.L.
6 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
7 P.L. 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1740h.** 71.26 (2) (b) 9. of the statutes is amended to read:

9 71.26 **(2)** (b) 9. For taxable years that begin after December 31, 1993, and
10 before January 1, 1995, for a corporation, conduit or common law trust which
11 qualifies as a regulated investment company, real estate mortgage investment
12 conduit or real estate investment trust under the ~~internal revenue code~~ Internal
13 Revenue Code as amended to December 31, 1993, excluding sections 103, 104 and
14 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and
15 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465,
16 P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311
17 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
18 105–277, and as indirectly affected in the provisions applicable to this subchapter
19 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,
20 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
21 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
22 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337,
23 P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
24 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L.
25 105–206 and P.L. 105–277, “net income” means the federal regulated investment

1 company taxable income, federal real estate mortgage investment conduit taxable
2 income or federal real estate investment trust taxable income of the corporation,
3 conduit or trust as determined under the ~~internal revenue code~~ Internal Revenue
4 Code as amended to December 31, 1993, excluding sections 103, 104 and 110 of P.L.
5 102–227 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L.
6 103–66, and as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,
7 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
8 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
9 105–277, and as indirectly affected in the provisions applicable to this subchapter
10 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,
11 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
12 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
13 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, P.L. 103–296, P.L. 103–337,
14 P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
15 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193, and P.L. 105–34, P.L.
16 105–206 and P.L. 105–277, except that property that, under s. 71.02 (1) (c) 8. to 11.,
17 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the
18 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1980,
19 shall continue to be depreciated under the ~~internal revenue code~~ Internal Revenue
20 Code as amended to December 31, 1980, and except that the appropriate amount
21 shall be added or subtracted to reflect differences between the depreciation or
22 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
23 under this chapter of any property disposed of during the taxable year. The ~~internal~~
24 ~~revenue code~~ Internal Revenue Code as amended to December 31, 1993, excluding
25 sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),

1 13174, 13203 (d) and 13215 of P.L. 103–66, and as amended by P.L. 103–296, P.L.
2 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188,
3 excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34,
4 P.L. 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable
5 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
6 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
7 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
8 sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, P.L.
9 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7,
10 P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and,
11 P.L. 105–34, P.L. 105–206 and P.L. 105–277, applies for Wisconsin purposes at the
12 same time as for federal purposes. Amendments to the ~~internal revenue code~~
13 Internal Revenue Code enacted after December 31, 1993, do not apply to this
14 subdivision with respect to taxable years that begin after December 31, 1993, and
15 before January 1, 1995, except that changes to the ~~internal revenue code~~ Internal
16 Revenue Code made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,
17 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
18 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
19 105–277 and changes that indirectly affect the provisions applicable to this
20 subchapter made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
21 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
22 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
23 Wisconsin purposes at the same time as for federal purposes.

24 **SECTION 1740i.** 71.26 (2) (b) 10. of the statutes is amended to read:

1 71.26 (2) (b) 10. For taxable years that begin after December 31, 1994, and
2 before January 1, 1996, for a corporation, conduit or common law trust which
3 qualifies as a regulated investment company, real estate mortgage investment
4 conduit or real estate investment trust under the ~~internal revenue code~~ Internal
5 Revenue Code as amended to December 31, 1994, excluding sections 103, 104 and
6 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of
7 P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202,
8 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34,
9 P.L. 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable
10 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
11 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
12 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
13 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
14 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
15 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
16 105–34, P.L. 105–206 and P.L. 105–277, “net income” means the federal regulated
17 investment company taxable income, federal real estate mortgage investment
18 conduit taxable income or federal real estate investment trust taxable income of the
19 corporation, conduit or trust as determined under the ~~internal revenue code~~ Internal
20 Revenue Code as amended to December 31, 1994, excluding sections 103, 104 and
21 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of
22 P.L. 103–66, and as amended by P.L. 104–7, P.L. 104–188, excluding sections 1202,
23 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34,
24 P.L. 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable
25 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.

1 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
2 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
3 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
4 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
5 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, and P.L.
6 105–34, P.L. 105–206 and P.L. 105–277, except that property that, under s. 71.02 (1)
7 (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986
8 under the ~~internal revenue code~~ Internal Revenue Code as amended to
9 December 31, 1980, shall continue to be depreciated under the ~~internal revenue code~~
10 Internal Revenue Code as amended to December 31, 1980, and except that the
11 appropriate amount shall be added or subtracted to reflect differences between the
12 depreciation or adjusted basis for federal income tax purposes and the depreciation
13 or adjusted basis under this chapter of any property disposed of during the taxable
14 year. The ~~internal revenue code~~ Internal Revenue Code as amended to
15 December 31, 1994, excluding sections 103, 104 and 110 of P.L. 102–227 and sections
16 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by
17 P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L.
18 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
19 105–277, and as indirectly affected in the provisions applicable to this subchapter
20 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,
21 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
22 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
23 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
24 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of
25 P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.

1 105-277, applies for Wisconsin purposes at the same time as for federal purposes.
2 Amendments to the ~~internal revenue code~~ Internal Revenue Code enacted after
3 December 31, 1994, do not apply to this subdivision with respect to taxable years
4 that begin after December 31, 1994, and before January 1, 1996, except that
5 changes made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311 and
6 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193 and, P.L. 105-34, P.L. 105-206 and
7 P.L. 105-277 and changes that indirectly affect the provisions applicable to this
8 subchapter made by P.L. 104-7, P.L. 104-188, excluding sections 1202, 1204, 1311
9 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193 and, P.L. 105-34, P.L. 105-206
10 and P.L. 105-277 apply for Wisconsin purposes at the same time as for federal
11 purposes.

12 **SECTION 1740j.** 71.26 (2) (b) 11. of the statutes is amended to read:
13 71.26 (2) (b) 11. For taxable years that begin after December 31, 1995, and
14 before January 1, 1997, for a corporation, conduit or common law trust which
15 qualifies as a regulated investment company, real estate mortgage investment
16 conduit or real estate investment trust under the ~~internal revenue code~~ Internal
17 Revenue Code as amended to December 31, 1995, excluding sections 103, 104 and
18 110 of P.L. 102-227 and sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of
19 P.L. 103-66, and as amended by P.L. 104-188, excluding sections 1123, 1202, 1204,
20 1311 and 1605 of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33 and, P.L.
21 105-34, P.L. 105-206 and P.L. 105-277, and as indirectly affected in the provisions
22 applicable to this subchapter by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L.
23 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-508, P.L. 102-227,
24 excluding sections 103, 104 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L.
25 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.

1 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,
2 excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191,
3 P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, “net
4 income” means the federal regulated investment company taxable income, federal
5 real estate mortgage investment conduit taxable income or federal real estate
6 investment trust taxable income of the corporation, conduit or trust as determined
7 under the ~~internal revenue code~~ Internal Revenue Code as amended to
8 December 31, 1995, excluding sections 103, 104 and 110 of P.L. 102–227 and sections
9 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by
10 P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188,
11 P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L.
12 105–277, and as indirectly affected in the provisions applicable to this subchapter
13 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,
14 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
15 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
16 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
17 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and
18 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.
19 105–206 and P.L. 105–277, except that property that, under s. 71.02 (1) (c) 8. to 11.,
20 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the
21 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1980,
22 shall continue to be depreciated under the ~~internal revenue code~~ Internal Revenue
23 Code as amended to December 31, 1980, and except that the appropriate amount
24 shall be added or subtracted to reflect differences between the depreciation or
25 adjusted basis for federal income tax purposes and the depreciation or adjusted basis

1 under this chapter of any property disposed of during the taxable year. The ~~internal~~
2 ~~revenue code~~ Internal Revenue Code as amended to December 31, 1995, excluding
3 sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d), 13171 (d),
4 13174 and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188, excluding
5 sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193,
6 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly
7 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
8 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
9 P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
10 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
11 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
12 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.
13 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277,
14 applies for Wisconsin purposes at the same time as for federal purposes.
15 Amendments to the ~~internal revenue code~~ Internal Revenue Code enacted after
16 December 31, 1995, do not apply to this subdivision with respect to taxable years
17 that begin after December 31, 1995, and before January 1, 1997, except that
18 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections
19 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
20 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly
21 affect the provisions applicable to this subchapter made by P.L. 104–188, excluding
22 sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193,
23 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin
24 purposes at the same time as for federal purposes.

25 **SECTION 1740k.** 71.26 (2) (b) 12. of the statutes is amended to read:

1 71.26 (2) (b) 12. For taxable years that begin after December 31, 1996, and
2 before January 1, 1998, for a corporation, conduit or common law trust which
3 qualifies as a regulated investment company, real estate mortgage investment
4 conduit, real estate investment trust or financial asset securitization investment
5 trust under the Internal Revenue Code as amended to December 31, 1996, excluding
6 sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174
7 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
8 (d) of P.L. 104–188, and as amended by P.L. 105–33 and, P.L. 105–34, P.L. 105–206
9 and P.L. 105–277, and as indirectly affected in the provisions applicable to this
10 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
11 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104
12 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
14 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
15 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, “net income” means the
17 federal regulated investment company taxable income, federal real estate mortgage
18 investment conduit taxable income, federal real estate investment trust or financial
19 asset securitization investment trust taxable income of the corporation, conduit or
20 trust as determined under the ~~internal revenue code~~ Internal Revenue Code as
21 amended to December 31, 1996, excluding sections 103, 104 and 110 of P.L. 102–227,
22 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections
23 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188 and as amended by P.L.
24 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected
25 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.

1 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
2 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
3 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
4 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
5 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
6 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and
7 P.L. 105–277, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,
8 is required to be depreciated for taxable years 1983 to 1986 under the ~~internal~~
9 ~~revenue code~~ Internal Revenue Code as amended to December 31, 1980, shall
10 continue to be depreciated under the Internal Revenue Code as amended to
11 December 31, 1980, and except that the appropriate amount shall be added or
12 subtracted to reflect differences between the depreciation or adjusted basis for
13 federal income tax purposes and the depreciation or adjusted basis under this
14 chapter of any property disposed of during the taxable year. The Internal Revenue
15 Code as amended to December 31, 1996, excluding sections 103, 104 and 110 of P.L.
16 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66,
17 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
18 amended by P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
19 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
20 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.
21 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
22 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
23 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
24 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
25 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.

1 105–206 and P.L. 105–277, applies for Wisconsin purposes at the same time as for
2 federal purposes. Amendments to the ~~internal revenue code~~ Internal Revenue Code
3 enacted after December 31, 1996, do not apply to this subdivision with respect to
4 taxable years that begin after December 31, 1996, and before January 1, 1998,
5 except that changes to the Internal Revenue Code made by P.L. 105–33 ~~and~~, P.L.
6 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
7 provisions applicable to this subchapter made by P.L. 105–33 ~~and~~, P.L. 105–34, P.L.
8 105–206 and P.L. 105–277 apply for Wisconsin purposes at the same time as for
9 federal purposes.

10 **SECTION 1740L.** 71.26 (2) (b) 13. of the statutes is amended to read:

11 71.26 **(2)** (b) 13. For taxable years that begin after December 31, 1997, and
12 before January 1, 1999, for a corporation, conduit or common law trust which
13 qualifies as a regulated investment company, real estate mortgage investment
14 conduit, real estate investment trust or financial asset securitization investment
15 trust under the Internal Revenue Code as amended to December 31, 1997, excluding
16 sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174
17 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
18 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277,
19 and as indirectly affected in the provisions applicable to this subchapter by P.L.
20 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
21 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
22 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
23 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
24 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
25 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 ~~and~~, P.L.

1 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277, “net income” means the
2 federal regulated investment company taxable income, federal real estate mortgage
3 investment conduit taxable income, federal real estate investment trust or financial
4 asset securitization investment trust taxable income of the corporation, conduit or
5 trust as determined under the Internal Revenue Code as amended to December 31,
6 1997, excluding sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d),
7 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204
8 (f), 1311 and 1605 (d) of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206
9 and P.L. 105–277, and as indirectly affected in the provisions applicable to this
10 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
11 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104
12 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
13 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
14 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
15 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
16 105–33 and, P.L. 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277, except that
17 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
18 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to
19 December 31, 1980, shall continue to be depreciated under the Internal Revenue
20 Code as amended to December 31, 1980, and except that the appropriate amount
21 shall be added or subtracted to reflect differences between the depreciation or
22 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
23 under this chapter of any property disposed of during the taxable year. The Internal
24 Revenue Code as amended to December 31, 1997, excluding sections 103, 104 and
25 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.

1 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188,
2 and as amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277, and as indirectly
3 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
4 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
5 P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
6 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
7 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
8 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
9 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–178,
10 P.L. 105–206 and P.L. 105–277, applies for Wisconsin purposes at the same time as
11 for federal purposes. Amendments to the Internal Revenue Code enacted after
12 December 31, 1997, do not apply to this subdivision with respect to taxable years that
13 begin after December 31, 1997, and before January 1, 1999, except that changes to
14 the Internal Revenue Code made by P.L. 105–178, P.L. 105–206 and P.L. 105–277 and
15 changes that indirectly affect the provisions applicable to this subchapter made by
16 P.L. 105–178, P.L. 105–206 and P.L. 105–277 apply for Wisconsin purposes at the
17 same time as for federal purposes.

18 **SECTION 1740m.** 71.26 (2) (b) 14. of the statutes is created to read:

19 71.26 (2) (b) 14. For taxable years that begin after December 31, 1998, for a
20 corporation, conduit or common law trust which qualifies as a regulated investment
21 company, real estate mortgage investment conduit, real estate investment trust or
22 financial asset securitization investment trust under the Internal Revenue Code as
23 amended to December 31, 1998, excluding sections 103, 104 and 110 of P.L. 102–227,
24 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections
25 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as indirectly

1 affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203,
2 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508,
3 P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
4 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
5 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
6 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L.
7 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.
8 105–206 and P.L. 105–277, “net income” means the federal regulated investment
9 company taxable income, federal real estate mortgage investment conduit taxable
10 income, federal real estate investment trust or financial asset securitization
11 investment trust taxable income of the corporation, conduit or trust as determined
12 under the Internal Revenue Code as amended to December 31, 1998, excluding
13 sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174
14 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
15 (d) of P.L. 104–188, and as indirectly affected in the provisions applicable to this
16 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,
17 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104
18 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
19 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.
20 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202
21 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
22 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277, except that
23 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated
24 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to
25 December 31, 1980, shall continue to be depreciated under the Internal Revenue

1 Code as amended to December 31, 1980, and except that the appropriate amount
2 shall be added or subtracted to reflect differences between the depreciation or
3 adjusted basis for federal income tax purposes and the depreciation or adjusted basis
4 under this chapter of any property disposed of during the taxable year. The Internal
5 Revenue Code as amended to December 31, 1998, excluding sections 103, 104 and
6 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
7 103–66, and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188,
8 and as indirectly affected in the provisions applicable to this subchapter by P.L.
9 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
10 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
11 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
12 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
13 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),
14 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.
15 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277, applies for Wisconsin purposes
16 at the same time as for federal purposes. Amendments to the Internal Revenue Code
17 enacted after December 31, 1998, do not apply to this subdivision with respect to
18 taxable years that begin after December 31, 1998.

19 **SECTION 1741m.** 71.26 (3) (y) of the statutes is amended to read:

20 71.26 (3) (y) A corporation may compute amortization and depreciation under
21 either the federal ~~internal revenue code~~ Internal Revenue Code as amended to
22 December 31, ~~1997~~ 1998, or the federal ~~internal revenue code~~ Internal Revenue Code
23 in effect for the taxable year for which the return is filed, except that property first
24 placed in service by the taxpayer on or after January 1, 1983, but before
25 January 1, 1987, that, under s. 71.04 (15) (b) and (br), 1985 stats., is required to be

1 depreciated under the ~~internal revenue code~~ Internal Revenue Code as amended to
2 December 31, 1980, and property first placed in service in taxable year 1981 or
3 thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is
4 required to be depreciated under the ~~internal revenue code~~ Internal Revenue Code
5 as amended to December 31, 1980, shall continue to be depreciated under the
6 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1980.

7 **SECTION 1741t.** 71.28 (1dj) (am) 1. of the statutes is amended to read:

8 71.28 (1dj) (am) 1. Modify “member of a targeted group”, as defined in section
9 51 (d) of the internal revenue code as amended to December 31, 1995, to include
10 persons unemployed as a result of a business action subject to s. 109.07 (1m) and
11 ~~persons specified under 29 USC 1651 (a)~~ dislocated workers, as defined in 29 USC
12 2801 (9), and to require a member of a targeted group to be a resident of this state.

13 **SECTION 1741v.** 71.28 (1dj) (am) 2. of the statutes is amended to read:

14 71.28 (1dj) (am) 2. Modify “designated local agency”, as defined in section 51
15 (d) (15) of the internal revenue code, to include the ~~job training partnership act~~
16 ~~organization~~ local workforce development board established under 29 USC 2832 for
17 the area that includes the development zone in which the employe in respect to whom
18 the credit under this subsection is claimed works, if the department of commerce
19 approves the criteria used for certification, and the department of commerce.

20 **SECTION 1742.** 71.28 (1dj) (am) 3. of the statutes is amended to read:

21 71.28 (1dj) (am) 3. Modify the rule for certification under section 51 (d) (16) (A)
22 of the internal revenue code to allow certification within the ~~90-day~~ period beginning
23 with the first day of employment of the employe ~~by the claimant~~.

24 **SECTION 1742g.** 71.28 (1dx) (b) (intro.) of the statutes is amended to read:

1 71.28 (1dx) (b) *Credit.* (intro.) Except as provided in s. 73.03 (35) and subject
2 to s. 560.785, for any taxable year for which the person is certified under s. 560.765
3 (3), any person may claim as a credit against taxes imposed on the person's income
4 from the person's business activities in a development zone under this subchapter
5 the following amounts:

6 **SECTION 1743.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

7 71.28 (1dx) (b) 4. The amount determined by multiplying the amount
8 determined under s. 560.785 (1) ~~(b)~~ (bm) by the number of full-time jobs retained,
9 as provided in the rules under s. 560.785, excluding jobs for which a credit has been
10 claimed under sub. (1dj), in a an enterprise development zone under s. 560.797 and
11 filled by a member of a targeted group for which significant capital investment was
12 made and by then subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

13 **SECTION 1743d.** 71.28 (1dy) of the statutes is created to read:

14 71.28 (1dy) SUSTAINABLE URBAN DEVELOPMENT ZONE CREDIT. (a) *Definitions.* In
15 this subsection:

16 1. “Brownfield” has the meaning given in sub. (1dx) (a) 1.

17 2. “Environmental remediation” means removal or containment of
18 environmental pollution, as defined in s. 299.01 (4), and restoration of soil or
19 groundwater that is affected by environmental pollution, as defined in s. 299.01 (4),
20 in a brownfield and investigation unless the investigation determines that
21 remediation is required but remediation is not undertaken.

22 (b) *Credit.* For any taxable year for which the person is certified under s. 292.77
23 (5), a person may claim as a credit against taxes imposed under this subchapter 50%
24 of the amount expended for environmental remediation under the program under s.
25 292.77.

1 (c) *Administration*. Subsection (1dx) (c), (d) and (e), as it applies to the credit
2 under sub. (1dx), applies to the credit under this subsection.

3 **SECTION 1744b.** 71.28 (2m) (a) 1. b. of the statutes is amended to read:

4 71.28 (2m) (a) 1. b. For partnerships, except publicly traded partnerships
5 treated as corporations under s. 71.22 (1) (1g), or limited liability companies, except
6 limited liability companies treated as corporations under s. 71.22 (1) (1g), “claimant”
7 means each individual partner or member.

8 **SECTION 1745.** 71.28 (4) (a) of the statutes is amended to read:

9 71.28 (4) (a) *Credit*. Any corporation may credit against taxes otherwise due
10 under this chapter an amount equal to 5% of the amount obtained by subtracting
11 from the corporation’s qualified research expenses, as defined in section 41 of the
12 internal revenue code, except that “qualified research expenses” includes only
13 expenses incurred by the claimant, incurred for research conducted in this state for
14 the taxable year, except that a taxpayer may elect the alternative computation under
15 section 41 (c) (4) of the Internal Revenue Code and that election applies until the
16 department permits its revocation and except that “qualified research expenses”
17 does not include compensation used in computing the credit under subs. (1dj) and
18 (1dx), the corporation’s base amount, as defined in section 41 (c) of the internal
19 revenue code, except that gross receipts used in calculating the base amount means
20 gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2. and,
21 (d), (dc), (dg), (dn) and (dr). Section 41 (h) of the internal revenue code does not apply
22 to the credit under this paragraph.

23 **SECTION 1746d.** 71.28 (4) (i) of the statutes is amended to read:

24 71.28 (4) (i) *Nonclaimants*. The credits under this subsection may not be
25 claimed by a partnership, except a publicly traded partnership treated as a

1 corporation under s. 71.22 (1) ~~(1g)~~, limited liability company, except a limited liability
2 company treated as a corporation under s. 71.22 (1) ~~(1g)~~, or tax–option corporation
3 or by partners, including partners of a publicly traded partnership, members of a
4 limited liability company or shareholders of a tax–option corporation.

5 **SECTION 1747m.** 71.30 (3) (eon) of the statutes is created to read:

6 71.30 (3) (eon) Sustainable urban development zone credit under s. 71.28 (1dy).

7 **SECTION 1748b.** 71.30 (10) of the statutes is created to read:

8 71.30 (10) ENDANGERED RESOURCES. (a) *Definitions.* In this subsection:

9 1. “Conservation fund” means the fund under s. 25.29.

10 2. “Endangered resources program” means purchasing or improving land or
11 habitats for any native Wisconsin endangered or threatened species, as defined in
12 s. 29.604 (2) (a) or (b), or for any nongame species, as defined in s. 29.001 (60);
13 conducting the natural heritage inventory program under s. 23.27 (3); conducting
14 wildlife and resource research and surveys; providing wildlife management services;
15 providing for wildlife damage control or the payment of claims for damage associated
16 with endangered or threatened species; and the payment of administrative expenses
17 related to the administration of this subsection.

18 (b) *Voluntary payments.* 1. ‘Designation on return.’ A corporation filing an
19 income or franchise tax return may designate on the return any amount of additional
20 payment or any amount of a refund that is due the corporation for the endangered
21 resources program.

22 2. ‘Designation added to tax owed.’ If the corporation owes any tax, the
23 corporation shall remit in full the tax due and the amount designated on the return
24 for the endangered resources program when the corporation files a tax return.

1 3. ‘Designation deducted from refund.’ Except as provided under par. (d), and
2 subject to ss. 71.75 (9) and 71.80 (3), if the corporation is owed a refund, the
3 department shall deduct the amount designated on the return for the endangered
4 resources program from the amount of the refund.

5 (c) *Errors; failure to remit correct amount.* 1. ‘Reduced designation.’ If a
6 corporation remits an amount that exceeds the tax due, after error corrections, but
7 that is less than the total of the tax due, after error corrections, and the amount that
8 is designated by the corporation on the return for the endangered resources program,
9 the department shall reduce the designation for the endangered resources program
10 to reflect the amount remitted that exceeds the tax due, after error corrections.

11 2. ‘Void designation.’ The designation for the endangered resources program
12 is void if the corporation remits an amount equal to or less than the tax due, after
13 error corrections.

14 (d) *Errors; insufficient refund.* If a corporation is owed a refund that is less than
15 the amount designated on the return for the endangered resources program, after
16 attachment and crediting under ss. 71.75 (9) and 71.80 (3) and after error corrections,
17 the department shall reduce the designation for the endangered resources program
18 to reflect the actual amount of the refund the corporation is otherwise owed.

19 (e) *Conditions.* If a corporation places any conditions on a designation for the
20 endangered resources program, the designation is void.

21 (f) *Void designation.* If a designation for the endangered resources program is
22 void, the department shall disregard the designation and determine the amounts
23 due, owed, refunded and received.

24 (g) *Tax return.* The secretary of revenue shall provide a place for the
25 designations under this subsection on the corporate income and franchise tax

1 returns and the secretary shall highlight that place on the returns by a symbol
2 chosen by the department that relates to endangered resources.

3 (h) *Certification of amounts.* Annually, on or before September 15, the
4 secretary of revenue shall certify to the department of natural resources, the
5 department of administration and the state treasurer:

6 1. The total amount of the administrative costs, including data processing
7 costs, incurred by the department of revenue in administering this subsection during
8 the previous fiscal year.

9 2. The total amount received from all designations for the endangered
10 resources program made by corporations during the previous fiscal year.

11 3. The net amount remaining after the administrative costs under subd. 1. are
12 subtracted from the total received under subd. 2.

13 (i) *Appropriations.* From the moneys received from designations for the
14 endangered resources program, an amount equal to the sum of administrative
15 expenses certified under par. (h) 1. shall be deposited into the general fund and
16 credited to the appropriation under s. 20.566 (1) (hp), and the net amount remaining
17 certified under par. (h) 3. shall be deposited into the conservation fund and credited
18 to the appropriation under s. 20.370 (1) (fs).

19 (j) *Refunds.* An amount designated for the endangered resources program
20 under this subsection is not subject to refund to a corporation that designates a
21 donation under par. (b) unless the corporation submits information to the
22 satisfaction of the department within 18 months from the date that taxes are due
23 from the corporation or from the date that the corporation filed the return, whichever
24 is later, that the amount designated is clearly in error. A refund granted by the

1 department under this paragraph shall be deducted from the moneys received under
2 this subsection in the fiscal year that the refund is certified under 71.75 (7).

3 **SECTION 1748bm.** 71.34 (1) (g) of the statutes is amended to read:

4 71.34 (1) (g) An addition shall be made for credits computed by a tax-option
5 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1dy) and (3)
6 and passed through to shareholders.

7 **SECTION 1748c.** 71.34 (1g) (e) of the statutes is repealed.

8 **SECTION 1748d.** 71.34 (1g) (f) of the statutes is amended to read:

9 71.34 (1g) (f) “Internal revenue code Revenue Code” for tax-option
10 corporations, for taxable years that begin after December 31, 1990, and before
11 January 1, 1992, means the federal ~~internal revenue code~~ Internal Revenue Code as
12 amended to December 31, 1990, and as amended by P.L. 102–227, P.L. 102–486, P.L.
13 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
14 105–206 and P.L. 105–277, and as indirectly affected in the provisions applicable to
15 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803
16 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section
17 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
18 P.L. 101–508, P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding
19 section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, except
20 that section 1366 (f) (relating to pass-through of items to shareholders) is modified
21 by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375.
22 The ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin purposes at
23 the same time as for federal purposes. Amendments to the federal ~~internal revenue~~
24 ~~code~~ Internal Revenue Code enacted after December 31, 1990, do not apply to this
25 paragraph with respect to taxable years beginning after December 31, 1990, and

1 before January 1, 1992, except that changes to the ~~internal revenue code~~ Internal
2 Revenue Code made by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188,
3 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
4 105–277 and changes that indirectly affect provisions applicable to this subchapter
5 made by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section
6 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
7 Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1748e.** 71.34 (1g) (g) of the statutes is amended to read:

9 71.34 **(1g)** (g) “~~Internal revenue code~~ Revenue Code” for tax-option
10 corporations, for taxable years that begin after December 31, 1991, and before
11 January 1, 1993, means the federal ~~internal revenue code~~ Internal Revenue Code as
12 amended to December 31, 1991, excluding sections 103, 104 and 110 of P.L. 102–227,
13 and as amended by P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections
14 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L. 104–188, excluding section
15 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
16 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
17 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
18 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
19 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
20 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
21 103–66, excluding sections 13101 (a) and (c) 1, 13171 and 13174 of P.L. 103–66, P.L.
22 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
23 P.L. 105–277, except that section 1366 (f) (relating to pass-through of items to
24 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
25 sections 1374 and 1375. The ~~internal revenue code~~ Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
2 federal ~~internal revenue code~~ Internal Revenue Code enacted after
3 December 31, 1991, do not apply to this paragraph with respect to taxable years
4 beginning after December 31, 1991, and before January 1, 1993, except that
5 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–318,
6 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
7 P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
8 provisions applicable to this subchapter made by P.L. 102–318, P.L. 102–486, P.L.
9 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
10 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
11 federal purposes.

12 **SECTION 1748f.** 71.34 (1g) (h) of the statutes is amended to read:

13 71.34 **(1g)** (h) “~~Internal revenue code~~ Revenue Code” for tax-option
14 corporations, for taxable years that begin after December 31, 1992, and before
15 January 1, 1994, means the federal ~~internal revenue code~~ Internal Revenue Code as
16 amended to December 31, 1992, excluding sections 103, 104 and 110 of P.L. 102–227,
17 and as amended by P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150,
18 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section
19 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
20 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
21 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
22 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
23 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
24 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
25 103–66, excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203

1 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188,
2 and P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that section 1366 (f) (relating
3 to pass-through of items to shareholders) is modified by substituting the tax under
4 s. 71.35 for the taxes under sections 1374 and 1375. The ~~internal revenue code~~
5 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
6 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
7 enacted after December 31, 1992, do not apply to this paragraph with respect to
8 taxable years beginning after December 31, 1992, and before January 1, 1994,
9 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
10 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
11 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
12 provisions applicable to this subchapter made by P.L. 103–66, P.L. 103–465, P.L.
13 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and
14 P.L. 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

15 **SECTION 1748g.** 71.34 (1g) (i) of the statutes is amended to read:

16 71.34 **(1g)** (i) “~~Internal revenue code~~ Revenue Code” for tax-option
17 corporations, for taxable years that begin after December 31, 1993, and before
18 January 1, 1995, means the federal ~~internal revenue code~~ Internal Revenue Code as
19 amended to December 31, 1993, excluding sections 103, 104 and 110 of P.L. 102–227
20 and sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66,
21 and as amended by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
22 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
23 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
24 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
25 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821

1 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
2 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
3 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
4 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, 13203 (d) and 13215
5 of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
6 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
7 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that
8 section 1366 (f) (relating to pass-through of items to shareholders) is modified by
9 substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The
10 ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin purposes at the
11 same time as for federal purposes. Amendments to the federal ~~internal revenue code~~
12 Internal Revenue Code enacted after December 31, 1993, do not apply to this
13 paragraph with respect to taxable years beginning after December 31, 1993, and
14 before January 1, 1995, except that changes to the ~~internal revenue code~~ Internal
15 Revenue Code made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7,
16 excluding section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L.
17 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
18 105–277 and changes that indirectly affect the provisions applicable to this
19 subchapter made by P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding
20 section 1 of P.L. 104–7, P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L.
21 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
22 Wisconsin purposes at the same time as for federal purposes.

23 **SECTION 1748h.** 71.34 (1g) (j) of the statutes is amended to read:

24 71.34 (1g) (j) “Internal revenue—code Revenue Code” for tax-option
25 corporations, for taxable years that begin after December 31, 1994, and before

1 January 1, 1996, means the federal ~~internal revenue code~~ Internal Revenue Code as
2 amended to December 31, 1994, excluding sections 103, 104 and 110 of P.L. 102–227
3 and sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as
4 amended by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605
5 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L.
6 105–277, and as indirectly affected in the provisions applicable to this subchapter
7 by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d)
8 (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.
9 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.
10 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L.
11 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and
12 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.
13 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.
14 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that
15 section 1366 (f) (relating to pass-through of items to shareholders) is modified by
16 substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The
17 ~~internal revenue code~~ Internal Revenue Code applies for Wisconsin purposes at the
18 same time as for federal purposes. Amendments to the federal ~~internal revenue code~~
19 Internal Revenue Code enacted after December 31, 1994, do not apply to this
20 paragraph with respect to taxable years beginning after December 31, 1994, and
21 before January 1, 1996, except changes to the ~~internal revenue code~~ Internal
22 Revenue Code made by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311
23 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206
24 and P.L. 105–277 and changes that indirectly affect the provisions applicable to this
25 subchapter made by P.L. 104–7, P.L. 104–188, excluding sections 1202, 1204, 1311

1 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206
2 and P.L. 105–277, apply for Wisconsin purposes at the same time as for federal
3 purposes.

4 **SECTION 1748i.** 71.34 (1g) (k) of the statutes is amended to read:

5 71.34 **(1g)** (k) “Internal revenue code Revenue Code” for tax-option
6 corporations, for taxable years that begin after December 31, 1995, and before
7 January 1, 1997, means the federal ~~internal revenue code~~ Internal Revenue Code as
8 amended to December 31, 1995, excluding sections 103, 104 and 110 of P.L. 102–227
9 and sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as
10 amended by P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L.
11 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and
12 P.L. 105–277, and as indirectly affected in the provisions applicable to this
13 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)
14 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008
15 (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.
16 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
17 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
18 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
19 104–7, P.L. 104–188, excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L.
20 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and
21 P.L. 105–277, except that section 1366 (f) (relating to pass-through of items to
22 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
23 sections 1374 and 1375. The ~~internal revenue code~~ Internal Revenue Code applies
24 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
25 federal ~~internal revenue code~~ Internal Revenue Code enacted after

1 December 31, 1995, do not apply to this paragraph with respect to taxable years
2 beginning after December 31, 1995, and before January 1, 1997, except that
3 changes to the Internal Revenue Code made by P.L. 104–188, excluding sections
4 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
5 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly
6 affect the provisions applicable to this subchapter made by P.L. 104–188, excluding
7 sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193,
8 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 apply for Wisconsin
9 purposes at the same time as for federal purposes.

10 **SECTION 1748j.** 71.34 (1g) (L) of the statutes is amended to read:

11 71.34 (1g) (L) “Internal Revenue Code” for tax-option corporations, for taxable
12 years that begin after December 31, 1996, and before January 1, 1998, means the
13 federal Internal Revenue Code as amended to December 31, 1996, excluding
14 sections 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174
15 and 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605
16 (d) of P.L. 104–188, and as amended by P.L. 105–33 and, P.L. 105–34, P.L. 105–206
17 and P.L. 105–277, and as indirectly affected in the provisions applicable to this
18 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2)
19 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008
20 (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.
21 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
22 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),
23 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.
24 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
25 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L.

1 105–206 and P.L. 105–277, except that section 1366 (f) (relating to pass-through of
2 items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes
3 under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin
4 purposes at the same time as for federal purposes. Amendments to the federal
5 Internal Revenue Code enacted after December 31, 1996, do not apply to this
6 paragraph with respect to taxable years beginning after December 31, 1996, and
7 before January 1, 1998, except that changes to the Internal Revenue Code made by
8 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that
9 indirectly affect the provisions applicable to this subchapter made by P.L. 105–33
10 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the
11 same time as for federal purposes.

12 **SECTION 1748k.** 71.34 (1g) (m) of the statutes is amended to read:

13 71.34 (1g) (m) “Internal Revenue Code” for tax-option corporations, for taxable
14 years that begin after December 31, 1997, and before January 1, 1999, means the
15 federal Internal Revenue Code as amended to December 31, 1997, excluding sections
16 103, 104 and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and
17 13203 (d) of P.L. 103–66 and sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d)
18 of P.L. 104–188, and as amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277,
19 and as indirectly affected in the provisions applicable to this subchapter by P.L.
20 99–514, P.L. 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812
21 (c) (2), 821 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647,
22 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
23 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
24 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
25 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,

1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L.
2 104–191, P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–178, P.L. 105–206 and
3 P.L. 105–277, except that section 1366 (f) (relating to pass-through of items to
4 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
5 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
6 at the same time as for federal purposes. Amendments to the federal Internal
7 Revenue Code enacted after December 31, 1997, do not apply to this paragraph with
8 respect to taxable years beginning after December 31, 1997, and before January 1,
9 1999, except that changes to the Internal Revenue Code made by P.L. 105–178, P.L.
10 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
11 applicable to this subchapter made by P.L. 105–178, P.L. 105–206 and P.L. 105–277
12 apply for Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 1748L.** 71.34 (1g) (n) of the statutes is created to read:

14 71.34 (1g) (n) “Internal Revenue Code” for tax-option corporations, for taxable
15 years that begin after December 31, 1998, means the federal Internal Revenue Code
16 as amended to December 31, 1998, excluding sections 103, 104 and 110 of P.L.
17 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and
18 sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
19 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.
20 100–203, P.L. 100–647 excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821
21 (b) (2) and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.
22 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,
23 excluding sections 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.
24 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L.
25 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,

1 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L.
2 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206 and P.L.
3 105–277, except that section 1366 (f) (relating to pass-through of items to
4 shareholders) is modified by substituting the tax under s. 71.35 for the taxes under
5 sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes
6 at the same time as for federal purposes. Amendments to the federal Internal
7 Revenue Code enacted after December 31, 1998, do not apply to this paragraph with
8 respect to taxable years beginning after December 31, 1998.

9 **SECTION 1748m.** 71.365 (1m) of the statutes is amended to read:

10 71.365 (1m) TAX-OPTION CORPORATIONS; DEPRECIATION. A tax-option corporation
11 may compute amortization and depreciation under either the federal ~~internal~~
12 ~~revenue-code~~ Internal Revenue Code as amended to December 31, 1997 1998, or the
13 federal ~~internal revenue-code~~ Internal Revenue Code in effect for the taxable year
14 for which the return is filed, except that property first placed in service by the
15 taxpayer on or after January 1, 1983, but before January 1, 1987, that, under s.
16 71.04 (15) (b) and (br), 1985 stats., is required to be depreciated under the ~~internal~~
17 ~~revenue-code~~ Internal Revenue Code as amended to December 31, 1980, and
18 property first placed in service in taxable year 1981 or thereafter but before
19 January 1, 1987, that, under s. 71.04 (15) (bm), 1985 stats., is required to be
20 depreciated under the ~~internal revenue-code~~ Internal Revenue Code as amended to
21 December 31, 1980, shall continue to be depreciated under the ~~internal revenue-code~~
22 Internal Revenue Code as amended to December 31, 1980. Any difference between
23 the adjusted basis for federal income tax purposes and the adjusted basis under this
24 chapter shall be taken into account in determining net income or loss in the year or
25 years for which the gain or loss is reportable under this chapter. If that property was

1 placed in service by the taxpayer during taxable year 1986 and thereafter but before
2 the property is used in the production of income subject to taxation under this
3 chapter, the property's adjusted basis and the depreciation or other deduction
4 schedule are not required to be changed from the amount allowable on the owner's
5 federal income tax returns for any year because the property is used in the
6 production of income subject to taxation under this chapter. If that property was
7 acquired in a transaction in taxable year 1986 or thereafter in which the adjusted
8 basis of the property in the hands of the transferee is the same as the adjusted basis
9 of the property in the hands of the transferor, the Wisconsin adjusted basis of that
10 property on the date of transfer is the adjusted basis allowable under the ~~internal~~
11 ~~revenue code~~ Internal Revenue Code as defined for Wisconsin purposes for the
12 property in the hands of the transferor.

13 **SECTION 1748n.** 71.42 (2) (d) of the statutes is repealed.

14 **SECTION 1748p.** 71.42 (2) (e) of the statutes is amended to read:

15 71.42 (2) (e) For taxable years that begin after December 31, 1990, and before
16 January 1, 1992, "~~internal revenue code~~ Internal Revenue Code " means the federal
17 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1990,
18 and as amended by P.L. 102–227, P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding
19 section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, and
20 as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
21 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, P.L. 102–486, P.L.
22 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
23 105–206 and P.L. 105–277, except that "~~internal revenue code~~ Internal Revenue
24 Code" does not include section 847 of the federal ~~internal revenue code~~ Internal
25 Revenue Code. The ~~internal revenue code~~ Internal Revenue Code applies for

1 Wisconsin purposes at the same time as for federal purposes. Amendments to the
2 federal ~~internal revenue code~~ Internal Revenue Code enacted after
3 December 31, 1990, do not apply to this paragraph with respect to taxable years
4 beginning after December 31, 1990, and before January 1, 1992, except that
5 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–227,
6 P.L. 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and
7 P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
8 federal ~~internal revenue code~~ Internal Revenue Code made by P.L. 102–227, P.L.
9 102–486, P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
10 105–34, P.L. 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same
11 time as for federal purposes.

12 **SECTION 1748q.** 71.42 (2) (f) of the statutes is amended to read:

13 71.42 (2) (f) For taxable years that begin after December 31, 1991, and before
14 January 1, 1993, “~~internal revenue code~~ Internal Revenue Code ” means the federal
15 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1991,
16 excluding sections 103, 104 and 110 of P.L. 102–227, and as amended by P.L.
17 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13171 and
18 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
19 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L. 99–514,
20 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
21 P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
22 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13171 and
23 13174 of P.L. 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
24 105–34, P.L. 105–206 and P.L. 105–277, except that “~~internal revenue code~~ Internal
25 Revenue Code” does not include section 847 of the federal ~~internal revenue code~~

1 Internal Revenue Code. The ~~internal revenue code~~ Internal Revenue Code applies
2 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
3 federal ~~internal revenue code~~ Internal Revenue Code enacted after
4 December 31, 1991, do not apply to this paragraph with respect to taxable years
5 beginning after December 31, 1991, and before January 1, 1993, except that
6 changes to the internal revenue code made by P.L. 102–318, P.L. 102–486, P.L.
7 103–66, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L.
8 105–206 and P.L. 105–277 and changes that indirectly affect the federal internal
9 revenue code made by P.L. 102–318, P.L. 102–486, P.L. 103–66, P.L. 104–188,
10 excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L.
11 105–277, apply for Wisconsin purposes at the same time as for federal purposes.

12 **SECTION 1748r.** 71.42 (2) (g) of the statutes is amended to read:

13 71.42 (2) (g) For taxable years that begin after December 31, 1992, and before
14 January 1, 1994, “~~internal revenue code~~ Internal Revenue Code” means the federal
15 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1992,
16 excluding sections 103, 104 and 110 of P.L. 102–227, and as amended by P.L. 103–66,
17 excluding sections 13101 (a) and (c) 1, 13113, 13150, 13171, 13174 and 13203 of P.L.
18 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
19 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L. 99–514,
20 P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,
21 P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L. 102–227, P.L.
22 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13101 (a) and (c) 1, 13113,
23 13150, 13171, 13174 and 13203 of P.L. 103–66, P.L. 103–465, P.L. 104–188, excluding
24 section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206 and P.L. 105–277, except
25 that “~~internal revenue code~~ Internal Revenue Code” does not include section 847 of

1 the federal ~~internal revenue code~~ Internal Revenue Code. The ~~internal revenue code~~
2 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
3 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
4 enacted after December 31, 1992, do not apply to this paragraph with respect to
5 taxable years beginning after December 31, 1992, and before January 1, 1994,
6 except that changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L.
7 103–66, P.L. 103–465, P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L.
8 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the federal
9 ~~internal revenue code~~ Internal Revenue Code made by P.L. 103–66, P.L. 103–465,
10 P.L. 104–188, excluding section 1311 of P.L. 104–188, and P.L. 105–34, P.L. 105–206
11 and P.L. 105–277, apply for Wisconsin purposes at the same time as for federal
12 purposes.

13 **SECTION 1748s.** 71.42 (2) (h) of the statutes is amended to read:

14 71.42 (2) (h) For taxable years that begin after December 31, 1993, and before
15 January 1, 1995, “~~internal revenue code~~ Internal Revenue Code” means the federal
16 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1993
17 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
18 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, and as amended by P.L.
19 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7,
20 P.L. 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and,
21 P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as indirectly affected by P.L.
22 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
23 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
24 102–227, P.L. 102–318, P.L. 102–486 and P.L. 103–66, excluding sections 13113,
25 13150 (d), 13171 (d), 13174, 13203 (d) and 13215 of P.L. 103–66, P.L. 103–296, P.L.

1 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188,
2 excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34,
3 P.L. 105–206 and P.L. 105–277, except that “~~internal revenue code~~ Internal Revenue
4 Code” does not include section 847 of the federal ~~internal revenue code~~ Internal
5 Revenue Code. The ~~internal revenue code~~ Internal Revenue Code applies for
6 Wisconsin purposes at the same time as for federal purposes. Amendments to the
7 federal ~~internal revenue code~~ Internal Revenue Code enacted after
8 December 31, 1993, do not apply to this paragraph with respect to taxable years
9 beginning after December 31, 1993, and before January 1, 1995, except that
10 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 103–296,
11 P.L. 103–337, P.L. 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L.
12 104–188, excluding section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
13 105–34, P.L. 105–206 and P.L. 105–277 and changes that indirectly affect the
14 provisions applicable to this subchapter made by P.L. 103–296, P.L. 103–337, P.L.
15 103–465, P.L. 104–7, excluding section 1 of P.L. 104–7, P.L. 104–188, excluding
16 section 1311 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L. 105–34, P.L.
17 105–206 and P.L. 105–277, apply for Wisconsin purposes at the same time as for
18 federal purposes.

19 **SECTION 1748t.** 71.42 (2) (i) of the statutes is amended to read:

20 71.42 (2) (i) For taxable years that begin after December 31, 1994, and before
21 January 1, 1996, “~~internal revenue code~~ Internal Revenue Code” means the federal
22 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1994,
23 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
24 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–7, P.L.
25 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.

1 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
2 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
3 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
4 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
5 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
6 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
7 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193 and, P.L.
8 105–34, P.L. 105–206 and P.L. 105–277, except that “~~internal revenue code~~ Internal
9 Revenue Code” does not include section 847 of the federal ~~internal revenue code~~
10 Internal Revenue Code. The ~~internal revenue code~~ Internal Revenue Code applies
11 for Wisconsin purposes at the same time as for federal purposes. Amendments to the
12 federal ~~internal revenue code~~ Internal Revenue Code enacted after
13 December 31, 1994, do not apply to this paragraph with respect to taxable years
14 beginning after December 31, 1994, and before January 1, 1996, except that
15 changes to the ~~internal revenue code~~ Internal Revenue Code made by P.L. 104–7, P.L.
16 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.
17 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277 and changes
18 that indirectly affect the provisions applicable to this subchapter made by P.L. 104–7,
19 P.L. 104–188, excluding sections 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L.
20 104–191, P.L. 104–193 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
21 Wisconsin purposes at the same time as for federal purposes.

22 **SECTION 1748u.** 71.42 (2) (j) of the statutes is amended to read:

23 71.42 (2) (j) For taxable years that begin after December 31, 1995, and before
24 January 1, 1997, “~~internal revenue code~~ Internal Revenue Code” means the federal
25 ~~internal revenue code~~ Internal Revenue Code as amended to December 31, 1995,

1 excluding sections 103, 104 and 110 of P.L. 102–227 and sections 13113, 13150 (d),
2 13171 (d), 13174 and 13203 (d) of P.L. 103–66, and as amended by P.L. 104–188,
3 excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191,
4 P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
5 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
6 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
7 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
8 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
9 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
10 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.
11 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that “~~internal~~
12 ~~revenue code~~ Internal Revenue Code” does not include section 847 of the federal
13 ~~internal revenue code~~ Internal Revenue Code. The ~~internal revenue code~~ Internal
14 Revenue Code applies for Wisconsin purposes at the same time as for federal
15 purposes. Amendments to the federal ~~internal revenue code~~ Internal Revenue Code
16 enacted after December 31, 1995, do not apply to this paragraph with respect to
17 taxable years beginning after December 31, 1995, and before January 1, 1997,
18 except that changes to the Internal Revenue Code made by P.L. 104–188, excluding
19 sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191, P.L. 104–193,
20 P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and changes that
21 indirectly affect the provisions applicable to this subchapter made by P.L. 104–188,
22 excluding sections 1123, 1202, 1204, 1311 and 1605 of P.L. 104–188, P.L. 104–191,
23 P.L. 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, apply for
24 Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1748v.** 71.42 (2) (k) of the statutes is amended to read:

1 71.42 (2) (k) For taxable years that begin after December 31, 1996, and before
2 January 1, 1998, “Internal Revenue Code” means the federal Internal Revenue Code
3 as amended to December 31, 1996, excluding sections 103, 104 and 110 of P.L.
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and
5 sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
6 amended by P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, and as
7 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.
8 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections
9 103, 104 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding
10 sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L.
11 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections
12 1123 (b), 1202 (c) 1204 (f), 1311 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.
13 104–193, P.L. 105–33 and, P.L. 105–34, P.L. 105–206 and P.L. 105–277, except that
14 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue
15 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time
16 as for federal purposes. Amendments to the federal Internal Revenue Code enacted
17 after December 31, 1996, do not apply to this paragraph with respect to taxable years
18 beginning after December 31, 1996, and before January 1, 1998, except that
19 changes to the Internal Revenue Code made by P.L. 105–33 and, P.L. 105–34, P.L.
20 105–206 and P.L. 105–277 and changes that indirectly affect the provisions
21 applicable to this subchapter made by P.L. 105–33 and, P.L. 105–34, P.L. 105–206
22 and P.L. 105–277, apply for Wisconsin purposes at the same time as for federal
23 purposes.

24 **SECTION 1748w.** 71.42 (2) (L) of the statutes is amended to read:

1 71.42 (2) (L) For taxable years that begin after December 31, 1997, and before
2 January 1, 1999, “Internal Revenue Code” means the federal Internal Revenue Code
3 as amended to December 31, 1997, excluding sections 103, 104 and 110 of P.L.
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and
5 sections 1123 (b), 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as
6 amended by P.L. 105–178, P.L. 105–206 and P.L. 105–277, and as indirectly affected
7 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,
8 P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
9 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
10 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
11 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c) 1204 (f), 1311
12 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33 and, P.L.
13 105–34, P.L. 105–178, P.L. 105–206 and P.L. 105–277, except that “Internal Revenue
14 Code” does not include section 847 of the federal Internal Revenue Code. The
15 Internal Revenue Code applies for Wisconsin purposes at the same time as for federal
16 purposes. Amendments to the federal Internal Revenue Code enacted after
17 December 31, 1997, do not apply to this paragraph with respect to taxable years
18 beginning after December 31, 1997, and before January 1, 1999, except that changes
19 to the Internal Revenue Code made by P.L. 105–178, P.L. 105–206 and P.L. 105–277
20 and changes that indirectly affect the provisions applicable to this subchapter made
21 by P.L. 105–178, P.L. 105–206 and P.L. 105–277 apply for Wisconsin purposes at the
22 same time as for federal purposes.

23 **SECTION 1748x.** 71.42 (2) (m) of the statutes is created to read:

24 71.42 (2) (m) For taxable years that begin after December 31, 1998, “Internal
25 Revenue Code” means the federal Internal Revenue Code as amended to

1 December 31, 1998, excluding sections 103, 104 and 110 of P.L. 102–227, sections
2 13113, 13150 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66 and sections 1123 (b),
3 1202 (c), 1204 (f), 1311 and 1605 (d) of P.L. 104–188, and as indirectly affected by P.L.
4 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.
5 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104 and 110 of P.L.
6 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150
7 (d), 13171 (d), 13174 and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.
8 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c) 1204 (f), 1311
9 and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34,
10 P.L. 105–178, P.L. 105–206 and P.L. 105–277, except that “Internal Revenue Code”
11 does not include section 847 of the federal Internal Revenue Code. The Internal
12 Revenue Code applies for Wisconsin purposes at the same time as for federal
13 purposes. Amendments to the federal Internal Revenue Code enacted after
14 December 31, 1998, do not apply to this paragraph with respect to taxable years
15 beginning after December 31, 1998.

16 **SECTION 1748y.** 71.43 (1) of the statutes is amended to read:

17 71.43 (1) INCOME TAX. For the purpose of raising revenue for the state and the
18 counties, cities, villages and towns, there shall be assessed, levied, collected and paid
19 a tax as provided under this chapter on all Wisconsin net incomes of corporations
20 which that are not subject to the franchise tax under sub. (2) and which that own
21 property within this state; that derive income from sources within this state or from
22 activities that are attributable to this state; or whose business within this state
23 during the taxable year, except as provided under s. 71.23 (3), consists exclusively
24 of foreign commerce, interstate commerce, or both; except as exempted under ss.
25 71.26 (1) and 71.45 (1). This section shall not be construed to prevent or affect the

1 correction of errors or omissions in the assessments of income for former years under
2 s. 71.74 (1) and (2).

3 **SECTION 1749k.** 71.45 (2) (a) 10. of the statutes is amended to read:

4 71.45 (2) (a) 10. By adding to federal taxable income the amount of credit
5 computed under s. 71.47 (1dd) to ~~(1dx)~~ (1dy) and not passed through by a
6 partnership, limited liability company or tax–option corporation that has added that
7 amount to the partnership’s, limited liability company’s or tax–option corporation’s
8 income under s. 71.21 (4) or 71.34 (1) (g) and the amount of credit computed under
9 s. 71.47 (1), (3), (4) and (5).

10 **SECTION 1749m.** 71.45 (2) (a) 13. of the statutes is amended to read:

11 71.45 (2) (a) 13. By adding or subtracting, as appropriate, the difference
12 between the depreciation deduction under the federal Internal Revenue Code as
13 amended to December 31, 1997 1998 and the depreciation deduction under the
14 federal Internal Revenue Code in effect for the taxable year for which the return is
15 filed, so as to reflect the fact that the insurer may choose between these 2 deductions,
16 except that property first placed in service by the taxpayer on or after
17 January 1, 1983, but before January 1, 1987, that, under s. 71.04 (15) (b) and (br),
18 1985 stats., is required to be depreciated under the Internal Revenue Code as
19 amended to December 31, 1980, and property first placed in service in taxable year
20 1981 or thereafter but before January 1, 1987, that, under s. 71.04 (15) (bm), 1985
21 stats., is required to be depreciated under the Internal Revenue Code as amended
22 to December 31, 1980, shall continue to be depreciated under the Internal Revenue
23 Code as amended to December 31, 1980.

24 **SECTION 1750.** 71.45 (3) (intro.) of the statutes is amended to read:

1 71.45 (3) APPORTIONMENT. (intro.) ~~With respect~~ Except as provided in par. (c),
2 to determine Wisconsin income for purposes of the franchise tax, domestic insurers
3 ~~not engaged in the sale of life insurance but which~~ that, in the taxable year, have
4 ~~collected~~ received premiums, other than life insurance premiums, written on
5 ~~subjects of~~ for insurance on property or risks resident, located or to be performed
6 outside this state, ~~there shall be subtracted from~~ multiply the net income figure
7 derived by application of sub. (2) (a) ~~to arrive at Wisconsin income constituting the~~
8 ~~measure of the franchise tax an amount calculated by multiplying such adjusted~~
9 ~~federal taxable income by the arithmetic average of the following 2 percentages:~~

10 **SECTION 1751.** 71.45 (3) (a) of the statutes is amended to read:

11 71.45 (3) (a) The Subject to par. (c), the percentage determined by dividing the
12 sum of total direct premiums written on all property and risks for insurance other
13 than life insurance, on subjects of insurance resident, located or to be performed in
14 this state, and assumed premiums written for reinsurance, other than life insurance,
15 with respect to all property and risks resident, located or to be performed in this
16 state, by the sum of direct premiums written for insurance on all property and risks,
17 other than life insurance, wherever located during the taxable year, as reflects, and
18 assumed premiums written on insurance for reinsurance on all property and risks,
19 ~~other than life insurance, where the subject of insurance was resident, located or to~~
20 ~~be performed outside this state~~ wherever located. In this paragraph, “direct
21 premiums” means direct premiums as reported for the taxable year on an annual
22 statement that is filed by the insurer with the commissioner of insurance. In this
23 paragraph, “assumed premiums” means assumed reinsurance premiums from
24 domestic insurance companies as reported for the taxable year on an annual
25 statement that is filed by the commissioner of insurance.

1 **SECTION 1752.** 71.45 (3) (b) of the statutes is renumbered 71.45 (3) (b) 1. and
2 amended to read:

3 71.45 (3) (b) 1. The Subject to par. (c), the percentage of determined by dividing
4 the payroll, exclusive of life insurance payroll, paid in this state in the taxable year
5 by total payroll, exclusive of life insurance payroll, paid everywhere in the taxable
6 year as reflects such compensation paid outside this state.

7 2. Compensation is paid outside this state if the individual's service is
8 performed entirely outside this state; or the individual's service is performed both
9 within and without this state, but the service performed within is incidental to the
10 individual's service without this state; or some service is performed without this
11 state and the base of operations, or if there is no base of operations, the place from
12 which the service is directed or controlled is without this state, or the base of
13 operations or the place from which the service is directed or controlled is not in any
14 state in which some part of the service is performed, but the individual's residence
15 is outside this state.

16 **SECTION 1752d.** 71.45 (3) (c) of the statutes is created to read:

17 71.45 (3) (c) 1. For taxable years beginning after December 31, 2000, and before
18 January 1, 2002, the percentage under par. (a) represents 63% of the average of the
19 amounts under pars. (a) and (b) 1.

20 2. For taxable years beginning after December 31, 2001, and before January
21 1, 2003, the percentage under par. (a) represents 85% of the average of the amounts
22 under pars. (a) and (b) 1.

23 3. For taxable years beginning after December 31, 2002, a domestic insurer
24 that is subject to apportionment under this subsection shall multiply the net income

1 figure derived by application of sub. (2) by the percentage under par. (a) to determine
2 Wisconsin income for purposes of the franchise tax.

3 **SECTION 1753.** 71.45 (3m) of the statutes is amended to read:

4 71.45 **(3m)** ARITHMETIC AVERAGE. ~~The~~ Except as provided in sub. (3) (c), the
5 arithmetic average of the 2 percentages referred to in sub. (3) shall be applied to the
6 net income figure arrived at by the successive application of sub. (2) (a) and (b) with
7 respect to Wisconsin insurers to which sub. (2) (a) and (b) applies and which have
8 collected premiums written upon insurance, other than life insurance, where the
9 subject of such insurance was resident, located or to be performed outside this state,
10 to arrive at Wisconsin income constituting the measure of the franchise tax.

11 **SECTION 1753g.** 71.45 (6) of the statutes is created to read:

12 71.45 **(6)** PARTNERSHIPS AND LIMITED LIABILITY COMPANIES. (a) A general or
13 limited partner's share of the numerator and denominator of a partnership's
14 apportionment fractions under this section are included in the numerator and
15 denominator of the general or limited partner's apportionment fractions under this
16 section.

17 (b) If a limited liability company is considered by the department of revenue
18 to be a partnership, for tax purposes, a member's share of the numerator and
19 denominator of a limited liability company's apportionment fractions under this
20 section are included in the numerator and denominator of the member's
21 apportionment fractions under this section.

22 **SECTION 1754t.** 71.47 (1dj) (am) 1. of the statutes is amended to read:

23 71.47 **(1dj)** (am) 1. Modify "member of a targeted group", as defined in section
24 51 (d) of the internal revenue code as amended to December 31, 1995, to include
25 persons unemployed as a result of a business action subject to s. 109.07 (1m) and

1 ~~persons specified under 29 USC 1651 (a)~~ dislocated workers, as defined in 29 USC
2 2801 (9), and to require a member of a targeted group to be a resident of this state.

3 **SECTION 1754v.** 71.47 (1dj) (am) 2. of the statutes is amended to read:

4 71.47 **(1dj)** (am) 2. Modify “designated local agency”, as defined in section 51
5 (d) (15) of the internal revenue code, to include the ~~job training partnership act~~
6 ~~organization~~ local workforce development board established under 29 USC 2832 for
7 the area that includes the development zone in which the employe in respect to whom
8 the credit under this subsection is claimed works, if the department of commerce
9 approves the criteria used for certification, and the department of commerce.

10 **SECTION 1755.** 71.47 (1dj) (am) 3. of the statutes is amended to read:

11 71.47 **(1dj)** (am) 3. Modify the rule for certification under section 51 (d) (16) (A)
12 of the internal revenue code to allow certification within the ~~90-day~~ period beginning
13 with the first day of employment of the employe ~~by the claimant~~.

14 **SECTION 1755g.** 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

15 71.47 **(1dx)** (b) *Credit.* (intro.) Except or provided in s. 73.03 (35) and subject
16 to s. 560.785, for any taxable year for which the person is certified under s. 560.765
17 (3), any person may claim as a credit against taxes imposed on the person’s income
18 from the person’s business activities in a development zone under this subchapter
19 the following amounts:

20 **SECTION 1756.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

21 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount
22 determined under s. 560.785 (1) ~~(b)~~ (bm) by the number of full-time jobs retained,
23 as provided in the rules under s. 560.785, excluding jobs for which a credit has been
24 claimed under sub. (1dj), in a an enterprise development zone under s. 560.797 and

1 ~~filled by a member of a targeted group for which significant capital investment was~~
2 ~~made~~ and by then subtracting the subsidies paid under s. 49.147 (3) (a) for those jobs.

3 **SECTION 1756h.** 71.47 (1dy) of the statutes is created to read:

4 71.47 **(1dy)** SUSTAINABLE URBAN DEVELOPMENT ZONE CREDIT. (a) *Definitions.* In
5 this subsection:

6 1. “Brownfield” has the meaning given in sub. (1dx) (a) 1.

7 2. “Environmental remediation” means removal or containment of
8 environmental pollution, as defined in s. 299.01 (4), and restoration of soil or
9 groundwater that is affected by environmental pollution, as defined in s. 299.01 (4),
10 in a brownfield and investigation unless the investigation determines that
11 remediation is required but remediation is not undertaken.

12 (b) *Credit.* For any taxable year for which the person is certified under s. 292.77
13 (5), a person may claim as a credit against taxes imposed under this subchapter 50%
14 of the amount expended for environmental remediation under the program under s.
15 292.77.

16 (c) *Administration.* Subsection (1dx) (c), (d) and (e), as it applies to the credit
17 under sub. (1dx), applies to the credit under this subsection.

18 **SECTION 1757b.** 71.47 (2m) (a) 1. b. of the statutes is amended to read:

19 71.47 **(2m)** (a) 1. b. For partnerships, except publicly traded partnerships
20 treated as corporations under s. 71.22 (4) ~~(1g)~~, or limited liability companies, except
21 limited liability companies treated as corporations under s. 71.22 (4) ~~(1g)~~, “claimant”
22 means each individual partner or member.

23 **SECTION 1758.** 71.47 (4) (a) of the statutes is amended to read:

24 71.47 **(4)** (a) *Credit.* Any corporation may credit against taxes otherwise due
25 under this chapter an amount equal to 5% of the amount obtained by subtracting

1 from the corporation’s qualified research expenses, as defined in section 41 of the
2 internal revenue code, except that “qualified research expenses” includes only
3 expenses incurred by the claimant, incurred for research conducted in this state for
4 the taxable year, except that a taxpayer may elect the alternative computation under
5 section 41 (c) (4) of the Internal Revenue Code and that election applies until the
6 department permits its revocation and except that “qualified research expenses”
7 does not include compensation used in computing the credit under subs. (1dj) and
8 (1dx), the corporation’s base amount, as defined in section 41 (c) of the internal
9 revenue code, except that gross receipts used in calculating the base amount means
10 gross receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2. and,
11 (d), (dc), (dg), (dn) and (dr). Section 41 (h) of the internal revenue code does not apply
12 to the credit under this paragraph.

13 **SECTION 1759d.** 71.47 (4) (i) of the statutes is amended to read:

14 71.47 (4) (i) *Nonclaimants.* The credits under this subsection may not be
15 claimed by a partnership, except a publicly traded partnership treated as a
16 corporation under s. 71.22 (4) (1g), limited liability company, except a limited liability
17 company treated as a corporation under s. 71.22 (4) (1g), or tax-option corporation
18 or by partners, including partners of a publicly traded partnership, members of a
19 limited liability company or shareholders of a tax-option corporation.

20 **SECTION 1760q.** 71.49 (1) (eon) of the statutes is created to read:

21 71.49 (1) (eon) Sustainable urban development zone credit under s. 71.47 (1dy).

22 **SECTION 1762.** 71.54 (1) (d) (intro.) of the statutes is amended to read:

23 71.54 (1) (d) *1991 and thereafter to 1999.* (intro.) The amount of any claim filed
24 in 1991 and thereafter to 1999 and based on property taxes accrued or rent
25 constituting property taxes accrued during the previous year is limited as follows:

1 **SECTION 1763.** 71.54 (1) (e) of the statutes is created to read:

2 71.54 (1) (e) *2000 and thereafter.* The amount of any claim filed in 2000 and
3 thereafter and based on property taxes accrued or rent constituting property taxes
4 accrued during the previous year is limited as follows:

5 1. If the household income was \$8,000 or less in the year to which the claim
6 relates, the claim is limited to 80% of the property taxes accrued or rent constituting
7 property taxes accrued or both in that year on the claimant's homestead.

8 2. If the household income was more than \$8,000 in the year to which the claim
9 relates, the claim is limited to 80% of the amount by which the property taxes accrued
10 or rent constituting property taxes accrued or both in that year on the claimant's
11 homestead exceeds 11.8% of the household income exceeding \$8,000.

12 3. No credit may be allowed if the household income of a claimant exceeds
13 \$20,290.

14 **SECTION 1764.** 71.54 (2) (a) (intro.) of the statutes is amended to read:

15 71.54 (2) (a) (intro.) Property taxes accrued or rent constituting property taxes
16 accrued shall be reduced by one-twelfth for each month or portion of a month for
17 which the claimant received relief from any county under s. 59.53 (21) equal to or in
18 excess of \$400, participated in Wisconsin works under s. 49.147 (4) or (5) or 49.148
19 (1m) or received assistance under s. 49.19, except assistance received:

20 **SECTION 1764q.** 71.58 (1) (c) of the statutes is amended to read:

21 71.58 (1) (c) For partnerships except publicly traded partnerships treated as
22 corporations under s. 71.22 (1) (1g), "claimant" means each individual partner.

23 **SECTION 1764s.** 71.58 (1) (cm) of the statutes is amended to read:

1 71.58 (1) (cm) For limited liability companies, except limited liability
2 companies treated as corporations under s. 71.22 (1) (1g), “claimant” means each
3 individual member.

4 **SECTION 1784.** 71.64 (9) (b) of the statutes is renumbered 71.64 (9) (b) (intro.)
5 and amended to read:

6 71.64 (9) (b) (intro.) The department shall from time to time adjust the
7 withholding tables to reflect any changes in income tax rates, any applicable surtax
8 or any changes in dollar amounts in s. 71.06 (1), (1m), (1n), (1p) and (2) resulting from
9 statutory changes, except that the as follows:

10 1. The department may not adjust the withholding tables to reflect the changes
11 in rates in s. 71.06 (1m) and (2) (c) and (d) and any changes in dollar amounts with
12 respect to bracket indexing under s. 71.06 (2e), with respect to changes in rates under
13 s. 71.06 (1m) and (2) (c) and (d), and with respect to standard deduction indexing
14 under s. 71.05 (22) (ds) for any taxable year that begins before January 1, 2000.

15 (c) The tables shall account for the working families tax credit under s. 71.07
16 (5m), subject to s. 71.07 (5m) (e). The tables shall be extended to cover from zero to
17 10 withholding exemptions, shall assume that the payment of wages in each pay
18 period will, when multiplied by the number of pay periods in a year, reasonably
19 reflect the annual wage of the employe from the employer and shall be based on the
20 further assumption that the annual wage will be reduced for allowable deductions
21 from gross income. The department may determine the length of the tables and a
22 reasonable span for each bracket. In preparing the tables the department shall
23 adjust all withholding amounts not an exact multiple of 10 cents to the next highest
24 figure that is a multiple of 10 cents. The department shall also provide instructions

1 with the tables for withholding with respect to quarterly, semiannual and annual pay
2 periods.

3 **SECTION 1785.** 71.64 (9) (b) 2. of the statutes is created to read:

4 71.64 (9) (b) 2. The department shall adjust the withholding tables to reflect
5 the changes in rates in s. 71.06 (1n), (1p) and (2) (e), (f), (g) and (h) and any changes
6 in dollar amounts with respect to bracket indexing, with respect to changes in rates
7 under s. 71.06 (1p) and (2) (g) and (h) on July 1, 2000.

8 **SECTION 1786.** 71.67 (4) (a) of the statutes is amended to read:

9 71.67 (4) (a) The administrator of the lottery division in the department under
10 ch. 565 shall withhold from any lottery prize of \$2,000 or more an amount determined
11 by multiplying the amount of the prize by the highest rate applicable to individuals
12 under s. 71.06 (1) ~~or~~ (1m), (1n) or (1p). The administrator shall deposit the amounts
13 withheld, on a monthly basis, as would an employer depositing under s. 71.65 (3) (a).

14 **SECTION 1787.** 71.67 (5) (a) of the statutes is amended to read:

15 71.67 (5) (a) *Wager winnings.* A person holding a license to sponsor and
16 manage races under s. 562.05 (1) (b) or (c) shall withhold from the amount of any
17 payment of pari-mutuel winnings under s. 562.065 (3) (a) or (3m) (a) an amount
18 determined by multiplying the amount of the payment by the highest rate applicable
19 to individuals under s. 71.06 (1) (a) to (c) ~~or~~ (1m), (1n) or (1p) if the amount of the
20 payment is more than \$1,000.

21 **SECTION 1788.** 71.75 (8) of the statutes is amended to read:

22 71.75 (8) A refund payable on the basis of a separate return shall be issued to
23 the person who filed the return. A refund payable on the basis of a joint return shall
24 be issued jointly to the persons who filed the return, except that, if a judgment of
25 divorce under ch. 767 apportions any refund that may be due the formerly married

1 persons to one of the former spouses, or between the spouses, and if they include with
2 their income tax return a copy of that portion of the judgment of divorce that relates
3 to the apportionment of their tax refund, the department shall issue the refund to
4 the person to whom the refund is awarded under the terms of the judgment of divorce
5 or the department shall issue one check to each of the former spouses according to
6 the apportionment terms of the judgment.

7 **SECTION 1797k.** 73.03 (2a) of the statutes is amended to read:

8 73.03 (2a) To prepare, have published and distribute to each property tax
9 assessor and to others who so request assessment manuals. The manual shall
10 discuss and illustrate accepted assessment methods, techniques and practices with
11 a view to more nearly uniform and more consistent assessments of property at the
12 local level. The manual shall be amended by the department from time to time to
13 reflect advances in the science of assessment, court decisions concerning assessment
14 practices, costs, and statistical and other information considered valuable to local
15 assessors by the department. The manual shall incorporate standards for the
16 assessment of all types of renewable energy resource systems used in this state as
17 soon as such systems are used in sufficient numbers and sufficient data exists to
18 allow the formulation of valid guidelines. The manual shall incorporate standards,
19 which the department of revenue and the state historical society of Wisconsin shall
20 develop, for the assessment of nonhistoric property in historic districts and for the
21 assessment of historic property, including but not limited to property that is being
22 preserved or restored; property that is subject to a protective easement, covenant or
23 other restriction for historic preservation purposes; property that is listed in the
24 national register of historic places in Wisconsin or in this state's register of historic
25 places and property that is designated as a historic landmark and is subject to

1 restrictions imposed by a municipality or by a landmarks commission. The manual
2 shall incorporate general guidelines about ways to determine whether property is
3 taxable in part under s. 70.1105 and examples of the ways that s. 70.1105 applies in
4 specific situations. The manual shall state that assessors are required to comply
5 with s. 70.32 (1g) and shall suggest procedures for doing so. The manual or a
6 supplement to it shall specify per acre value guidelines for each municipality for
7 various categories of agricultural land based on the income that could be generated
8 from its estimated rental for agricultural use, as defined by rule, and capitalization
9 rates established by rule. The manual or a supplement to it shall not specify per acre
10 value guidelines for each municipality unless such guidelines are based on
11 procedures that are established by rule. The manual shall include guidelines for
12 classifying land as agricultural land, as defined in s. 70.32 (2) (c) 1. and guidelines
13 for distinguishing between land and improvements to land. The cost of the
14 development, preparation, publication and distribution of the manual and of
15 revisions and amendments to it shall be borne by the assessors and requesters at an
16 individual volume cost or a subscription cost as determined by the department. All
17 receipts shall be credited to the appropriation under s. 20.566 (2) (hi). The
18 department may provide free assessment manuals to other state agencies or
19 exchange them at no cost with agencies of other states or of the federal government
20 for similar information or publications.

21 **SECTION 1797m.** 73.03 (33m) of the statutes is amended to read:

22 73.03 (**33m**) To collect, as taxes under ch. 71 are collected, from each person
23 who owes to the department of revenue delinquent taxes, fees, interest or penalties,
24 a fee for each delinquent account equal to \$35 or 6.5% of the taxes, fees, interest and
25 penalties owed as of the due date specified in the assessment, notice of amount due

1 or notice of redetermination on that account, whichever is greater. The department
2 of revenue shall deposit into the general fund as general purpose revenue–earned all
3 fees collected under this subsection.

4 **SECTION 1797p.** 73.03 (33p) of the statutes is created to read:

5 73.03 (33p) To collect, as taxes under ch. 71 are collected, from each person who
6 owes to the department of revenue delinquent taxes, fees, interest or penalties, a \$20
7 fee for each delinquent taxpayer who enters into an agreement with the department
8 of revenue to pay in instalments the taxpayer’s delinquent taxes, including fees,
9 interest or penalties and to collect costs incurred to the department of revenue for
10 court actions that are related to the collection of delinquent taxes. The department
11 of revenue shall deposit into the general fund as general purpose revenue–earned all
12 fees and costs collected under this subsection.

13 **SECTION 1798.** 73.03 (35) of the statutes is amended to read:

14 73.03 (35) To deny a portion of a credit claimed under s. 71.07 (2dd), (2de), (2di),
15 (2dj), (2dL), (2dr), (2ds) or (2dx) or (2dy), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1ds),
16 (1dx), (2dy) or (4) (am) or 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (2dy) or
17 (4) (am) if granting the full amount claimed would violate the a requirement under
18 s. 560.797 (4) (e) 560.785 or would bring the total of the credits granted to that
19 claimant under s. 560.797 (4) (e), ~~or the total of the credits granted to that claimant~~
20 ~~under all of those subsections,~~ over the limit for that claimant under s. 560.768,
21 560.795 (2) (b) or 560.797 (5) (b).

22 **SECTION 1801m.** 73.0305 of the statutes is amended to read:

23 **73.0305 Revenue limits and school aids calculations.** The department of
24 revenue shall annually determine and certify to the state superintendent of public
25 instruction, no later than the 4th Monday in June, the allowable rate of increase for

1 the limit imposed under ss.121.15 (3m) (a) 1m. a. to c. and 121.85 (6) (ar) and subch.
2 VII of ch. 121. ~~For that limit, the~~ The allowable rate of increase is the percentage
3 change in the consumer price index for all urban consumers, U.S. city average,
4 between the preceding March 31 and the 2nd preceding March 31, as computed by
5 the federal department of labor.

6 **SECTION 1805.** 75.105 (3) of the statutes is amended to read:

7 75.105 (3) ADMINISTRATION. Upon the cancellation of all or a portion of real
8 property taxes under sub. (2), the county treasurer shall execute and provide to the
9 owner of the property a statement identifying the property for which taxes have been
10 canceled and shall enter on the tax certificate the date upon which the taxes were
11 canceled and the amount of taxes canceled. The county treasurer shall charge back
12 to the taxation district that included the tax-delinquent real property on its tax roll
13 all of the amount of taxes canceled and shall include the amount of taxes canceled
14 as a special charge in the next tax levy against the taxation district. The county
15 treasurer shall notify the taxation district treasurer of the amount of taxes canceled
16 by October 1. The taxation district shall determine the amount of canceled taxes to
17 be charged back to, and collected from, each taxing jurisdiction for which taxes were
18 collected by the taxation district. The amount determined may not include any
19 interest.

20 **SECTION 1806.** 75.17 of the statutes is created to read:

21 **75.17 Transfer of contaminated land to a municipality. (1)** In this
22 section:

23 (a) “Hazardous substance” has the meaning given in s. 292.01 (5).

24 (b) “Municipality” means a city, village or town.

1 **(2)** If a county does not take a tax deed for property that is subject to a tax
2 certificate and that is contaminated by a hazardous substance, within 2 years after
3 the expiration of the redemption period that is described under s. 75.14 (1) and
4 specified in s. 74.57 (2) (a) and (b) (intro.), the county shall take a tax deed for such
5 property upon receiving a written request to do so from the municipality in which the
6 property is located. The county may then retain ownership of the property or, if the
7 county does not wish to retain ownership of the property, the county shall transfer
8 ownership of the property to the municipality, for no consideration, within 180 days
9 after receiving the written request from the municipality.

10 **SECTION 1807.** 76.025 (1) of the statutes is amended to read:

11 76.025 **(1)** The property taxable under s. 76.13 shall include all franchises, and
12 all real and personal property of the company used or employed in the operation of
13 its business, ~~except~~ excluding property that is exempt from the property tax under
14 s. 70.11 (39), such motor vehicles as are exempt under s. 70.112 (5) and treatment
15 plant and pollution abatement equipment exempt under s. 70.11 (21) (a). The
16 taxable property shall include all title and interest of the company referred to in such
17 property as owner, lessee or otherwise, and in case any portion of the property is
18 jointly used by 2 or more companies, the unit assessment shall include and cover a
19 proportionate share of that portion of the property jointly used so that the
20 assessments of the property of all companies having any rights, title or interest of
21 any kind or nature whatsoever in any such property jointly used shall, in the
22 aggregate, include only one total full value of such property.

23 **SECTION 1808.** 76.03 (1) of the statutes is amended to read:

24 76.03 **(1)** The property, both real and personal, including all rights, franchises
25 and privileges used in and necessary to the prosecution of the business ~~and including~~

1 property that is exempt from the property tax under s. 70.11 (39) of any company
2 enumerated in s. 76.02 shall be deemed personal property for the purposes of
3 taxation, and shall be valued and assessed together as a unit.

4 **SECTION 1810d.** 76.91 (1m) of the statutes is created to read:

5 76.91 (1m) If the amount calculated under sub. (1) is a negative amount and
6 the taxpayer's annual gross revenue under s. 76.38, 1993 stats., is less than
7 \$10,000,000, the taxpayer may claim a credit against the fee imposed under this
8 subchapter as follows:

9 (a) For the transitional adjustment fee paid for 1999, the taxpayer may
10 consider the negative amount calculated under sub. (1) to be a positive amount and
11 may claim a credit in an amount equal to 60% of the positive amount.

12 (b) For the transitional adjustment fee paid for the year 2000, the taxpayer may
13 consider the negative amount calculated under sub. (1) to be a positive amount and
14 may claim a credit in an amount equal to 40% of the positive amount.

15 **SECTION 1812k.** 77.265 (10) of the statutes is created to read:

16 77.265 (10) Any person may use a return filed as a result of a conveyance to
17 a nonprofit conservation organization, as defined in s. 23.0955 (1), that uses public
18 funds, as defined in s. 16.023 (1m) (a) 3., for a transaction, as defined in s. 16.023 (1m)
19 (a) 4.

20 **SECTION 1812L.** 77.265 (10) of the statutes, as affected by 1999 Wisconsin Act
21 (this act), is repealed.

22 **SECTION 1815.** 77.60 (2) (intro.) of the statutes is amended to read:

23 77.60 (2) (intro.) Delinquent sales and use tax returns shall be subject to a \$10
24 \$20 late filing fee unless the return was not timely filed because of the death of the
25 person required to file or unless the return was not timely filed because of a

1 reasonable due to good cause and not ~~because of~~ due to neglect. The fee shall not
2 apply if the department has failed to issue a seller's permit or a use tax registration
3 within 30 days of the receipt of an application for a seller's permit or use tax
4 registration accompanied by the fee established under s. 73.03 (50), if the person does
5 not hold a valid certificate under s. 73.03 (50), and the security required under s.
6 77.61 (2) has not been placed with the department. Delinquent sales and use taxes
7 shall bear interest at the rate of 1.5% per month until paid. The taxes imposed by
8 this subchapter shall become delinquent if not paid:

9 **SECTION 1815g.** 77.63 of the statutes is created to read:

10 **77.63 Agreements with direct marketers. (1)** (a) The department of
11 revenue may enter into agreements with out-of-state direct marketers to collect the
12 sales tax and the use tax imposed under this subchapter at the rate imposed under
13 this subchapter plus the rate imposed under subch. V. An out-of-state direct
14 marketer that collects the sales tax and the use tax under this section may retain 5%
15 of the first \$1,000,000 of the taxes collected in a year and 6% of the taxes collected
16 in excess of \$1,000,000 in a year. This section does not apply to an out-of-state direct
17 marketer who is required to collect the sales tax and the use tax imposed under this
18 subchapter and under subch. V.

19 (b) Sections 77.58, 77.59 and 77.60, as they apply to the taxes imposed under
20 this subchapter, apply to agreements under this section, except that the department
21 of revenue may negotiate payment schedules and audit procedures with out-of-state
22 direct marketers. The retailer's discount under s. 77.61 (4) (c) does not apply to
23 agreements under this section.

1 **(2)** Annually, by July 31, the department of revenue shall certify to the
2 department of health and family services an amount equal to one–eleventh of the
3 taxes collected under sub. (1) for grants to counties under s. 46.513.

4 **SECTION 1816.** 77.76 (3) of the statutes is amended to read:

5 77.76 **(3)** From the appropriation under s. 20.835 (4) (g) the department shall
6 distribute ~~98.5%~~ 98.25% of the county taxes reported for each enacting county, minus
7 the county portion of the retailers' discounts, to the county and shall indicate the
8 taxes reported by each taxpayer, no later than the end of the 3rd month following the
9 end of the calendar quarter in which such amounts were reported. In this subsection,
10 the "county portion of the retailers' discount" is the amount determined by
11 multiplying the total retailers' discount by a fraction the numerator of which is the
12 gross county sales and use taxes payable and the denominator of which is the sum
13 of the gross state and county sales and use taxes payable. The county taxes
14 distributed shall be increased or decreased to reflect subsequent refunds, audit
15 adjustments and all other adjustments of the county taxes previously distributed.
16 Interest paid on refunds of county sales and use taxes shall be paid from the
17 appropriation under s. 20.835 (4) (g) at the rate paid by this state under s. 77.60 (1)
18 (a). The county may retain the amount it receives or it may distribute all or a portion
19 of the amount it receives to the towns, villages, cities and school districts in the
20 county. Any county receiving a report under this subsection is subject to the duties
21 of confidentiality to which the department of revenue is subject under s. 77.61 (5).

22 **SECTION 1817.** 77.76 (4) of the statutes is amended to read:

23 77.76 **(4)** There shall be retained by the state 1.5% of the taxes collected ~~under~~
24 this subchapter for taxes imposed by special districts under s. 77.705 and 1.75% of
25 the taxes collected for taxes imposed by counties under s. 77.70 to cover costs

1 incurred by the state in administering, enforcing and collecting the tax. All interest
2 and penalties collected shall be deposited and retained by this state in the general
3 fund.

4 **SECTION 1817d.** 77.982 (3) of the statutes is amended to read:

5 77.982 (3) From the appropriation under s. 20.835 (4) (gg), the department of
6 revenue shall distribute 97% 98.25% of the taxes collected under this subchapter for
7 each district to that district, no later than the end of the month following the end of
8 the calendar quarter in which the amounts were collected. The taxes distributed
9 shall be increased or decreased to reflect subsequent refunds, audit adjustments and
10 all other adjustments. Interest paid on refunds of the tax under this subchapter shall
11 be paid from the appropriation under s. 20.835 (4) (gg) at the rate under s. 77.60 (1)
12 (a). Those taxes may be used only for the district's debt service on its bond
13 obligations. Any district that receives a report along with a payment under this
14 subsection is subject to the duties of confidentiality to which the department of
15 revenue is subject under s. 77.61 (5).

16 **SECTION 1817g.** 77.991 (3) of the statutes is amended to read:

17 77.991 (3) From the appropriation under s. 20.835 (4) (gg), the department of
18 revenue shall distribute 97% 98.25% of the taxes collected under this subchapter for
19 each district to that district, no later than the end of the month following the end of
20 the calendar quarter in which the amounts were collected. The taxes distributed
21 shall be increased or decreased to reflect subsequent refunds, audit adjustments and
22 all other adjustments. Interest paid on refunds of the tax under this subchapter shall
23 be paid from the appropriation under s. 20.835 (4) (gg) at the rate under s. 77.60 (1)
24 (a). Those taxes may be used only for the district's debt service on its bond
25 obligations. Any district that receives a report along with a payment under this

1 subsection is subject to the duties of confidentiality to which the department of
2 revenue is subject under s. 77.61 (5).

3 **SECTION 1818.** 77.996 (2) (i) of the statutes is created to read:

4 77.996 (2) (i) Formal wear rental firms.

5 **SECTION 1818c.** 77.996 (4) of the statutes is created to read:

6 77.996 (4) “Formal wear” includes tuxedos, suits and dresses, but does not
7 include costumes, table linens or household fabrics.

8 **SECTION 1818cm.** 77.996 (5) of the statutes is created to read:

9 77.996 (5) “Formal wear rental firm” means a facility that rents formal wear
10 to the general public and dry cleans only the formal wear that it rents to the general
11 public.

12 **SECTION 1818d.** 77.9961 (1) of the statutes is amended to read:

13 77.9961 (1) No person may operate a dry cleaning facility in this state unless
14 the person completes and submits to the department a form that the department
15 prescribes and pays to the department a fee for each dry cleaning facility that the
16 person operates. The fee is shall be paid in instalments, as provided in sub. (2), and
17 each instalment is equal to 1.8% of the previous year’s gross receipts from the
18 previous 3 months from dry cleaning apparel and household fabrics, but not from
19 formal wear the facility rents to the general public.

20 **SECTION 1818f.** 77.9961 (2) of the statutes is amended to read:

21 77.9961 (2) Persons who owe a fee under this section shall pay it in instalments
22 on or before April 25, July 25, October 25 and January 15 25. The department shall
23 issue a license to each person who pays the fee January 25 instalment and the
24 previous 3 instalments and submits the form under this section. The license is valid
25 through December 31 of for the year during in which the fee January 25 instalment

1 is due. If a dry cleaning facility is sold, the seller may transfer the license to the
2 buyer. Each holder of a license under this section shall display it prominently in the
3 facility to which it applies.

4 **SECTION 1818g.** 77.9961 (4) of the statutes is renumbered 77.9961 (4) (a).

5 **SECTION 1818h.** 77.9961 (4) (b) of the statutes is created to read:

6 77.9961 (4) (b) Any person who operates a dry cleaning facility and who pays
7 an instalment under sub. (2) after the instalment is due shall pay to the department
8 a penalty of \$5 for each day from the date that the instalment is due to the date that
9 the instalment is paid.

10 **SECTION 1818L.** 77.9964 (4) of the statutes is created to read:

11 77.9964 (4) The department shall reimburse the owner or operator of a formal
12 wear rental firm an amount equal to the sum of any fees paid by the owner or operator
13 under s. 77.9961 (1) prior to the effective date of this subsection [revisor inserts
14 date].

15 **SECTION 1818m.** 84.01 (30) (g) of the statutes is created to read:

16 84.01 (30) (g) If the department determines that such a provision advances the
17 public interest, a provision exempting the private entity from the restrictions under
18 ss. 84.25 (11) and 86.19 (1), and specifying any requirements that the department
19 determines will practicably advance the purposes of ss. 84.25 (11) and 86.19 (1).

20 **SECTION 1819.** 84.013 (3) (zb) of the statutes is created to read:

21 84.013 (3) (zb) USH 41 extending from 1.5 miles south of Frog Pond Road in
22 Oconto County to 1.3 miles north of Schacht Road in Marinette County.

23 **SECTION 1819c.** 84.013 (4) (a) of the statutes is amended to read:

24 84.013 (4) (a) ~~In~~ Subject to s. 13.489 (1m), in preparation for future major
25 highway projects, the department may perform preliminary engineering and design

1 work and studies for possible major highway projects not listed under sub. (3), but
2 no major highway may be constructed unless the project is listed under sub. (3) or
3 approved under sub. (6).

4 **SECTION 1819d.** 84.013 (4) (b) of the statutes is amended to read:

5 84.013 (4) (b) The department may not, within any 6–year period, construct a
6 highway project consisting of separate contiguous projects which do not individually
7 qualify as major highway projects but which in their entirety would constitute a
8 major highway project without first submitting the project to the transportation
9 projects commission for its recommendations and report and without specific
10 authorization under sub. (3), except as provided in par. (c) and sub. (6).

11 **SECTION 1819e.** 84.013 (4) (c) of the statutes is created to read:

12 84.013 (4) (c) The department may construct highway projects involving STH
13 59 between STH 164 on the eastern edge of the city of Waukesha and Calhoun Road
14 in Waukesha County and STH 59 from Calhoun Road to the Waukesha County line
15 in Waukesha County without first submitting the projects to the transportation
16 projects commission for its recommendations and report and without specific
17 authorization under sub. (3).

18 **SECTION 1819m.** 84.1044 of the statutes is created to read:

19 **84.1044 John R. Plewa Memorial Lake Parkway.** The department shall
20 designate and mark I 794 and STH 794 in Milwaukee County commencing from the
21 Daniel Webster Hoan Memorial Bridge and proceeding southerly to the intersection
22 with East Layton Avenue as the “John R. Plewa Memorial Lake Parkway” in
23 recognition and appreciation of the life of John R. Plewa and his public service as a
24 member of the Wisconsin legislature for more than 20 years.

25 **SECTION 1820.** 84.106 of the statutes is created to read:

1 **84.106 Scenic byways program. (1) DESIGNATION.** The department shall
2 develop, implement and administer a program to designate highways, as defined in
3 s. 340.01 (22), or portions of highways in this state that have outstanding scenic,
4 historic, cultural, natural, recreational or archeological qualities as scenic byways.
5 The department may seek designation by the federal government of a highway
6 designated as a scenic byway under this section as a national scenic byway or as an
7 All-American Road.

8 **(2) RULES.** The department shall promulgate rules under this section
9 consistent with 23 USC 162 and regulations established under that section.

10 **SECTION 1820k.** 84.11 (5n) of the statutes is created to read:

11 **84.11 (5n) DESIGN-BUILD CONTRACTS.** (a) In this subsection, “design-build
12 contract” means a contract for a project under which the engineering, design and
13 construction services are provided by a single entity.

14 (b) Notwithstanding any other provision of this section and ss. 84.01 (13) and
15 84.06 (2), the department may enter into a design-build contract for the design and
16 construction of a bridge for which funding is provided under s. 84.11 (5), 1993 stats.,
17 and for which no contract for construction is awarded before May 1, 1999. The
18 department may enter into a contract under this paragraph only if all of the following
19 conditions are met:

20 1. The design-build contract is awarded through a competitive selection
21 process that utilizes, at a minimum, contractor qualifications, quality, completion
22 time and cost as award criteria. In order to be eligible to participate in the selection
23 process, the contractor must be prequalified by the department as a design
24 consultant and as a contractor.

1 2. The design–build contract is approved by the secretary of the federal
2 department of transportation under an experimental program described under
3 section 1307 (d) of P.L. 105–178 pursuant to the authority granted under section 1307
4 (e) of P.L. 105–178.

5 3. The design–build contract is approved by the governor.

6 (c) No later than 5 years after the effective date of this paragraph [revisor
7 inserts date], the department shall submit a report to the governor, and to the
8 legislature under s. 13.172 (2), describing the effectiveness of the design–build
9 process contracting procedures under this subsection.

10 **SECTION 1820L.** 84.11 (5r) of the statutes is created to read:

11 **84.11 (5r) MILWAUKEE 6TH STREET VIADUCT COST SHARING.** Notwithstanding sub.
12 (5m), the costs for any project governed by an agreement that is in effect before June
13 30, 1993, for which funding is provided under s. 84.11 (5), 1993 stats., and for which
14 no contract for construction is awarded before May 1, 1999, shall be paid as specified
15 in an agreement entered into on or after April 20, 1999, by the city and county in
16 which the bridge is wholly located and this state.

17 **SECTION 1820m.** 84.185 (10) of the statutes is created to read:

18 **84.185 (10) PRIORITY OF BROWNFIELDS.** The department shall promote the
19 program under this section as required under s. 85.61.

20 **SECTION 1820n.** 84.25 (11) of the statutes is amended to read:

21 **84.25 (11) COMMERCIAL ENTERPRISES.** No commercial enterprise, except a
22 vending facility which is licensed by the department of workforce development and
23 operated by blind or visually impaired persons, or a commercial enterprise exempted
24 from this subsection by an agreement under s. 84.01 (30) (g), shall be authorized or

1 conducted within or on property acquired for or designated as a controlled-access
2 highway.

3 **SECTION 1821.** 84.30 (2m) of the statutes is created to read:

4 **84.30 (2m)** CONDITIONAL USES AND SPECIAL EXCEPTIONS NOT CONSIDERED. No uses
5 of real property that are authorized by special zoning permission, including uses by
6 conditional use, special exception, zoning variance or conditional permit, may be
7 considered when determining whether the area is a business area.

8 **SECTION 1822.** 84.30 (3) (c) (intro.) of the statutes is amended to read:

9 **84.30 (3) (c) (intro.)** Signs advertising activities conducted on the property on
10 which they are located if such on-property signs comply with applicable federal law
11 and the June 1961 agreement between the department and the federal highway
12 administrator relative to control of advertising adjacent to interstate highways.
13 ~~Additionally, any such sign located outside the incorporated area of a city or village~~
14 ~~shall comply with the following criteria~~ No on-property sign may be erected in a
15 location where it constitutes a traffic hazard. If the department issues permits for
16 outdoor advertising signs, the department is not required to issue permits for
17 on-property signs that conform to the requirements of this paragraph. On-property
18 signs may be illuminated, subject to the following restrictions:

19 **SECTION 1823.** 84.30 (3) (c) 1. to 3. of the statutes are repealed and recreated
20 to read:

21 **84.30 (3) (c) 1.** Signs which contain, include or are illuminated by any flashing,
22 intermittent or moving light or lights are prohibited, except electronic signs
23 permitted by rule of the department.

24 **2.** Signs which are not effectively shielded as to prevent beams or rays of light
25 from being directed at any portion of the traveled ways of the interstate or

1 federal-aid primary highway and which are of such intensity or brilliance as to cause
2 glare or to impair the vision of the driver of any motor vehicle, or which otherwise
3 interfere with any driver's operation of a motor vehicle, are prohibited.

4 3. No sign may be so illuminated that it interferes with the effectiveness of or
5 obscures an official traffic sign, device or signal.

6 **SECTION 1824.** 84.30 (3) (c) 5. of the statutes is repealed.

7 **SECTION 1824f.** 84.30 (10m) of the statutes is created to read:

8 **84.30 (10m)** ANNUAL PERMIT FEE REQUIREMENT. The department may
9 promulgate a rule requiring persons specified in the rule to pay annual permit fees
10 for signs. If the department establishes an annual permit fee under this subsection,
11 failure to pay the fee within 2 months after the date on which payment is due is
12 evidence that the sign has been abandoned for the purposes of s. TRANS 201.10 (2)
13 (f), Wis. Adm. Code.

14 **SECTION 1825.** 84.59 (2) of the statutes is amended to read:

15 **84.59 (2)** The department may, under s. ~~18.56 (5) and (9) (j)~~ 18.561 or 18.562,
16 deposit in a separate and distinct fund outside the state treasury, in an account
17 maintained by a trustee, revenues derived under s. 341.25. The revenues deposited
18 are the trustee's revenues in accordance with the agreement between this state and
19 the trustee or in accordance with the resolution pledging the revenues to the
20 repayment of revenue obligations issued under this section.

21 **SECTION 1826.** 84.59 (6) of the statutes is amended to read:

22 **84.59 (6)** ~~Revenue obligations may be contracted by the~~ The building
23 commission may contract revenue obligations when it reasonably appears to the
24 building commission that all obligations incurred under this section can be fully paid
25 from moneys received or anticipated and pledged to be received on a timely basis.

1 Revenue Except as provided in this subsection, the principal amount of revenue
2 obligations issued under this section shall ~~may~~ not exceed \$1,348,058,900 in
3 principal amount, excluding obligations issued to refund outstanding revenue
4 obligations. — Not more than \$1,255,499,900 of the \$1,348,058,900 may
5 \$1,440,665,900 and may be used for transportation facilities under s. 84.01 (28) and
6 major highway projects under ss. 84.06 and 84.09. In addition to the foregoing limit
7 on principal amount, the building commission may contract revenue obligations
8 under this section as the building commission determines is desirable to refund
9 outstanding revenue obligations contracted under this section and to pay expenses
10 associated with revenue obligations contracted under this section.

11 **SECTION 1828m.** 85.021 of the statutes is created to read:

12 **85.021 Long-range transportation plans. (1)** In this section, “long-range
13 transportation plan” means a plan for the development or maintenance of airports,
14 highways, bicycle and pedestrian facilities, railroads, railroad facilities, harbor
15 facilities, harbors or mass transit systems that covers a time period of more than 6
16 years.

17 **(2)** If the department proposes to adopt a long-range transportation plan the
18 secretary shall, prior to the department’s adoption of the plan, submit the plan to the
19 joint committee on finance. If the cochairpersons of the committee do not notify the
20 department within 14 working days after the date of the department’s submittal that
21 the committee has scheduled a meeting for the purpose of reviewing the plan, the
22 department may adopt the plan. If, within 14 working days after the date of the
23 department’s submittal, the cochairpersons of the committee notify the department
24 that the committee has scheduled a meeting for the purpose of reviewing the plan,
25 the department may adopt the plan only upon approval of the committee. If the

1 committee directs the department to reconsider parts of the plan, the department
2 may adopt the plan only after reconsidering the plan, resubmitting a revised plan to
3 the committee and receiving the committee's approval.

4 **SECTION 1830.** 85.024 (2) of the statutes is amended to read:

5 85.024 (2) The department shall administer a bicycle and pedestrian facilities
6 program to award grants of assistance to political subdivisions for the planning,
7 development or construction of bicycle and pedestrian facilities. ~~Annually, the~~ The
8 department shall award from the appropriation under s. 20.395 (2) (nx) grants to
9 political subdivisions under this section. A political subdivision that is awarded a
10 grant under this section shall contribute matching funds equal to at least 25% of the
11 amount awarded under this section. ~~The department shall select grant recipients~~
12 ~~annually beginning in 1994 from applications submitted to the department on or~~
13 ~~before April 1 of each year.~~

14 **SECTION 1830g.** 85.026 (2) of the statutes is amended to read:

15 85.026 (2) PROGRAM. The Subject to s. 85.61, the department may administer
16 a program to award grants of assistance to any political subdivision or state agency,
17 as defined in s. 20.001 (1), for transportation enhancement activities consistent with
18 federal regulations promulgated under 23 USC 133 (b) (8). The grants shall be
19 awarded from the appropriations under s. 20.395 (2) (nv) and (nx).

20 **SECTION 1830h.** 85.05 of the statutes is amended to read:

21 **85.05 Evaluation of proposed major highway projects.** The department
22 by rule shall establish a procedure for numerically evaluating projects considered for
23 enumeration under s. 84.013 (3) as a major highway project. The evaluation
24 procedure may include any criteria that the department considers relevant. The
25 rules shall establish a minimum score that a project shall meet or exceed when

1 evaluated under the procedure established under this section before the department
2 may recommend the project to the transportation projects commission for
3 consideration under s. 13.489 (4).

4 **SECTION 1830j.** 85.055 of the statutes is created to read:

5 **85.055 Passenger railroad station improvements. (1)** In this section,
6 “Local governmental unit” means a city, village, town or county or an agency or
7 subdivision of a city, village, town or county.

8 **(2)** The department shall administer a passenger railroad station
9 improvement grant program. From the appropriation under s. 20.395 (2) (ct), the
10 department shall award grants to local governmental units or private entities for the
11 construction or rehabilitation of passenger railroad stations along existing or
12 proposed rail passenger routes. The amount of a grant awarded under this section
13 shall be limited to an amount equal to 33% of the cost of the project or \$60,000,
14 whichever is less.

15 **(3)** The department may not award a grant under this section to a public entity
16 unless the governing body of the city, town, village or county has adopted a resolution
17 supporting the proposed project.

18 **(4)** The department shall promulgate rules to administer the program.

19 **SECTION 1830p.** 85.07 (7) of the statutes is renumbered 85.07 (7) (a).

20 **SECTION 1830q.** 85.07 (7) (b) of the statutes is created to read:

21 85.07 **(7)** (b) When evaluating and selecting proposed hazard elimination
22 projects to be funded using federal funds available under 23 USC 152, the
23 department shall consider the reduction in motor vehicle accidents that will result
24 from the proposed projects, except that, if a proposed project will reduce the response
25 time of emergency vehicles, the department shall consider both the reduction in

1 motor vehicle accidents that will result from the proposed project and the public
2 safety benefits that will result from a reduction in the response time of emergency
3 vehicles.

4 **SECTION 1832.** 85.12 (3) of the statutes is created to read:

5 85.12 (3) The department may contract with any local governmental unit, as
6 defined in s. 16.97 (7), to provide that local governmental unit with services under
7 this section.

8 **SECTION 1834.** 85.20 (1) (g) of the statutes is amended to read:

9 85.20 (1) (g) “Operating expenses” mean costs accruing to an urban mass
10 transit system by virtue of its operations, including costs to subsidize fares paid by
11 disabled persons for transportation within the urban area of the eligible applicant,
12 and, for eligible applicants receiving aid under sub. (4m) (a) 7. or 8., maintenance.

13 For a publicly owned system, operating expenses do not include profit, return on
14 investment or depreciation as costs. If a local public body contracts for the services
15 of a privately owned system on the basis of competitive bids, operating expenses may
16 include as costs depreciation on the facilities and equipment that the privately
17 owned system acquired without benefit of public financial assistance, profit and
18 return on investment. If a local public body contracts for the services of a privately
19 owned system on the basis of negotiated procurement, operating expenses may
20 include as costs depreciation on the facilities and equipment that the privately
21 owned system acquired without benefit of public financial assistance. In an urban
22 area which is served exclusively by shared-ride taxicab systems, operating expenses
23 may include costs to subsidize reasonable fares paid by all users for transportation
24 within the urban area of the eligible applicant.

25 **SECTION 1836m.** 85.20 (4m) (a) (intro.) of the statutes is amended to read:

1 85.20 (4m) (a) (intro.) ~~An amount shall be allocated~~ The department shall pay
2 annually to the eligible applicant described in subd. 6. cm. the amount of aid specified
3 in subd. 6. cm. The department shall pay annually to the eligible applicant described
4 in subd. 6. d. the amount of aid specified in subd. 6. d. The department shall allocate
5 an amount to each eligible applicant described in subd. 7. or 8. to ensure that the sum
6 of state and federal aids for the ~~projected~~ operating expenses of each eligible
7 applicant's urban mass transit system is equal to a uniform percentage, established
8 by the department, of the ~~projected~~ operating expenses of the mass transit system
9 for the calendar year. For calendar year 1999, the operating expenses used to
10 establish the uniform percentage shall be the projected operating expenses of an
11 urban mass transit system. Subject to sub. (4r), for calendar year 2000 and
12 thereafter the operating expenses used to establish the uniform percentage shall be
13 the operating expenses incurred during the 2nd calendar year preceding the
14 calendar year for which aid is paid under this section. The department shall make
15 allocations as follows:

16 **SECTION 1837.** 85.20 (4m) (a) 1., 2., 3., 4. and 5. of the statutes are repealed.

17 **SECTION 1837m.** 85.20 (4m) (a) 6. a. of the statutes is amended to read:

18 85.20 (4m) (a) 6. a. From the appropriation under s. 20.395 (1) (hq), the uniform
19 percentage for each eligible applicant in an urban area served by an urban mass
20 transit system with annual operating expenses in excess of \$20,000,000. This subd.
21 6. a. does not apply to aid payable for calendar year 2000 or thereafter.

22 **SECTION 1838.** 85.20 (4m) (a) 6. b. of the statutes is amended to read:

23 85.20 (4m) (a) 6. b. For the purpose of making allocations under subd. 6. a., the
24 amounts amount for aids are \$60,984,900 in calendar year 1998 and is \$63,119,300
25 in calendar year 1999 and thereafter. ~~These amounts,~~ This amount, to the extent

1 practicable, shall be used to determine the uniform percentage in the particular
2 calendar year 1999. This subd. 6. b. does not apply to aid payable for calendar year
3 2000 or thereafter.

4 **SECTION 1839mm.** 85.20 (4m) (a) 6. cm. of the statutes is created to read:

5 85.20 (4m) (a) 6. cm. Beginning with aid payable for calendar year 2000, from
6 the appropriation under s. 20.395 (1) (ht), the department shall pay \$53,555,600 to
7 the eligible applicant that pays the local contribution required under par. (b) 1. for
8 an urban mass transit system that has annual operating expenses in excess of
9 \$80,000,000. If the eligible applicant that receives aid under this subd. 6. cm. is
10 served by more than one urban mass transit system, the eligible applicant may
11 allocate the aid between the urban mass transit systems in any manner the eligible
12 applicant considers desirable.

13 **SECTION 1839mr.** 85.20 (4m) (a) 6. d. of the statutes is created to read:

14 85.20 (4m) (a) 6. d. Beginning with aid payable for calendar year 2000, from
15 the appropriation under s. 20.395 (1) (hu), the department shall pay \$14,297,600 to
16 the eligible applicant that pays the local contribution required under par. (b) 1. for
17 an urban mass transit system that has annual operating expenses in excess of
18 \$20,000,000 but less than \$80,000,000. If the eligible applicant that receives aid
19 under this subd. 6. d. is served by more than one urban mass transit system, the
20 eligible applicant may allocate the aid between the urban mass transit systems in
21 any manner the eligible applicant considers desirable.

22 **SECTION 1841.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

23 85.20 (4m) (a) 7. b. For the purpose of making allocations under subd. 7. a., the
24 amounts for aids are ~~\$17,799,600 in calendar year 1998 and \$18,422,500 in calendar~~
25 year 1999 and \$19,804,200 in calendar year 2000 and thereafter. These amounts,

1 to the extent practicable, shall be used to determine the uniform percentage in the
2 particular calendar year.

3 **SECTION 1844.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

4 85.20 (4m) (a) 8. b. For the purpose of making allocations under subd. 8. a., the
5 amounts for aids are \$4,807,600 ~~in calendar year 1998~~ and \$4,975,900 in calendar
6 year 1999 and \$5,349,100 in calendar year 2000 and thereafter. These amounts, to
7 the extent practicable, shall be used to determine the uniform percentage in the
8 particular calendar year.

9 **SECTION 1847m.** 85.20 (4r) of the statutes is created to read:

10 85.20 (4r) EXPANSION OF SERVICE. An eligible applicant that receives aid under
11 sub. (4m) (a) 7. or 8. shall notify the department if the eligible applicant anticipates
12 receiving new or expanded services provided by an urban mass transit system in a
13 manner that will increase operating expenses. The eligible applicant shall provide
14 the notice during the calendar year preceding the calendar year in which the new or
15 expanded services will first be provided. The notice shall include an estimate of the
16 projected annual operating expenses of the new or expanded services. The
17 department may modify the projected annual operating expenses to an amount that
18 the department considers reasonable. The department shall adjust the projected
19 annual operating expenses for inflation and, for each calendar year for which actual
20 operating costs of the new or expanded services are not known, shall add the adjusted
21 projected annual operating expenses to the operating expenses used to determine the
22 uniform percentage under sub. (4m) (a) (intro.).

23 **SECTION 1847q.** 85.20 (4s) of the statutes, as affected by 1997 Wisconsin Act
24 27, is amended to read:

1 **85.20 (4s)** PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed
2 between the department and eligible applicants under this section shall provide that
3 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the
4 state’s fiscal year shall be provided from the following fiscal year’s appropriation
5 under s. 20.395 (1) (hq), (hr) ~~or~~, (hs), (ht) or (hu).

6 **SECTION 1848.** 85.20 (6) (c) of the statutes is created to read:

7 **85.20 (6) (c)** Disclose to the department the amount of federal aid over which
8 the eligible applicant has spending discretion and that the eligible applicant intends
9 to apply towards operating expenses for a calendar year. This paragraph applies only
10 to an eligible applicant that receives aid under sub. (4m) (a) 7. or 8.

11 **SECTION 1849g.** 85.20 (7) (c) of the statutes is created to read:

12 **85.20 (7) (c)** Beginning with contracts for aid payable for calendar year 2000,
13 the department may not enter into a contract for payment of state aids under sub.
14 (4m) unless the rules promulgated under this subsection are in effect and unless the
15 contract requires the urban mass transit system to comply with those rules as a
16 condition of receiving aid under sub. (4m).

17 **SECTION 1850.** 85.22 (2) (am) (intro.) of the statutes is amended to read:

18 **85.22 (2) (am) (intro.)** “Eligible applicant” means any applicant that meets
19 eligibility requirements for federal assistance under 49 USC ~~1612 (b) (2)~~ 5310 (a) and
20 is one of the following:

21 **SECTION 1851.** 85.22 (4) of the statutes is renumbered 85.22 (4) (a) (intro.) and
22 amended to read:

23 **85.22 (4) (a) (intro.)** Commencing with the highest ranked application and to
24 the extent that state moneys are available, the department shall offer to each eligible

1 applicant an amount of state aid such that the sum of federal and state aid received
2 by an applicant does not exceed 80% any of the following:

3 1. The percentage, specified by the department by rule, of the estimated capital
4 project costs.

5 (b) State aids available under this section shall not be available for operating
6 purposes.

7 **SECTION 1852.** 85.22 (4) (a) 2. of the statutes is created to read:

8 85.22 (4) (a) 2. For the specific type or category of capital equipment for which
9 aid is paid, the percentage of the estimated capital costs that are eligible for federal
10 aid.

11 **SECTION 1852m.** 85.32 of the statutes is created to read:

12 **85.32 Statewide trauma care system transfer.** Beginning July 1, 2000,
13 and annually thereafter, the secretary shall transfer \$80,000 from the appropriation
14 under s. 20.395 (5) (dq) to the appropriation under s. 20.435 (1) (kx) for the purposes
15 of the statewide trauma care system under s. 146.56.

16 **SECTION 1853.** 85.50 of the statutes is repealed.

17 **SECTION 1854.** 85.515 of the statutes, as created by 1997 Wisconsin Act 84, is
18 amended to read:

19 **85.515 Implementation of 1997 Wisconsin Act 84.** If the secretary
20 determines that the changes to the department's computerized information systems
21 made necessary by 1997 Wisconsin Act 84 will be operational before May 1, 2000
22 2001, the secretary shall publish a notice in the Wisconsin Administrative Register
23 that states the date on which the changes to the department's computerized
24 information system will begin operating, and that the clearly states which portion

1 of revisions to the operator's license suspension and revocation law made by 1997
2 Wisconsin Act 84 will become effective on that date.

3 **SECTION 1854m.** 85.52 (3) (a) of the statutes is amended to read:

4 85.52 (3) (a) The Subject to s. 85.61, the department shall administer a
5 transportation infrastructure loan program to make loans, and to provide other
6 assistance, to eligible applicants for highway projects or transit capital projects. The
7 department of transportation may not make a loan or provide other assistance under
8 the program unless the secretary of administration approves of the loan or other
9 assistance and determines that the amounts in the fund, together with anticipated
10 receipts, will be sufficient to fully pay principal and interest costs incurred on the
11 revenue obligations issued under sub. (5). Loans or other assistance under the
12 program for highway projects shall be credited to the highway account. Loans or
13 other assistance under the program for transit capital projects shall be credited to
14 the transit account.

15 **SECTION 1855.** 85.52 (5) (c) of the statutes is amended to read:

16 85.52 (5) (c) The department of administration may, under s. ~~18.56 (5) and (9)~~
17 ~~(j)~~ 18.561 or 18.562, deposit in a separate and distinct fund in the state treasury or
18 in an account maintained by a trustee outside the state treasury, any portion of the
19 revenues derived under s. 25.405 (2). The revenues deposited with a trustee outside
20 the state treasury are the trustee's revenues in accordance with the agreement
21 between this state and the trustee or in accordance with the resolution pledging the
22 revenues to the repayment of revenue obligations issued under this subsection.

23 **SECTION 1855g.** 85.53 (3) of the statutes is amended to read:

24 85.53 (3) Grants under this section shall be paid from the appropriation under
25 s. 20.395 (5) (jr) The amount of a grant may not exceed 80% of the amount expended

1 by an eligible applicant for services related to the program. ~~The total amount of~~
2 ~~grants awarded under this section may not exceed \$500,000.~~

3 **SECTION 1855L.** 85.61 of the statutes is created to read:

4 **85.61 Programs to assist brownfields redevelopment.** The department
5 shall promote the following programs in a manner that ensures that the programs
6 assist the restoration of the environment and the redevelopment of brownfields, as
7 defined in s. 560.60 (1v), to the greatest extent possible:

8 (1) Activities funded from the appropriation under s. 20.395 (2) (fv) or (fx).

9 (2) Transportation facilities economic assistance and development under s.
10 84.185.

11 (3) The transportation enhancement activities program under s. 85.026, if the
12 department administers such a program.

13 (4) The transportation infrastructure loan program under s. 85.52.

14 **SECTION 1855p.** 86.19 (1) of the statutes is amended to read:

15 86.19 (1) Except as provided in sub. (1m) or s. 84.01 (30) (g), no sign shall be
16 placed within the limits of any street or highway except such as are necessary for the
17 guidance or warning of traffic or as provided by ss. 60.23 (17m) and 66.046. The
18 authorities charged with the maintenance of streets or highways shall cause the
19 removal therefrom and the disposal of all other signs.

20 **SECTION 1855r.** 86.19 (1r) of the statutes is created to read:

21 86.19 (1r) Notwithstanding sub. (1), the department shall erect and maintain
22 directional signs along I 43 for America's Black Holocaust Museum in Milwaukee
23 County. The department may not charge any fee related to any sign erected and
24 maintained under this subsection.

25 **SECTION 1856.** 86.30 (2) (a) 1. of the statutes is amended to read:

1 86.30 (2) (a) 1. Except as provided in pars. (b), (d) and (dm), sub. (10) and s.
2 86.303, the amount of transportation aids payable by the department to each county
3 shall be the aids amount calculated under subd. 2. and to each municipality shall be
4 the aids amount calculated under subd. 2. or 3., whichever is greater. If the amounts
5 calculated for a municipality under subd. 2. or 3. are the same, transportation aids
6 to that municipality shall be paid under subd. 2.

7 **SECTION 1857.** 86.30 (2) (a) 3. f. of the statutes is repealed.

8 **SECTION 1858.** 86.30 (2) (a) 3. g. of the statutes is amended to read:

9 86.30 (2) (a) 3. g. In calendar year years 1998 and thereafter 1999, \$1,596.

10 **SECTION 1859.** 86.30 (2) (a) 3. h. of the statutes is created to read:

11 86.30 (2) (a) 3. h. In calendar year 2000, \$1,692.

12 **SECTION 1859m.** 86.30 (2) (a) 3. i. of the statutes is created to read:

13 86.30 (2) (a) 3. i. In calendar year 2001 and thereafter, \$1,709.

14 **SECTION 1862.** 86.30 (9) (b) of the statutes is amended to read:

15 86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),
16 the amounts for aids to counties are ~~\$70,644,200 in calendar year 1997 and~~
17 \$78,744,300 in calendar year years 1998 and 1999, \$83,469,000 in calendar year
18 2000 and \$84,303,700 in calendar year 2001 and thereafter. These amounts, to the
19 extent practicable, shall be used to determine the statewide county average
20 cost-sharing percentage in the particular calendar year.

21 **SECTION 1863.** 86.30 (9) (c) of the statutes is amended to read:

22 86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),
23 the amounts for aids to municipalities are ~~\$222,255,300 in calendar year 1997 and~~
24 \$247,739,100 in calendar year years 1998 and 1999, \$262,603,400 in calendar year
25 2000 and \$265,229,400 in calendar year 2001 and thereafter. These amounts, to the

1 extent practicable, shall be used to determine the statewide municipal average
2 cost-sharing percentage in the particular calendar year.

3 **SECTION 1863m.** 86.30 (10) of the statutes is created to read:

4 **86.30 (10)** AID PAYMENTS FOR CALENDAR YEARS 2000 AND 2001. (a) 1. For calendar
5 years 2000 and 2001, the department shall determine the percentage change
6 between the amount of moneys appropriated for distribution under this section to
7 counties for those years and the amount of moneys appropriated for distribution
8 under this section to counties for the preceding calendar year.

9 2. Notwithstanding sub. (2) (a), (b) and (d) and s. 86.303 (5) (e), (f), (h) and (i),
10 the amount of aid payable to each county in calendar years 2000 and 2001 shall be
11 the amount paid to that county for the preceding calendar year, plus an amount equal
12 to the percentage determined under subd. 1. of the amount paid to the county for the
13 preceding calendar year.

14 (b) 1. For calendar years 2000 and 2001, the department shall determine the
15 percentage change between the amount of moneys appropriated for distribution
16 under this section to municipalities for those years and the amount of moneys
17 appropriated for distribution under this section to municipalities for the preceding
18 calendar year.

19 2. Notwithstanding sub. (2) (a), (b) and (d) and s. 86.303 (5) (e), (f), (h) and (i),
20 the amount of aid payable to each municipality in calendar years 2000 and 2001 shall
21 be the amount paid to that municipality for the preceding calendar year, plus an
22 amount equal to the percentage determined under subd. 1. of the amount paid to the
23 municipality for the preceding calendar year.

24 **SECTION 1864.** 86.302 (title) of the statutes is repealed and recreated to read:

25 **86.302 (title) Local roads; inventory.**

1 **SECTION 1865.** 86.302 (1) of the statutes is renumbered 86.302 (1g) and
2 amended to read:

3 86.302 **(1g)** Except as provided in sub. (1m), beginning on January 1, 2001, the
4 board of every town, village and county, and the governing body of every city, shall
5 file with the department ~~and with the county clerk~~ not later than December 15 of
6 every ~~odd-numbered~~ year, a certified plat of such ~~town, village, city~~ the municipality
7 or county showing the roads and streets highways under their its jurisdiction and the
8 mileage thereof to be open and used for travel as of the succeeding January 1, ~~which~~
9 ~~may be used by the.~~ The department may use the plats in making computations of
10 transportation aids. One-half of the mileage of roads ~~or streets~~ highways on
11 boundary lines shall be considered as lying in each ~~town, village, city~~ municipality
12 or county.

13 **SECTION 1866.** 86.302 (1d) of the statutes is created to read:

14 86.302 **(1d)** (a) “Highway” has the meaning given in s. 340.01 (22).

15 (b) “Municipality” means a city, village or town.

16 **SECTION 1867.** 86.302 (1m) (a) of the statutes is renumbered 86.302 (1m) (a)
17 1. and amended to read:

18 86.302 **(1m)** (a) 1. ~~The board of a town, village or county and the governing body~~
19 ~~of a city need not file a certified plat under sub. (1) if the town, village,~~ In lieu of filing
20 a certified plat under sub. (1g), if a municipality or county or city has not added or
21 deleted jurisdictional mileage since filing its last preceding certified plat under sub.
22 ~~(1) (1g), its board or governing body may file a certified statement to that effect with~~
23 the department.

24 **SECTION 1868.** 86.302 (1m) (a) 2. of the statutes is created to read:

1 86.302 (1m) (a) 2. Notwithstanding subd. 1., the department may require every
2 municipality and county to file a certified plat under sub. (1g) with the department
3 in the year after the year in which a federal decennial census is conducted.

4 **SECTION 1869.** 86.302 (1m) (b) of the statutes is amended to read:

5 86.302 (1m) (b) Upon incorporation of a village or city, the board of the village
6 and the governing body of the city shall file with the department ~~and with the county~~
7 ~~clerk~~ a certified plat of the village or city showing the roads and streets highways
8 under its jurisdiction and the mileage thereof to be open and used for travel as of the
9 date of incorporation, which may be used by the department in making computations
10 of transportation aids. One-half of the mileage of roads or streets highways on
11 boundary lines shall be considered as lying in the village or city.

12 **SECTION 1870.** 86.302 (2) of the statutes is amended to read:

13 86.302 (2) The department shall assess the accuracy of mileage reported by
14 municipalities and counties and may use field investigations to verify a portion of the
15 mileage constituting a valid random sample or such specialized sample as the
16 department considers appropriate. The department shall cooperate with and
17 provide assistance to local units of government in their jurisdictional mileage
18 determination efforts. ~~The department shall inventory and verify all road mileage~~
19 ~~in a county or municipality once every 10 years.~~

20 **SECTION 1871.** 86.302 (3) of the statutes is amended to read:

21 86.302 (3) For the purposes of transportation aid determinations under s.
22 86.30, the department shall use changes in the road highway mileage of a city,
23 municipality or county, town or village indicated on the certified plat filed under sub.
24 ~~(1) shall be used by the department (1g) in making computations of transportation~~
25 aids to be paid beginning in the ~~next odd-numbered~~ 2nd year following the

1 ~~odd-numbered~~ year in which the certified plat is filed. The department shall
2 consider the following factors shall be considered by the department:

3 (a) New ~~roads~~ highways.

4 (b) Abandoned ~~roads~~ highways.

5 (c) Changes in jurisdictional mileage responsibilities for existing ~~roads~~
6 highways.

7 **SECTION 1872.** 86.303 (4) (b) of the statutes is amended to read:

8 86.303 (4) (b) In the case of municipalities formed within the previous 6 years,
9 the information needed for the determinations under this section shall be calculated
10 as follows: for those years for which the necessary data does not exist, the data for
11 the new municipality and the municipality from which it was formed shall be
12 combined and the sum shall be apportioned to each municipality in proportion to the
13 total mileage of ~~roads and streets~~ highways under their respective jurisdictions. In
14 making these calculations, the department shall use the certified plats filed under
15 s. 86.302 (1) (1g).

16 **SECTION 1873.** 86.303 (6) (c) (intro.) of the statutes is amended to read:

17 86.303 (6) (c) (intro.) The following other costs to the extent ~~to which~~ they are
18 highway related are reportable:

19 **SECTION 1874.** 86.303 (6) (c) 4. of the statutes is amended to read:

20 86.303 (6) (c) 4. ~~Traffic police and street~~ Street lighting costs.

21 **SECTION 1875.** 86.303 (6) (cm) of the statutes is created to read:

22 86.303 (6) (cm) Some portion of law enforcement costs determined by the
23 department, in consultation with the representatives appointed under sub. (5) (am),
24 may be reported as eligible cost items. The department may establish different
25 portions under this paragraph for different classes of counties or municipalities.

1 **SECTION 1875f.** 86.31 (3m) of the statutes is amended to read:

2 **86.31 (3m) TOWN ROAD IMPROVEMENTS.** From the appropriation under s. 20.395
3 (2) (fr), the department shall allocate \$1,500,000 in fiscal year 1999–2000 and
4 \$500,000 in each following fiscal year to fund town road improvements with eligible
5 costs totaling \$100,000 or more. The funding of improvements under this subsection
6 is in addition to the allocation of funds for entitlements under sub. (3).

7 **SECTION 1877.** 88.15 of the statutes is created to read:

8 **88.15 Drainage board grants. (1)** From the appropriation under s. 20.115
9 (7) (d), the department of agriculture, trade and consumer protection shall make
10 grants to boards to assist boards to comply with this chapter and rules promulgated
11 under this chapter. A grant under this section may not exceed 40% of the costs
12 incurred by the board to comply with this chapter and rules promulgated under this
13 chapter.

14 **(2)** The department of agriculture, trade and consumer protection shall
15 promulgate rules for the administration of the program under this section.

16 **(3)** The department of agriculture, trade and consumer protection may not
17 make grants under this section after June 30, 2004.

18 **SECTION 1909p.** 92.07 (2) of the statutes is amended to read:

19 **92.07 (2) STANDARDS.** Each land conservation committee may develop and
20 adopt standards and specifications for management practices to control erosion,
21 sedimentation and nonpoint source water pollution. The standards and
22 specifications for agricultural facilities and practices that are constructed or begun
23 on or after October 14, 1997, and, if cost-sharing is available to the owner or operator
24 under s. 92.14, ~~281.16(5)~~ or 281.65 or from any other source, for agricultural facilities
25 and practices that are constructed or begun before that date shall be consistent with

1 the performance standards, prohibitions, conservation practices and technical
2 standards under s. 281.16 (3). The land conservation committee shall use the rules
3 promulgated under s. 281.16 (3) (e) to determine whether cost-sharing is available.

4 **SECTION 1909w.** 92.08 of the statutes is repealed.

5 **SECTION 1910e.** 92.10 (3) of the statutes is repealed.

6 **SECTION 1910h.** 92.10 (4) (c) of the statutes is amended to read:

7 92.10 (4) (c) *Plan assistance.* The department shall assist land conservation
8 committees in preparing land and water resource management plans. ~~The~~
9 ~~department may allocate funds appropriated under s. 20.115 (7) (c) to land~~
10 ~~conservation committees in identified priority counties to cover up to 50% of the cost~~
11 ~~of preparing land and water resource management plans.~~

12 **SECTION 1913b.** 92.10 (6) (a) of the statutes is repealed and recreated to read:

13 92.10 (6) (a) *Plan preparation.* A land conservation committee shall prepare
14 a land and water resource management plan that, at a minimum, does all of the
15 following:

16 1. Includes an assessment of water quality and soil erosion conditions
17 throughout the county, including any assessment available from the department of
18 natural resources.

19 2. Specifies water quality objectives for each water basin, priority watershed,
20 as defined in s. 281.65 (2) (c), and priority lake, as defined in s. 281.65 (2) (be).

21 3. Identifies the best management practices to achieve the objectives under
22 subd. 2. and to achieve the tolerable erosion level under s. 92.04 (2) (i).

23 4. Identifies applicable performance standards and prohibitions related to the
24 control of pollution from nonpoint sources, as defined in s. 281.65 (2) (b), and to soil

1 erosion control, including those under this chapter and chs. 281 and 283 and ss.
2 59.692 and 59.693.

3 5. Includes a multiyear description of planned county activities, and priorities
4 for those activities, related to land and water resources, including those designed to
5 meet the objectives specified under subd. 2. and to ensure compliance with the
6 standards and prohibitions identified under subd. 4.

7 6. Describes a system to monitor the progress of activities described in the plan.

8 7. Includes a strategy to provide information and education related to soil and
9 water resource management.

10 8. Describes methods for coordinating activities described in the plan with
11 programs of other local, state and federal agencies.

12 **SECTION 1913m.** 92.10 (8) of the statutes is created to read:

13 92.10 (8) DUTIES OF THE DEPARTMENT OF NATURAL RESOURCES. The department
14 of natural resources shall provide counties with assistance in land and water
15 resource management planning, including providing available water quality data
16 and information, providing training and support for water resource assessments and
17 appraisals and providing related program information.

18 **SECTION 1915b.** 92.105 (1) of the statutes is amended to read:

19 92.105 (1) ESTABLISHMENT. A land conservation committee shall establish soil
20 and water conservation standards. The standards and specifications for agricultural
21 facilities and practices that are constructed or begun on or after October 14, 1997,
22 and, if cost-sharing is available to the farmer under s. 92.14, ~~281.16 (5)~~ or 281.65 or
23 from any other source, for agricultural facilities and practices that are constructed
24 or begun before that date shall be consistent with the performance standards,

1 prohibitions, conservation practices and technical standards under s. 281.16 (3). It
2 shall submit these standards to the board for review.

3 **SECTION 1922w.** 92.14 (2) (c) of the statutes is amended to read:

4 92.14 (2) (c) Providing statewide financial and technical assistance for land
5 and water conservation activities at the county level.

6 **SECTION 1922y.** 92.14 (2) (j) of the statutes is amended to read:

7 92.14 (2) (j) Enhancing the administration and coordination of state nonpoint
8 source water pollution abatement activities by the department and the department
9 of natural resources, including providing a single process for grant application,
10 funding allocation, reporting and evaluation.

11 **SECTION 1923w.** 92.14 (3) (intro.) of the statutes is amended to read:

12 92.14 (3) BASIC ALLOCATIONS TO COUNTIES. (intro.) To help counties meet
13 ~~administrative and technical operating costs in fund~~ their land and water
14 conservation activities, the department shall award grants an annual grant from the
15 appropriation under s. 20.115 (7) (c) or (qd) or s. 20.866 (2) (we) to any county land
16 conservation committee ~~which that~~ has a ~~workload allocation~~ land and water
17 resource management plan approved by the department under s. ~~92.08 (2)~~ 92.10 (4)
18 (d), and ~~which that~~, by county board action, has resolved to ~~match any moneys~~
19 ~~granted under this subsection with an equal amount of county moneys~~ provide any
20 matching funds required under sub. (5g). The county ~~shall~~ may use the grant for
21 county land and water resource management planning and for any of the following
22 purposes, consistent with the approved land and water resource management plan:

23 (a) County land conservation personnel to administer and implement activities
24 directly related to any of the following:

1 **SECTION 1924b.** 92.14 (3) (a) and (b) of the statutes are renumbered 92.14 (3)
2 (a) 1. and 2.

3 **SECTION 1924c.** 92.14 (3) (c) of the statutes is repealed.

4 **SECTION 1924d.** 92.14 (3) (d) and (e) of the statutes are renumbered 92.14 (3)
5 (a) 4. and 5.

6 **SECTION 1924f.** 92.14 (3) (f) of the statutes is created to read:

7 92.14 (3) (f) Training required under s. 92.18 or any other training necessary
8 to prepare personnel to perform job duties related to this section or s. 281.65.

9 **SECTION 1924h.** 92.14 (3) (g) of the statutes is created to read:

10 92.14 (3) (g) Technical assistance, education and training, ordinance
11 development or administration related to this chapter or s. 281.65.

12 **SECTION 1924m.** 92.14 (3m) (title) of the statutes is repealed.

13 **SECTION 1924n.** 92.14 (3m) of the statutes is renumbered 92.14 (3) (b), and
14 92.14 (3) (b) (intro.), as renumbered, is amended to read:

15 92.14 (3) (b) (intro.) ~~From the appropriation under s. 20.115 (7) (c) or (qd) or~~
16 ~~20.866 (2) (we), the department shall award grants to counties or Grants to farmers~~
17 for implementing best management practices required under a shoreland
18 management ordinance enacted under s. 92.17, including reimbursement for all of
19 the following:

20 **SECTION 1924q.** 92.14 (4) (intro.) of the statutes is repealed.

21 **SECTION 1924s.** 92.14 (4) (a) of the statutes is renumbered 92.14 (3) (c).

22 **SECTION 1925b.** 92.14 (4) (b) of the statutes is renumbered 92.14 (3) (d).

23 **SECTION 1925e.** 92.14 (4) (c) of the statutes is renumbered 92.14 (3) (e) and
24 amended to read:

1 92.14 (3) (e) Construction of a facility or system related to animal waste
2 management by a farmer who has received a notice of discharge under ch. 283 or
3 management practices required under a notice to a farmer under s. 281.20 (3). ~~In~~
4 ~~awarding grants under this paragraph, the department shall give preference to~~
5 ~~farmers who have received a notice of discharge under s. 281.20 (3) or ch. 283. The~~
6 amount of a grant for management practices required under a notice to a farmer
7 under s. 281.20 (3) shall be based on the cost of the method of controlling nonpoint
8 source pollution ~~which~~ that the department determines to be the most cost-effective
9 and ~~may not exceed 70% of the total cost of that method. The department may issue~~
10 ~~grants directly to farmers under this paragraph.~~

11 **SECTION 1925g.** 92.14 (4m) of the statutes is repealed.

12 **SECTION 1925i.** 92.14 (4r) of the statutes is repealed.

13 **SECTION 1925k.** 92.14 (5) of the statutes is repealed.

14 **SECTION 1925m.** 92.14 (5g) of the statutes is created to read:

15 92.14 (5g) MATCHING FUNDS. If a grant under sub. (3) provides funding for
16 salary and fringe benefits for more than one county staff person, a county shall
17 provide matching funds equal to 30% of the cost of salary and fringe benefits for the
18 2nd staff person and 50% of the cost of salary and fringe benefits for any additional
19 staff persons for whom the grant provides funding.

20 **SECTION 1925p.** 92.14 (5r) of the statutes is created to read:

21 92.14 (5r) ANNUAL GRANT REQUEST. Every land conservation committee shall
22 prepare annually a grant request that describes the land and water resource staffing
23 needs and activities to be undertaken or funded by the county under this chapter and
24 ss. 281.65 and 281.66 and the funding needed for those purposes. The grant request

1 shall be consistent with the county's plan under s. 92.10. The land conservation
2 committee shall submit the grant request to the department.

3 **SECTION 1925r.** 92.14 (6) (a) of the statutes is repealed.

4 **SECTION 1925t.** 92.14 (6) (b) of the statutes is amended to read:

5 92.14 **(6)** (b) The department, ~~in cooperation with~~ and the department of
6 natural resources, shall prepare an annual grant allocation plan, ~~that is consistent~~
7 ~~with the spending levels approved under par. (a), identifying the amounts to be spent~~
8 ~~annually for land and water resource management projects to be funded~~ provided to
9 counties under this section and ~~the general purposes of those projects, which it shall~~
10 specify ss. 281.65 and 281.66. In the allocation plan, the departments shall attempt
11 to provide funding under this section for an average of 3 staff persons per county with
12 full funding for the first staff person, 70% funding for the 2nd staff person and 50%
13 funding for any additional staff persons and to provide an average of \$100,000 per
14 county for cost-sharing grants. The department shall submit that plan to the board.

15 **SECTION 1926b.** 92.14 (6) (c) of the statutes is repealed.

16 **SECTION 1926c.** 92.14 (6) (d) of the statutes is amended to read:

17 92.14 **(6)** (d) The board shall review the annual allocation plan submitted to
18 it under par. (b) and make recommendations to the department of agriculture, trade
19 and consumer protection and the department of natural resources on approval,
20 modification or disapproval of the plan. ~~The department shall review and approve~~
21 ~~or disapprove the plan and shall notify the board of the department's final action on~~
22 ~~the plan.~~

23 **SECTION 1926e.** 92.14 (6) (e) of the statutes is repealed.

24 **SECTION 1926f.** 92.14 (6) (f) of the statutes is repealed.

25 **SECTION 1926g.** 92.14 (6) (g) of the statutes is amended to read:

1 92.14 (6) (g) Every ~~project grant~~ awarded ~~a grant to a county~~ under this section
2 ~~and s. 281.65~~ shall be consistent with the plans under s. 92.15, 1985 stats., and under
3 this section and ss. ~~92.08~~, 92.10 and 281.65.

4 **SECTION 1926i.** 92.14 (6) (gm) of the statutes is created to read:

5 92.14 (6) (gm) A county may not provide cost-sharing funds using funds
6 provided under this section in an amount that exceeds 70% of the cost of a project,
7 except in cases of economic hardship, as defined by the department by rule.

8 **SECTION 1926j.** 92.14 (6) (h) 1. (intro.) of the statutes is amended to read:

9 92.14 (6) (h) 1. (intro.) ~~The department~~ A county may not make a grant under
10 ~~this section provide cost-sharing funds using funds provided under this section~~ for
11 the construction of any facility or system related to animal waste management
12 unless all of the following conditions are met:

13 **SECTION 1926k.** 92.14 (6) (h) 1. e. of the statutes is repealed.

14 **SECTION 1926m.** 92.14 (6) (h) 2. of the statutes is repealed.

15 **SECTION 1926p.** 92.14 (6) (h) 4. of the statutes is repealed.

16 **SECTION 1926q.** 92.14 (6) (i) 2. of the statutes is amended to read:

17 92.14 (6) (i) 2. Conduct all land management and pollutant management
18 activities in substantial accordance with the performance standards, prohibitions,
19 conservation practices and technical standards under s. 281.16 and with plans
20 approved under this section, under s. 92.15, 1985 stats., and under ss. ~~92.08~~, 92.10
21 and 281.65, or to repay the cost-sharing funds.

22 **SECTION 1926s.** 92.14 (6) (j) of the statutes is repealed.

23 **SECTION 1926t.** 92.14 (6) (L) of the statutes is amended to read:

24 92.14 (6) (L) ~~The department may make a~~ A county may provide cost-sharing
25 funds from a grant under this section to replace a structure or facility at a new

1 location, rather than to repair or reconstruct the structure or facility, if the relocation
2 reduces water pollution and replacement is cost-effective compared to repairing or
3 reconstructing the structure or facility.

4 **SECTION 1926u.** 92.14 (6) (m) of the statutes is created to read:

5 92.14 (6) (m) The department of agriculture, trade and consumer protection
6 and the department of natural resources shall assist counties in conducting the
7 activities for which grants under sub. (3) may be used.

8 **SECTION 1926v.** 92.14 (10) of the statutes is amended to read:

9 92.14 (10) TRAINING. ~~The county may use a grant under this section for training~~
10 ~~required under s. 92.18 or for any other training necessary to prepare personnel to~~
11 ~~perform job duties related to this section.~~ The department may contract with any
12 person for services to administer or implement this chapter, including information
13 and education and training.

14 **SECTION 1926w.** 92.14 (11) of the statutes is repealed.

15 **SECTION 1926x.** 92.14 (14) of the statutes is amended to read:

16 92.14 (14) APPLICATION, ALLOCATION, REPORTING AND EVALUATION FORMS. The
17 department, jointly with the department of natural resources, shall develop a single
18 set of grant application, reporting and evaluation forms for use by counties receiving
19 grants under this section and ~~s. ss. 281.65 and 281.66.~~ The department, jointly with
20 the department of natural resources, shall implement a single process for grant
21 application, funding allocation, reporting and evaluation for counties receiving
22 grants under this section and ss. 281.65 and 281.66.

23 **SECTION 1926y.** 92.14 (14m) of the statutes is created to read:

24 92.14 (14m) COORDINATION. The department of agriculture, trade and
25 consumer protection and the department of natural resources, jointly, shall review

1 applications from counties for grants under sub. (5r) and, for projects and activities
2 selected to receive funding shall determine whether to provide funding under this
3 section or under s. 281.65 or 281.66.

4 **SECTION 1926ye.** 92.15 (4) of the statutes is amended to read:

5 92.15 (4) A local governmental unit may not apply a regulation under sub. (2)
6 or (3) to a livestock operation that exists on October 14, 1997, unless the local
7 governmental unit determines, using the rules promulgated under s. 281.16 (3) (e),
8 that cost-sharing is available to the owner or operator of the livestock operation
9 under s. 92.14, ~~281.16 (5)~~ or 281.65 or from any other source.

10 **SECTION 1926ym.** 92.17 (2m) of the statutes is amended to read:

11 92.17 (2m) AUTHORITY TO ENFORCE ORDINANCE. A county, ~~city, village or town~~
12 may not enforce a shoreland management ordinance unless the county uses funds
13 have been appropriated provided under s. 92.14 (3) for grants for the purposes under
14 s. 92.14 (3m) (3) (b). A city, village or town may not enforce a shoreland management
15 ordinance unless the county in which the city, village or town is located uses funds
16 provided under s. 92.14 (3) for grants for the purposes under s. 92.14 (3) (b).

17 **SECTION 1926yr.** 92.18 (2m) of the statutes is created to read:

18 92.18 (2m) If a person is certified under this section to review plans for, or
19 conduct inspections of, a type of agricultural engineering practice at one of the levels
20 under sub. (2) (c), the department shall allow the person to review plans for, or
21 conduct inspections of, all types of agricultural engineering practices at that same
22 level without requiring any additional certification.

23 **SECTION 1927.** 93.06 (1n) of the statutes is created to read:

1 **93.06 (1n) ELECTRONIC PROCESSING.** (a) Accept and process by electronic means
2 applications and payments for licenses, permits, registrations and certificates that
3 are issued by the department.

4 (b) Accept and process by electronic means requests and payments for goods
5 and services that the department is authorized to provide.

6 (c) Promulgate rules specifying fees to cover the department's electronic
7 processing costs under pars. (a) and (b). The fees under this paragraph are in
8 addition to any other fees required to be paid to the department.

9 **SECTION 1928.** 93.06 (12) of the statutes is created to read:

10 **93.06 (12) FEDERAL DAIRY POLICY REFORM.** Provide assistance to organizations
11 to seek the reform of federal milk marketing orders and other federally authorized
12 dairy pricing policies for the benefit of milk producers in this state.

13 **SECTION 1929.** 93.06 (12) of the statutes, as created by 1999 Wisconsin Act ...
14 (this act), is repealed.

15 **SECTION 1930.** 93.06 (13) of the statutes is created to read:

16 **93.06 (13) PLANT PROTECTION AGREEMENTS.** Enter into cooperative agreements
17 with corporations, associations, foundations and individuals to carry out plant
18 protection activities under ch. 94.

19 **SECTION 1930j.** 93.07 (3) of the statutes is amended to read:

20 **93.07 (3) PROMOTION OF AGRICULTURE.** To promote the interests of agriculture,
21 dairying, horticulture, manufacturing, commercial fishing and the domestic arts and
22 to advertise Wisconsin and its dairy, food and agricultural products by conducting
23 campaigns of education throughout the United States and in foreign markets. Such
24 campaigns shall include the distribution of educational and advertising material
25 concerning Wisconsin and its plant, animal, food and dairy products. The

1 department shall coordinate efforts by the state to advertise and promote
2 agricultural products of this state, with the department of commerce where
3 appropriate. The department shall submit its request and plan for market
4 development program expenditures for each biennium with its biennial budget
5 request. The plan shall include the identification and priority of expenditures for
6 each market development program activity. In each fiscal year, the department shall
7 seek federal moneys for the promotion of exports of agricultural products in an
8 amount at least equal to \$130,000 plus the amount of federal moneys received for this
9 purpose in fiscal year 1998–99.

10 **SECTION 1932.** 93.135 (1) (b) of the statutes is amended to read:

11 93.135 (1) (b) A license under s. 94.10 (2), (3) or (4) (3g).

12 **SECTION 1932m.** 93.32 of the statutes is created to read:

13 **93.32 Agriculture in the classroom program.** From the appropriation
14 account under s. 20.115 (4) (q), the department shall provide grants to the Wisconsin
15 Farm Bureau Federation for an agriculture in the classroom program conducted in
16 cooperation with the federal department of agriculture to help teachers educate
17 students about agriculture. In each fiscal year, the department shall provide \$3 for
18 every \$2 that the Wisconsin Farm Bureau Federation provides for the program in
19 that fiscal year, up to the amount appropriated under s. 20.115 (4) (q).

20 **SECTION 1933.** 93.60 of the statutes is repealed.

21 **SECTION 1933g.** 93.70 of the statutes is created to read:

22 **93.70 Conservation reserve enhancement program.** The department
23 may expend funds from the appropriation account under s. 20.115 (7) (b) for
24 participation by this state in the conservation reserve enhancement program as

1 approved by the secretary of the federal department of agriculture under 16 USC
2 3834 (f) (4).

3 **SECTION 1934.** 94.10 of the statutes is repealed and recreated to read:

4 **94.10 Nursery stock; inspection and licensing. (1) DEFINITIONS.** In this
5 section:

6 (a) “Christmas tree grower” means a person who grows evergreen trees for
7 eventual harvest and sale as Christmas trees, except that “Christmas tree grower”
8 does not include a person who grows evergreen trees for eventual harvest and sale
9 as Christmas trees if the person also grows nursery stock for sale and if the amount
10 of the person’s annual sales of nursery stock is more than 50% of the amount of the
11 person’s annual sales of nursery stock plus Christmas trees.

12 (b) “Nonprofit organization” means an organization described in section 501 (c)
13 of the Internal Revenue Code that is exempt from federal income tax under section
14 501 (a) of the Internal Revenue Code.

15 (c) “Nursery” means premises in this state on which a person propagates or
16 grows nursery stock for sale, except that “nursery” does not include premises on
17 which a person propagates or grows nursery stock for sale if the person also grows
18 evergreen trees for eventual harvest and sale as Christmas trees and if the amount
19 of the person’s annual sales of Christmas trees is 50% or more of the amount of the
20 person’s annual sales of Christmas trees plus nursery stock. “Nursery” does not
21 include heeling-in grounds or other premises where a person holds nursery stock for
22 purposes other than propagation or growth.

23 (d) “Nursery dealer” means a person, other than a nursery grower or Christmas
24 tree grower, who sells, offers for sale or distributes nursery stock from a location in

1 this state, except that “nursery dealer” does not include an employe of a person
2 licensed under this section.

3 (e) “Nursery grower” means a person who owns or operates a nursery.

4 (f) “Nursery stock” means plants and plant parts that can be propagated or
5 grown, excluding seeds, sod, cranberry cuttings, annuals and evergreen trees grown
6 for eventual harvest and sale as Christmas trees.

7 (g) “Officially inspected source” means any of the following:

8 1. A nursery dealer licensed under sub. (2).

9 2. A nursery grower licensed under sub. (3).

10 2m. A Christmas tree grower licensed under sub. (3g).

11 3. A source outside this state that the department recognizes under sub. (10)
12 as an officially inspected source.

13 (j) “Sell” means to transfer ownership, for consideration.

14 **(2) NURSERY DEALER; ANNUAL LICENSE.** (a) *License required.* Except as provided
15 in par. (f), no person may operate as a nursery dealer without an annual license from
16 the department. A nursery dealer license expires on February 20. A nursery dealer
17 license may not be transferred to another person.

18 (b) *Applying for a license.* A person applying for a nursery dealer license under
19 par. (a) shall apply on a form provided by the department. An applicant shall provide
20 all of the following to the department:

21 1. The applicant’s legal name and address and any other name under which the
22 applicant does business.

23 2. The address of each location at which the applicant proposes to hold nursery
24 stock for sale.

25 3. The license fee required under par. (c).

1 4. The surcharge required under par. (d), if any.

2 5. Other information reasonably required by the department for licensing
3 purposes.

4 (c) *License fee.* A nursery dealer shall pay the following annual license fee,
5 based on annual purchases calculated according to par. (e):

6 1. If the nursery dealer buys no more than \$5,000 worth of nursery stock for
7 resale, \$30.

8 2. If the nursery dealer buys more than \$5,000 but not more than \$20,000 worth
9 of nursery stock for resale, \$50.

10 3. If the nursery dealer buys more than \$20,000 but not more than \$100,000
11 worth of nursery stock for resale, \$100.

12 4. If the nursery dealer buys more than \$100,000 but not more than \$200,000
13 worth of nursery stock for resale, \$150.

14 5. If the nursery dealer buys more than \$200,000 but not more than \$500,000
15 worth of nursery stock for resale, \$200.

16 6. If the nursery dealer buys more than \$500,000 but not more than \$2,000,000
17 worth of nursery stock for resale, \$300.

18 7. If the nursery dealer buys more than \$2,000,000 worth of nursery stock for
19 resale, \$400.

20 (d) *Surcharge for operating without a license.* In addition to the fee required
21 under par. (c), an applicant for a nursery dealer license shall pay a surcharge equal
22 to the amount of that fee if the department determines that, within 365 days before
23 submitting the application, the applicant operated as a nursery dealer without a
24 license in violation of par. (a). Payment of the surcharge does not relieve the

1 applicant of any other penalty or liability that may result from the violation, but does
2 not constitute evidence of a violation of par. (a).

3 (e) *Calculating annual purchases.* The amount of an applicant's license fee
4 under par. (c) for a license year shall be based on the applicant's purchases of nursery
5 stock during the applicant's preceding fiscal year, except that if the applicant made
6 no purchases of nursery stock during the preceding fiscal year the fee shall be based
7 on the applicant's good faith prediction of purchases during the license year for which
8 the applicant is applying.

9 (f) *Exemptions.* Paragraph (a) does not apply to any of the following:

10 1. A person whose only sales of nursery stock are retail sales totaling less than
11 \$250 annually.

12 2. A person selling or offering to sell nursery stock for the benefit of a nonprofit
13 organization, for a period of not more than 7 consecutive days.

14 **(3) NURSERY GROWER; ANNUAL LICENSE.** (a) *License required.* Except as provided
15 in par. (f), no person may operate as a nursery grower without an annual license from
16 the department. A nursery grower license expires on February 20. A nursery grower
17 license may not be transferred to another person.

18 (b) *Applying for a license.* A person applying for a nursery grower license under
19 par. (a) shall apply on a form provided by the department. An applicant shall provide
20 all of the following to the department:

21 1. The applicant's legal name and address and any other name under which the
22 applicant does business.

23 2. The address of each location in this state at which the applicant operates a
24 nursery, grows evergreen trees for eventual sale as Christmas trees or holds nursery
25 stock or Christmas trees for sale.

1 3. The license fee required under par. (c).

2 4. The surcharge required under (d), if any.

3 5. Other information reasonably required by the department for licensing
4 purposes.

5 (c) *License fee.* A nursery grower shall pay the following annual license fee,
6 based on annual sales calculated according to par. (e):

7 1. If the nursery grower annually sells no more than \$5,000 worth of nursery
8 stock and Christmas trees, \$55.

9 2. If the nursery grower annually sells more than \$5,000 but not more than
10 \$20,000 worth of nursery stock and Christmas trees, \$100.

11 3. If the nursery grower annually sells more than \$20,000 but not more than
12 \$100,000 worth of nursery stock and Christmas trees, \$200.

13 4. If the nursery grower annually sells more than \$100,000 but not more than
14 \$200,000 worth of nursery stock and Christmas trees, \$400.

15 5. If the nursery grower annually sells more than \$200,000 but not more than
16 \$500,000 worth of nursery stock and Christmas trees, \$600.

17 6. If the nursery grower annually sells more than \$500,000 but not more than
18 \$2,000,000 worth of nursery stock and Christmas trees, \$1,200.

19 7. If the nursery grower annually sells more than \$2,000,000 worth of nursery
20 stock and Christmas trees, \$2,400.

21 (d) *Surcharge for operating without a license.* In addition to the fee required
22 under par. (c), an applicant for a nursery grower license shall pay a surcharge equal
23 to the amount of that fee if the department determines that, within 365 days before
24 submitting that application, the applicant operated as a nursery grower without a
25 license in violation of par. (a). Payment of the surcharge does not relieve the

1 applicant of any other penalty or liability that may result from the violation, but does
2 not constitute evidence of a violation of par. (a).

3 (e) *Calculating annual sales.* The amount of an applicant's license fee under
4 par. (c) for a license year shall be based on the applicant's sales of nursery stock and
5 Christmas trees during the applicant's preceding fiscal year, except that if the
6 applicant made no sales during the preceding fiscal year the fee shall be based on the
7 applicant's good faith prediction of sales during the license year for which the
8 applicant is applying.

9 (f) *Exemptions.* Paragraph (a) does not apply to any of the following:

10 1. A nursery grower whose only sales of nursery stock and Christmas trees are
11 retail sales totaling less than \$250 annually.

12 2. A person growing nursery stock only for sale for the benefit of a nonprofit
13 organization, for a period of not more than 7 days.

14 **(3g)** CHRISTMAS TREE GROWER; ANNUAL LICENSE. (a) *License required.* Except as
15 provided in par. (e), no person may operate as a Christmas tree grower without an
16 annual license from the department. A Christmas tree grower license expires on
17 February 20. A Christmas tree grower license may not be transferred to another
18 person.

19 (b) *Applying for a license.* A person applying for a Christmas tree grower
20 license under par. (a) shall apply on a form provided by the department. An applicant
21 shall provide all of the following to the department:

22 1. The applicant's legal name and address and any other name under which the
23 applicant does business.

1 2. The address of each location in this state at which the applicant grows
2 evergreen trees for eventual sale as Christmas trees or nursery stock or at which the
3 applicant holds Christmas trees or nursery stock for sale.

4 3. The license fee required under par. (c).

5 4. Other information reasonably required by the department for licensing
6 purposes.

7 (c) *License fee.* A Christmas tree grower shall pay the following annual license
8 fee, based on annual sales calculated according to par. (d):

9 1. If the Christmas tree grower annually sells no more than \$5,000 worth of
10 Christmas trees and nursery stock, \$20.

11 2. If the Christmas tree grower annually sells more than \$5,000 but not more
12 than \$20,000 worth of Christmas trees and nursery stock, \$55.

13 3. If the Christmas tree grower annually sells more than \$20,000 but not more
14 than \$100,000 worth of Christmas trees and nursery stock, \$90.

15 4. If the Christmas tree grower annually sells more than \$100,000 but not more
16 than \$200,000 worth of Christmas trees and nursery stock, \$150.

17 5. If the Christmas tree grower annually sells more than \$200,000 but not more
18 than \$500,000 worth of Christmas trees and nursery stock, \$250.

19 6. If the Christmas tree grower annually sells more than \$500,000 but not more
20 than \$2,000,000 worth of Christmas trees and nursery stock, \$450.

21 7. If the Christmas tree grower annually sells more than \$2,000,000 worth of
22 Christmas trees and nursery stock, \$900.

23 (d) *Calculating annual sales.* The amount of an applicant's license fee under
24 par. (c) for a license year shall be based on the applicant's sales of Christmas trees
25 and nursery stock during the applicant's preceding fiscal year, except that if the

1 applicant made no sales during the preceding fiscal year the fee shall be based on the
2 applicant's good faith prediction of sales during the license year for which the
3 applicant is applying.

4 (e) *Exemption.* Paragraph (a) does not apply to a Christmas tree grower whose
5 only sales of Christmas trees and nursery stock are retail sales totalling less than
6 \$250 annually.

7 **(3m)** NOTICE OF NEW LOCATIONS. (a) The holder of a nursery dealer license shall
8 notify the department in writing before adding, during a license year, any new
9 location at which the license holder will hold nursery stock for sale. The license
10 holder shall specify the address of the new location in the notice.

11 (b) The holder of a nursery grower or Christmas tree grower license shall notify
12 the department in writing before adding, during the license year, any new location
13 at which the license holder will operate a nursery, grow evergreen trees for eventual
14 sale as Christmas trees or hold Christmas trees or nursery stock for sale. The license
15 holder shall specify the address of the new location in the notice.

16 **(4)** NURSERY GROWERS AND DEALERS; RECORDS. (a) *Nursery dealers; records of*
17 *nursery stock received.* A nursery dealer shall keep a record of every shipment of
18 nursery stock received by the nursery dealer. The nursery dealer shall include all
19 of the following in the record:

20 1. A description of the types of nursery stock, and the quantity of nursery stock
21 of each type, included in the shipment.

22 2. The name and address of the source from which the nursery dealer received
23 the shipment.

24 (b) *Nursery growers and dealers; records of shipments to other nursery growers*
25 *and dealers.* Each nursery grower and nursery dealer shall record every shipment

1 of nursery stock that the nursery grower or nursery dealer sells or distributes to
2 another nursery grower or nursery dealer. The nursery grower or nursery dealer
3 shall include all of the following in the record:

4 1. A description of the types of nursery stock, and the quantity of nursery stock
5 of each type, included in the shipment.

6 2. The name and address of the nursery grower or nursery dealer receiving the
7 shipment.

8 (c) *Records retained and made available.* A nursery grower or nursery dealer
9 who is required to keep records under par. (a) or (b) shall retain those records for at
10 least 3 years and shall make those records available to the department for inspection
11 and copying upon request.

12 **(5) LABELING NURSERY STOCK.** (a) *Nursery stock shipped to grower or dealer.* No
13 person may sell or distribute any shipment of nursery stock to a nursery grower or
14 nursery dealer, and no nursery grower or nursery dealer may accept a shipment of
15 nursery stock, unless the nursery stock was grown by a Christmas tree grower or
16 unless that shipment is labeled with all of the following:

17 1. The name and address of the person selling or distributing the shipment to
18 the nursery grower or nursery dealer.

19 2. A certification, by the person under subd. 1., that all of the nursery stock
20 included in the shipment is from officially inspected sources.

21 (b) *Growers and dealers to report unlabeled shipments.* Whenever any person
22 tenders to a nursery grower or nursery dealer any shipment of nursery stock that is
23 not fully labeled according to par. (a), the nursery grower or nursery dealer shall
24 promptly report that unlabeled shipment to the department.

1 (c) *Nursery stock sold at retail.* A person selling nursery stock at retail shall
2 ensure that the nursery stock is labeled with the common or botanical name of the
3 nursery stock.

4 **(6) CARE OF NURSERY STOCK.** (a) *Adequate facilities.* A nursery grower or
5 nursery dealer shall maintain facilities that are reasonably adequate for the care and
6 keeping of nursery stock held for sale, so that the nursery grower or nursery dealer
7 can keep the nursery stock in healthy condition pending sale.

8 (b) *Reasonable examinations.* Nursery growers and nursery dealers shall make
9 reasonable examinations of nursery stock held for sale to determine whether that
10 nursery stock is capable of reasonable growth, is infested with injurious pests or is
11 infected with disease.

12 **(7) PROHIBITIONS.** (a) *Nursery dealers.* No nursery dealer may do any of the
13 following:

14 1. Obtain, hold, sell, offer to sell or distribute nursery stock from any source
15 other than an officially inspected source.

16 2. Misrepresent that the nursery dealer is a nursery grower.

17 (b) *Nursery growers and dealers.* No nursery grower or nursery dealer may do
18 any of the following:

19 1. Sell, offer to sell or distribute any nursery stock that the nursery grower or
20 nursery dealer knows, or has reason to know, is infested with plant pests or infected
21 with plant diseases that may be spread by the sale or distribution of that nursery
22 stock.

23 2. Sell, offer to sell or distribute any nursery stock that the nursery grower or
24 nursery dealer knows, or has reason to know, will not survive or grow.

1 3. Misrepresent the name, origin, grade, variety, quality or hardness of any
2 nursery stock offered for sale or make any other false or misleading representation
3 in the advertising or sale of nursery stock.

4 4. Conceal nursery stock to avoid inspection by the department, falsify any
5 record required under this section or make any false or misleading statement to the
6 department.

7 **(8)** DEPARTMENT INSPECTION. The department may inspect nurseries and
8 premises at which nursery stock is held for sale or distribution. The department may
9 inspect premises at which Christmas tree growers grow nursery stock, premises at
10 which evergreen trees are grown for eventual sale as Christmas trees and premises
11 at which Christmas trees are held for sale or distribution.

12 **(9)** DEPARTMENT ORDERS. (a) *Holding orders and remedial orders.* An
13 authorized employe or agent of the department may, by written notice, order a
14 nursery grower or nursery dealer to do any of the following:

15 1. Temporarily hold nursery stock pending inspection by the department.

16 2. Remedy violations of this section.

17 3. Refrain from importing weeds or pests that threaten agricultural production
18 or the environment in this state.

19 4. Permanently withhold nursery stock from sale or distribution, if the sale or
20 distribution would violate this section or an order issued under this section and the
21 violation cannot be adequately remedied in another manner.

22 5. Destroy or return, without compensation from the department, nursery
23 stock that is sold or distributed in violation of this section, or an order issued under
24 this section, if the violation cannot be adequately remedied in another manner.

1 (b) *Hearing*. If the recipient of an order under par. (a) requests a hearing on
2 that order, the department shall hold an informal hearing within 10 days unless the
3 recipient of the order consents to a later date for an informal hearing. The request
4 for a hearing is not a request under s. 227.42 (1). If a contested matter is not resolved
5 at the informal hearing, the recipient of the order is entitled to a class 2 contested
6 case hearing under ch. 227. The department is not required to stay an order under
7 par. (a) pending the outcome of any hearing under this paragraph.

8 **(10) RECIPROCAL AGREEMENTS WITH OTHER STATES.** (a) *General*. The department
9 may enter into reciprocal agreements with other states to facilitate interstate
10 shipments of nursery stock.

11 (b) *Officially inspected sources*. As part of an agreement under par. (a), the
12 department may recognize sources of nursery stock in another state as officially
13 inspected sources.

14 (c) *Inspection and certification standards*. An agreement under par. (a) may
15 specify standards and procedures for all of the following:

- 16 1. Inspecting officially inspected sources of nursery stock.
- 17 2. Inspecting and certifying interstate shipments of nursery stock.

18 **SECTION 1935.** 94.50 (2) of the statutes is amended to read:

19 **94.50 (2) GROWERS AND DEALERS; REGISTRATION.** No person may act as a grower
20 or a dealer unless he or she is registered with the department. Any person who acts
21 as a dealer and a grower shall register as both. Registrations shall be made annually
22 on a form provided by the department. Registrations expire on December 31 of each
23 year. A dealer shall pay to the department an annual registration fee of \$25. The
24 department shall assign a registration number to each person registered under this

1 subsection. All moneys collected under this subsection shall be credited to the
2 appropriation account under s. 20.115 (7) (ga).

3 **SECTION 1936.** 94.50 (3) (b) of the statutes is amended to read:

4 94.50 (3) (b) The department shall upon request provide each registered grower
5 and dealer with shipment certificates and report forms required under par. (a). The
6 department shall stamp each shipment certificate and report form with the
7 registration number of the grower or dealer. A shipment certificate and report form
8 is valid only if used during the registration period for which the stamp registration
9 number of the grower or dealer was issued. The department may charge a reasonable
10 fee to recover the costs related to providing shipment certificates and report forms.
11 All moneys collected under this paragraph shall be credited to the appropriation
12 account under s. 20.115 (7) (ga).

13 **SECTION 1937.** 94.64 (4) (a) 1. of the statutes is amended to read:

14 94.64 (4) (a) 1. A basic fee of ~~25~~ 23 cents per ton for fertilizer sold or distributed
15 from July 1, 1997, to June 30, 1999 beginning on the effective date of this subdivision
16 [revisor inserts date], and ending on June 30, 2001, and ~~32~~ 30 cents per ton for
17 fertilizer sold or distributed after June 30, ~~1999~~ 2001, with a minimum fee of \$25.

18 **SECTION 1938.** 94.64 (4) (a) 6. of the statutes is created to read:

19 94.64 (4) (a) 6. Beginning on the effective date of this subdivision [revisor
20 inserts date], a weights and measures inspection fee of 2 cents per ton, with a
21 minimum fee of \$1.

22 **SECTION 1939.** 94.64 (4) (c) 6. of the statutes is created to read:

23 94.64 (4) (c) 6. The department shall credit the fee under par. (a) 6. to the
24 appropriation account under s. 20.115 (1) (j).

25 **SECTION 1940.** 94.681 (2) (a) 1. to 3. of the statutes are amended to read:

1 94.681 (2) (a) 1. If the applicant sold less than \$25,000 of the product during
2 the preceding year for use in this state, \$265, except that the fee is \$215 for the license
3 years that begin on January 1, 1999, ~~and on~~ January 1, 2000, January 1, 2001, and
4 January 1, 2002.

5 2. If the applicant sold at least \$25,000 but less than \$75,000 of the product
6 during the preceding year for use in this state, \$750, except that the fee is \$650 for
7 the license years that begin on January 1, 1999, ~~and on~~ January 1, 2000, January
8 1, 2001, and January 1, 2002.

9 3. If the applicant sold at least \$75,000 of the product during the preceding year
10 for use in this state, \$1,500, except that the fee is \$1,200 for the license years that
11 begin on January 1, 1999, ~~and on~~ January 1, 2000, January 1, 2001, and January 1,
12 2002.

13 **SECTION 1941.** 94.681 (2) (b) 1. to 3. of the statutes are amended to read:

14 94.681 (2) (b) 1. If the applicant sold less than \$25,000 of the product during
15 the preceding year for use in this state, \$315, except that the fee is \$265 for the license
16 years that begin on January 1, 1999, ~~and on~~ January 1, 2000, January 1, 2001, and
17 January 1, 2002.

18 2. If the applicant sold at least \$25,000 but less than \$75,000 of the product
19 during the preceding year for use in this state, \$860, except that the fee is \$760 for
20 the license years that begin on January 1, 1999, ~~and on~~ January 1, 2000, January
21 1, 2001, and January 1, 2002.

22 3. If the applicant sold at least \$75,000 of that product during the preceding
23 year for use in this state, \$3,060, except that the fee is \$2,760 for the license years
24 that begin on January 1, 1999, ~~and on~~ January 1, 2000, January 1, 2001, and
25 January 1, 2002.

1 **SECTION 1942.** 94.681 (2) (c) 1. to 3. of the statutes are amended to read:

2 94.681 **(2)** (c) 1. If the applicant sold less than \$25,000 of that product during
3 the preceding year for use in this state, \$320, except that the fee is \$270 for the license
4 years that begin on January 1, 1999, ~~and on January 1, 2000, January 1, 2001, and~~
5 January 1, 2002.

6 2. If the applicant sold at least \$25,000 but less than \$75,000 of the product
7 during the preceding year for use in this state, \$890, except that the fee is \$790 for
8 the license years that begin on January 1, 1999, ~~and on January 1, 2000, January~~
9 1, 2001, and January 1, 2002.

10 3. If the applicant sold at least \$75,000 of the product during the preceding year
11 for use in this state, \$3,060 plus 0.2% of the gross revenues from sales of the product
12 during the preceding year for use in this state, except that for the license years that
13 begin on January 1, 1999, ~~and on January 1, 2000, January 1, 2001, and January 1,~~
14 2002, the fee shall be \$2,760 plus 0.2% of the gross revenues from sales of the product
15 during the preceding year for use in this state.

16 **SECTION 1942m.** 94.695 of the statutes is created to read:

17 **94.695 Pesticide sales and use reporting system. (1) DEFINITIONS.** In this
18 section:

19 (a) “Household pesticide” has the meaning given in s. 94.681 (1) (a).

20 (b) “Industrial pesticide” has the meaning given in s. 94.681 (1) (b).

21 (c) “Municipality” means a city, village or town.

22 (d) “Nonhousehold pesticide” has the meaning given in s. 94.681 (1) (c).

23 **(2) RESPONSIBILITIES OF THE DEPARTMENT.** The department shall do all of the
24 following:

1 (a) Develop and, beginning no later than January 1, 2003, administer a
2 pesticide sales and use reporting system that provides a systematic method for
3 collecting, retaining, analyzing and disseminating data related to pesticide sales and
4 use in this state and that is integrated with statewide geographic information
5 systems.

6 (b) Develop and, beginning no later than the first day of the 13th month
7 beginning after the effective date of this paragraph [revisor inserts date],
8 administer a pilot program to test the pesticide sales and use reporting system.

9 (c) Beginning no later than January 1, 2002, provide training and technical
10 assistance to persons required to report under the system in par. (a) and to persons
11 who wish to use the data collected under the system.

12 (d) No later than March 1 annually, beginning in 2004, submit to the legislature
13 under s. 13.172 (2) a report on the system in par. (a), including a summary and
14 analysis of the types and quantity of pesticides sold and applied during the previous
15 calendar year and the areas to which those pesticides were applied.

16 **(3) CONSULTATION.** The department shall consult and coordinate with all of the
17 following in discharging its responsibilities under sub. (2):

18 (a) The College of Agricultural and Life Sciences of the University of
19 Wisconsin–Madison.

20 (b) Employees of the University of Wisconsin System who are knowledgeable in
21 the area of environmental toxicology.

22 (c) The subunit of the department of natural resources that provides
23 information technology support.

24 (d) The subunit of the department of health and family services that
25 administers health laws.

1 (e) The division of technology services in the department of administration.

2 (f) The state cartographer.

3 (g) The geological and natural history survey.

4 (h) Representatives of the pest management industry, of agricultural,
5 environmental, medical and public health institutions and advocacy groups, of
6 school districts and of local governments.

7 (i) Other interested persons.

8 **(4) RULE MAKING.** The department shall promulgate rules for the pesticide sales
9 and use reporting system in sub. (2) (a), including rules to ensure the consistent
10 submission and dissemination of accurate pesticide sales and use data. The
11 department shall provide for all of the following in the rules:

12 (a) Technical assistance for persons submitting pesticide sales and use data.

13 (b) Deadlines for submitting pesticide sales and use data.

14 (c) Methods for reviewing and analyzing the accuracy of the reported pesticide
15 sales and use data.

16 (d) Mechanisms by which the department will make the reported pesticide
17 sales and use data available to the public, including through the Internet and
18 computer media.

19 **(5) REPORTING OF SALES OF NONHOUSEHOLD AND INDUSTRIAL PESTICIDES.** Under the
20 pesticide sales and use reporting system in sub. (2) (a), the department shall require
21 manufacturers, distributors and dealers of industrial pesticides and nonhousehold
22 pesticides to report all of the following information:

23 (a) The date of sale, brand name and amount of each industrial pesticide and
24 nonhousehold pesticide sold to each purchaser in this state.

25 (b) The name, address and 9–digit zip code of each purchaser under par. (a).

1 (c) The number of any license or certification under ss. 94.67 to 94.71 held by
2 each purchaser under par. (a).

3 **(6) REPORTING OF CERTAIN PESTICIDE APPLICATIONS.** Under the pesticide sales and
4 use reporting system in sub. (2) (a), the department shall require commercial
5 applicators and private applicators to report all of the following for each application
6 of an industrial pesticide or nonhousehold pesticide:

7 (a) The type of pesticide applied and its brand name, the name of the pesticide
8 as registered under the federal act, the pesticide registration number assigned to the
9 pesticide under the federal act, the manufacturer of the pesticide and the pesticide's
10 active ingredients.

11 (b) The name and any certification number, under s. 94.705, of the person
12 applying the pesticide.

13 (c) The date and time of the application and the amount of pesticide applied.

14 (d) How the pesticide was applied, including any additives used and the type
15 of application device used.

16 (e) The rate of application of the pesticide.

17 (f) The street address, including 9–digit zip code, and the county of the place
18 at which the pesticide was applied, the location of the application by section,
19 township, range and meridian and an identification of any bodies of water or
20 municipalities adjacent to that location.

21 (g) The size of the area to which the pesticide was applied.

22 (h) The type of site to which the pesticide was applied and the purpose of the
23 application.

24 (i) A description of the crop, commodity, plant, animal, structure, equipment
25 or material to which the pesticide was applied.

1 (j) The weather conditions during the application.

2 (k) The name of the person preparing the report and that person's relationship
3 to the person applying the pesticide.

4 **(7) REPORTING OF HOUSEHOLD PESTICIDE SALES AND USE.** Under the pesticide sales
5 and use reporting system in sub. (2) (a), the department shall collect data on the sale,
6 use and result of use of household pesticides. The department may only require
7 manufacturers and labelers required to be licensed under s. 94.68 to report on the
8 amount of household pesticides sold. The department may purchase information
9 concerning sales of household pesticides from marketing information businesses.

10 **(8) LIMIT ON DISCLOSURE OF CERTAIN INFORMATION.** (a) Except as provided in par.
11 (b) or (c), upon written request by a property owner, the department shall treat as
12 confidential information about pesticide sale or use for private agricultural purposes
13 if the information would reveal the property to which a pesticide was applied or the
14 name of the property owner.

15 (b) Paragraph (a) does not apply if the information is requested by any of the
16 following:

17 1. A state or local government for any investigation, subject to any existing
18 confidentiality requirements.

19 2. A governmental agency that makes provisions to protect the confidentiality
20 of the information.

21 3. A researcher or physician who shows a valid need for the information and
22 who makes provisions to protect the confidentiality of the information.

23 4. A state agency or public water supply system for water quality assessment,
24 subject to any existing confidentiality requirements.

1 (c) Paragraph (a) does not apply after July 1, 2001, or after the day after
2 publication of the 2001–03 biennial budget act, whichever is later.

3 **SECTION 1943.** 94.704 (3) (a) 1. of the statutes is amended to read:

4 94.704 (3) (a) 1. A license fee of \$40, except that the license fee is \$30 for the
5 license years that begin on January 1, 1999, ~~and on January 1, 2000, January 1,~~
6 2001, and January 1, 2002.

7 **SECTION 1944.** 94.72 (6) (a) 1. and 2. of the statutes are amended to read:

8 94.72 (6) (a) 1. For commercial feeds distributed in this state during the years
9 that begin on January 1, 1998, ~~and on January 1, 1999, 15,~~ beginning on the effective
10 date of this subdivision [revisor inserts date], and ending on December 31, 2001,
11 a feed inspection fee of 13 cents per ton.

12 2. For commercial feeds distributed in this state on or after January 1, 2000,
13 ~~25~~ 2002, a feed inspection fee of 23 cents per ton.

14 **SECTION 1945.** 94.72 (6) (a) 3. of the statutes is created to read:

15 94.72 (6) (a) 3. Beginning on the effective date of this subdivision [revisor
16 inserts date], for commercial feeds distributed in this state a weights and measures
17 inspection fee of 2 cents per ton.

18 **SECTION 1945e.** 94.73 (2) (c) of the statutes is amended to read:

19 94.73 (2) (c) The department may issue an order under par. (a) on a summary
20 basis without prior notice or a prior hearing if the department determines that a
21 summary order is necessary to prevent imminent harm to public health or safety or
22 to the environment. If the recipient of a summary order requests a hearing on that
23 order, the department shall hold a hearing within 10 days after it receives the
24 request unless the recipient agrees to a later hearing date. The department is not
25 required to stay enforcement of a summary order issued under this paragraph

1 pending the outcome of the hearing. If the responsible person prevails after a
2 hearing, the department shall reimburse the responsible person from the
3 appropriation account under s. 20.115 (7) ~~(e)~~ ~~or~~ (wm) for the corrective action costs
4 incurred as the result of the department's order.

5 **SECTION 1945g.** 94.73 (7) (a) of the statutes is amended to read:

6 94.73 (7) (a) The department may make payments to a responsible person who
7 is eligible for reimbursement under sub. (3) if the department has authorized
8 reimbursement to that person under sub. (6). The department shall make payment
9 from the appropriation ~~accounts~~ account under s. 20.115 (7) ~~(e)~~ ~~and~~ (wm), subject to
10 the availability of funds in ~~those~~ that appropriation ~~accounts~~ account. If there are
11 insufficient funds to pay the full amounts authorized under sub. (6) to all eligible
12 responsible persons, the department shall distribute payments in the order in which
13 applications were received, unless the department specifies, by rule, a different order
14 of payment.

15 **SECTION 1946.** 95.21 (9) (c) of the statutes is created to read:

16 95.21 (9) (c) The department may provide training to persons who administer
17 local rabies control programs or who conduct rabies examinations under those
18 programs. The department may charge fees to cover the cost of training. The fees
19 collected under this paragraph shall be credited to the appropriation under s. 20.115
20 (2) (j).

21 **SECTION 1950m.** 98.01 (3) of the statutes is amended to read:

22 98.01 (3) "Municipality" means a city ~~or~~ village or town.

23 **SECTION 1951.** 98.04 (1) of the statutes is amended to read:

24 98.04 (1) ~~Each~~ Except as provided in sub. (2), a municipality having a
25 population of more than 5,000, according to the ~~latest federal census~~ most recent

1 population estimate made by the department of administration under s. 16.96, shall
2 enforce the provisions of this chapter within its jurisdiction. For this purpose ~~it, a~~
3 municipality shall establish a municipal department of weights and measures. Each
4 municipal department of weights and measures shall have such number of qualified
5 sealers or inspectors as will ensure compliance with this chapter. Municipal sealers
6 or inspectors shall have the same authority as sealers or inspectors of the
7 department of agriculture, trade and consumer protection. The selection of
8 municipal sealers or inspectors shall be from a list of applicants whose qualifications
9 have been certified by the state or local civil service agency under the rules of the
10 agency. ~~Such~~ The municipality shall procure and keep at all times a complete set of
11 standards of weight and measure conforming to the state standards, ~~and such~~
12 ~~standards shall be submitted~~ and shall submit the standards for certification at
13 regular intervals as required by the department. ~~It~~ of agriculture, trade and
14 consumer protection. The municipality shall keep a complete record of its work and
15 annually shall file a report thereof with the department of agriculture, trade and
16 consumer protection. ~~Municipalities~~ The municipality may enact ordinances
17 regulating that regulate weights and measures and that are not in conflict with this
18 chapter or the rules of the department and of agriculture, trade and consumer
19 protection. The municipality may assess fees ~~which~~ that do not exceed the actual cost
20 of the ~~municipal~~ its weights and measures program.

21 **SECTION 1952.** 98.04 (2) of the statutes is repealed and recreated to read:

22 **98.04 (2)** A municipality that is required to establish a department of weights
23 and measures under sub. (1) may contract with the department of agriculture, trade,
24 and consumer protection to enforce the provisions of this chapter within the
25 municipality's jurisdiction instead of establishing its own department if the

1 department of agriculture, trade and consumer protection agrees to enter into such
2 a contract. The department of agriculture, trade and consumer protection may
3 charge the municipality fees sufficient to cover the department's costs under the
4 contract. A municipality may recover an amount not to exceed the cost of these fees
5 by assessing fees on the persons who receive services under the weights and
6 measures program.

7 **SECTION 1953.** 98.16 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
8 27, section 2552f, is amended to read:

9 98.16 (2) (b) The fee for a license under par. (a) is \$30 \$60, except that the
10 department may establish a different fee by rule.

11 **SECTION 1960.** 100.261 of the statutes is created to read:

12 **100.261 Consumer information assessment. (1)** If a court imposes a fine
13 or forfeiture for a violation of this chapter, ch. 98, a rule promulgated under this
14 chapter or ch. 98 or an ordinance enacted under this chapter or ch. 98, the court shall
15 also impose a consumer information assessment in an amount equal to 15% of the
16 fine or forfeiture imposed. If multiple violations are involved, the court shall base
17 the consumer information assessment upon the the total of the fine or forfeiture
18 amounts for all violations. If a fine or forfeiture is suspended in whole or in part, the
19 court shall reduce the assessment in proportion to the suspension.

20 (2) If any deposit is made for a violation to which this section applies, the person
21 making the deposit shall also deposit a sufficient amount to include the consumer
22 information assessment required under this section. If the deposit is forfeited, the
23 amount of the consumer information assessment shall be transmitted to the state
24 treasurer under sub. (3). If the deposit is returned, the consumer information
25 assessment shall also be returned.

1 **(3)** (a) The clerk of court shall collect and transmit the consumer information
2 assessment amounts to the county treasurer under s. 59.40 (2) (m). The county
3 treasurer shall then make payment to the state treasurer under s. 59.25 (3) (f) 2.

4 (b) 1. The state treasurer shall deposit the assessment amounts in the general
5 fund and shall credit them to the appropriation account under s. 20.115 (1) (jb),
6 subject to the limit under subd. 2.

7 2. The amount credited to the appropriation account under s. 20.115 (1) (jb) may
8 not exceed \$85,000 in each fiscal year.

9 **SECTION 1960d.** 100.30 (2) (c) 1. b. of the statutes is amended to read:

10 100.30 **(2)** (c) 1. b. For every person holding a permit as a distributor as defined
11 in s. 139.30 (3) ~~or as a multiple retailer as defined in s. 139.30 (8)~~, with respect to that
12 portion of the person's business which involves the purchase and sale of cigarettes,
13 "cost to wholesaler" means the cost charged by the cigarette manufacturer,
14 disregarding any manufacturer's discount or any discount under s. 139.32 (5), plus
15 the amount of tax imposed under s. 139.31. Except for a sale at wholesale between
16 wholesalers, a markup to cover a proportionate part of the cost of doing business shall
17 be added to the cost to wholesaler. In the absence of proof of a lesser cost, this markup
18 shall be 3% of the cost to wholesaler as set forth in this subd. 1. b.

19 **SECTION 1960h.** 100.30 (2) (f) of the statutes is amended to read:

20 100.30 **(2)** (f) With respect to the sale of merchandise other than motor vehicle
21 fuel, "retailer" and "wholesaler" shall both be applied to any merchant who buys
22 merchandise for resale at retail from the manufacturer or producer thereof ~~and to~~
23 ~~any wholesaler under par. (L) 2.~~ and, as to that merchandise or that wholesaler, the
24 terms "cost to retailer" and "cost to wholesaler" as defined in pars. (am) and (c) shall
25 both be applied, including the markup requirements.

1 **SECTION 1960p.** 100.30 (2) (L) (intro.) and 1. of the statutes are consolidated,
2 renumbered 100.30 (2) (L) and amended to read:

3 100.30 (2) (L) (intro.) “Wholesaler” includes ~~every person holding a permit as~~
4 ~~a multiple retailer under s. 139.30 (8) and~~ every person engaged in the business of
5 making sales at wholesale, other than sales of motor vehicle fuel at wholesale, within
6 this state except as follows: ~~1. In that in~~ the case of a person engaged in the business
7 of selling both at wholesale and at retail, “wholesaler” applies only to the wholesale
8 portion of that business.

9 **SECTION 1960t.** 100.30 (2) (L) 2. of the statutes is repealed.

10 **SECTION 1972.** 101.01 (4) of the statutes is amended to read:

11 101.01 (4) “Employer” means any person, firm, corporation, state, county,
12 town, city, village, school district, sewer district, drainage district, family care
13 district and other public or quasi–public corporations as well as any agent, manager,
14 representative or other person having control or custody of any employment, place
15 of employment or of any employe.

16 **SECTION 1972c.** 101.02 (18m) of the statutes is amended to read:

17 101.02 (18m) The department may perform, or contract for the performance
18 of, testing of petroleum products other than testing provided under ch. 168. The
19 department may establish a schedule of fees for such petroleum product testing
20 services. The department shall credit all revenues received from fees established
21 under this subsection to the appropriation account under s. 20.143 (3) (ga). Revenues
22 from fees established under this subsection may be used by the department to pay
23 for testing costs, including laboratory supplies and equipment amortization, for such
24 products.

25 **SECTION 1972g.** 101.02 (20) (a) of the statutes is amended to read:

1 101.02 **(20)** (a) For purposes of this subsection, “license” means a license,
2 permit or certificate of certification or registration issued by the department under
3 ss. 101.09 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.15 (2) (e), 101.17, 101.177 (4) (a),
4 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (2), 101.87,
5 101.935, 101.95, 101.951, 101.952, 145.02 (4), 145.035, 145.045, 145.15, 145.16,
6 145.165, 145.17, 145.175, 145.18 or 167.10 (6m).

7 **SECTION 1972m.** 101.02 (21) (a) of the statutes is amended to read:

8 101.02 **(21)** (a) In this subsection, “license” means a license, permit or
9 certificate of certification or registration issued by the department under s. 101.09
10 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.15 (2) (e), 101.17, 101.177 (4) (a), 101.178
11 (2) or (3) (a), 101.63 (2), 101.653, 101.73 (5) or (6), 101.82 (2), 101.87, 101.935, 101.95,
12 101.951, 101.952, 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17,
13 145.175, 145.18 or 167.10 (6m).

14 **SECTION 1973.** 101.09 (title) of the statutes is amended to read:

15 **101.09 (title) Storage of flammable and, combustible and hazardous**
16 **liquids.**

17 **SECTION 1974.** 101.09 (1) (am) of the statutes is created to read:

18 101.09 **(1)** (am) “Federally regulated hazardous substance” means a hazardous
19 substance, as defined in 42 USC 9601 (14).

20 **SECTION 1975.** 101.09 (2) (a) of the statutes is amended to read:

21 101.09 **(2)** (a) Except as provided under pars. (b) to (d), every person who
22 constructs, owns or controls a tank for the storage, handling or use of flammable or
23 combustible liquid that is flammable or combustible or a federally regulated
24 hazardous substance shall comply with the standards adopted under sub. (3).

25 **SECTION 1976.** 101.09 (3) (a) of the statutes is amended to read:

1 101.09 (3) (a) The department shall promulgate by rule construction,
2 maintenance and abandonment standards applicable to tanks for the storage,
3 handling or use of ~~flammable and combustible liquids~~ that are flammable or
4 combustible or are federally regulated hazardous substances, and to the property
5 and facilities where the tanks are located, for the purpose of protecting the waters
6 of the state from harm due to contamination by ~~flammable and combustible liquids~~
7 that are flammable or combustible or are federally regulated hazardous substances.
8 The rule shall comply with ch. 160. The rule may include different standards for new
9 and existing tanks, but all standards shall provide substantially similar protection
10 for the waters of the state. The rule shall include maintenance requirements related
11 to the detection and prevention of leaks. The rule may require any person supplying
12 heating oil to any noncommercial storage tank for consumptive use on the premises
13 to submit to the department, within 30 days after the department requests, the
14 location, contents and size of any such tank.

15 **SECTION 1979.** 101.14 (5) of the statutes is amended to read:

16 101.14 (5) (a) Subject to par. (b), in addition to any fee charged by the
17 department by rule for plan review and approval for the construction of a new or
18 additional installation or change in operation of a previously approved installation
19 for the storage, handling or use of ~~flammable or combustible liquids~~ a liquid that is
20 flammable or combustible or a federally regulated hazardous substance, as defined
21 in s. 101.09 (1) (am), the department shall collect a groundwater fee of \$100 for each
22 plan review submittal. The moneys collected under this subsection shall be credited
23 to the environmental fund for environmental management.

24 (b) Notwithstanding par. (a), an installation for the storage, handling or use of
25 ~~flammable or combustible liquids~~ a liquid that is flammable or combustible or a

1 federally regulated hazardous substance, as defined in s. 101.09 (1) (am), that has
2 a capacity of less than 1,000 gallons is not subject to the groundwater fee under par.
3 (a).

4 **SECTION 1979p.** 101.143 (1) (bm) of the statutes is created to read:
5 101.143 (1) (bm) “Enforcement standard” has the meaning given in s. 160.01
6 (2).

7 **SECTION 1979r.** 101.143 (1) (cq) of the statutes is created to read:
8 101.143 (1) (cq) “Natural attenuation” means the reduction in the
9 concentration and mass of a substance, and the products into which the substance
10 breaks down, due to naturally occurring physical, chemical and biological processes.

11 **SECTION 1979v.** 101.143 (2) (em) of the statutes is created to read:
12 101.143 (2) (em) 1. The department may promulgate rules that specify a fee
13 that must be paid by a service provider as a condition of submitting a bid to conduct
14 an activity under sub. (3) (c) for which a claim for reimbursement under this section
15 will be submitted. Any fees collected under the rules shall be deposited into the
16 petroleum inspection fund.

17 2. If the department promulgates rules under subd. 1., the department may
18 purchase, or provide funding for the purchase of, insurance to cover the amount by
19 which the costs of conducting activities under sub. (3) (c) exceed the amount bid to
20 conduct those activities.

21 **SECTION 1980c.** 101.143 (2) (h) of the statutes is created to read:
22 101.143 (2) (h) The department of commerce and the department of natural
23 resources, jointly, shall promulgate rules designed to facilitate effective and
24 cost-efficient administration of the program under this section that specify all of the
25 following:

1 1. Information that must be submitted under this section, including quarterly
2 summaries of costs incurred with respect to a discharge for which a claim is intended
3 to be submitted under sub. (3) but for which a final claim has not been submitted.

4 2. Formats for submitting the information under subd. 1.

5 3. Review procedures that must be followed by employees of the department of
6 natural resources and the department of commerce in reviewing the information
7 submitted under subd. 1.

8 **SECTION 1981c.** 101.143 (2) (i) of the statutes is created to read:

9 101.143 (2) (i) The department of commerce and the department of natural
10 resources, jointly, shall promulgate rules specifying procedures for evaluating
11 remedial action plans and procedures to be used by employees of the department of
12 commerce and the department of natural resources while remedial actions are being
13 conducted. The departments shall specify procedures that include all of the
14 following:

15 1. Annual reviews that include application of the method in the rules
16 promulgated under sub. (2e) (b) to determine the risk posed by discharges that are
17 the subject of the remedial actions.

18 2. Annual reports by consultants estimating the additional costs that must be
19 incurred to comply with sub. (3) (c) 3. and with enforcement standards.

20 3. A definition of “reasonable time” for the purpose of determining whether
21 natural attenuation may be used to achieve enforcement standards.

22 4. Procedures to be used to measure concentrations of contaminants.

23 **SECTION 1981e.** 101.143 (2) (j) of the statutes is created to read:

24 101.143 (2) (j) The department of commerce and the department of natural
25 resources, jointly, shall promulgate rules specifying all of the following:

1 1. The conditions under which employes of the department of commerce and
2 the department of natural resources must issue approvals under sub. (3) (c) 4.

3 2. Training and management procedures to ensure that employes comply with
4 the requirements under subd. 1.

5 **SECTION 1981g.** 101.143 (2) (k) of the statutes is created to read:

6 101.143 (2) (k) In promulgating rules under pars. (h) to (j), the department of
7 commerce and the department of natural resources shall attempt to reach an
8 agreement that is consistent with those provisions. If the department of commerce
9 and the department of natural resources are unable to reach an agreement, they
10 shall refer the matters on which they are unable to agree to the secretary of
11 administration for resolution. The secretary of administration shall resolve any
12 matters on which the departments disagree in a manner that is consistent with pars.
13 (h) to (j). The department of commerce and the department of natural resources,
14 jointly, shall promulgate rules incorporating any agreement between the
15 department of commerce and the department of natural resources under this
16 paragraph and any resolution of disagreements between the departments by the
17 secretary of administration under this paragraph.

18 **SECTION 1981i.** 101.143 (2) (L) of the statutes is created to read:

19 101.143 (2) (L) The department may promulgate rules for the assessment
20 and collection of fees to recover its costs for providing approval under sub. (3) (c)
21 4. and for providing other assistance requested by applicants under this section.
22 Any moneys collected under this paragraph shall be credited to the appropriation
23 account under s. 20.143 (3) (Lm).

24 **SECTION 1982c.** 101.143 (2e) of the statutes is created to read:

1 101.143 **(2e)** RISK-BASED ANALYSIS. (a) The department of commerce and the
2 department of natural resources shall attempt to agree on a method, which shall
3 include consideration of the routes for migration of petroleum product
4 contamination, for determining the risk to public health, safety and welfare and to
5 the environment posed by discharges for which the department of commerce receives
6 notification under sub. (3) (a) 3.

7 (b) If the department of commerce and the department of natural resources are
8 unable to reach an agreement under par. (a), they shall refer the matters on which
9 they are unable to agree to the secretary of administration for resolution. The
10 secretary of administration shall resolve any matters on which the departments
11 disagree in a manner that is consistent with par. (a). The department of commerce
12 and the department of natural resources, jointly, shall promulgate rules
13 incorporating any agreement between the department of commerce and the
14 department of natural resources under par. (a) and any resolution of disagreements
15 between the departments by the secretary of administration under this paragraph.

16 (c) The department of natural resources or, if the discharge is covered under
17 s. 101.144 (2) (b), the department of commerce shall apply the method in the rules
18 promulgated under par. (b) to determine the risk posed by a discharge for which the
19 department of commerce receives notification under sub. (3) (a) 3.

20 **SECTION 1983b.** 101.143 (3) (c) 2. of the statutes is amended to read:

21 101.143 **(3)** (c) 2. Prepare a remedial action plan that identifies specific
22 remedial action activities proposed to be conducted under subd. 3. and submit the
23 remedial action plan to the department.

24 **SECTION 1983m.** 101.143 (3) (cm) of the statutes is amended to read:

1 101.143 (3) (cm) *Monitoring as remedial action.* An owner or operator or person
2 owning a home oil tank system may, with the approval of the department of natural
3 resources or, if the discharge is covered under s. 101.144 (2) (b), the department of
4 commerce, satisfy the requirements of par. (c) 2. and 3. by proposing and
5 implementing monitoring to ensure the effectiveness of the natural process of
6 degradation attenuation of petroleum product contamination.

7 **SECTION 1983p.** 101.143 (3) (cn) of the statutes is created to read:

8 101.143 (3) (cn) *Review of remedial action plans.* The department of natural
9 resources or, if the discharge is covered under s. 101.144 (2) (b), the department of
10 commerce shall review and approve or disapprove a remedial action plan submitted
11 under par. (c) 2.

12 **SECTION 1983t.** 101.143 (3) (cp) of the statutes is created to read:

13 101.143 (3) (cp) *Bidding process.* 1. Except as provided in subds. 2. to 5., if the
14 department of natural resources or, if the site is covered under s. 101.144 (2) (b), the
15 department of commerce estimates that the cost to complete a site investigation,
16 remedial action plan and remedial action for an occurrence exceeds \$80,000, the
17 department of commerce shall implement a competitive public bidding process to
18 obtain information to assist in making the determination under par. (cs).

19 2. The department of commerce or the department of natural resources may
20 waive the requirement under subd. 1. if an enforcement standard is exceeded in
21 groundwater within 1,000 feet of a well operated by a public utility, as defined in s.
22 196.01 (5), or within 100 feet of any other well used to provide water for human
23 consumption.

1 3. The department of commerce may waive the requirement under subd. 1. if
2 it determines that the remedial action plan identifies the least costly method of
3 complying with par. (c) 3. and with enforcement standards.

4 4. The department of commerce or the department of natural resources may
5 waive the requirement under subd. 1. on the grounds that waiver is necessary in an
6 emergency to prevent or mitigate an imminent hazard to public health, safety or
7 welfare or to the environment.

8 5. The department of commerce or the department of natural resources may
9 waive the requirement under subd. 1. after providing notice to the other department.

10 6. The department of commerce may disqualify a bid received under subd. 1.
11 if, based on information available to the department and experience with remedial
12 action at other sites, the bid is unlikely to establish an amount to sufficiently fund
13 remedial action that will comply with par. (c) 3. and with enforcement standards.

14 7. The department of commerce may disqualify a person from submitting bids
15 under subd. 1. if, based on past performance of the bidder, the department
16 determines that the person has demonstrated an inability to complete remedial
17 action within established cost limits.

18 **SECTION 1984c.** 101.143 (3) (cs) of the statutes is created to read:

19 101.143 (3) (cs) *Determination of least costly method of remedial action.* 1. The
20 department of commerce shall review the remedial action plan for a site that is
21 classified as low or medium risk under s. 101.144 and shall determine the least costly
22 method of complying with par. (c) 3. and with enforcement standards. The
23 department shall notify the owner or operator of its determination of the least costly
24 method and shall notify the owner or operator that reimbursement for remedial

1 action under this section is limited to the amount necessary to implement that
2 method.

3 2. The department of natural resources and the department of commerce shall
4 review the remedial action plan for a site that is classified as high risk under s.
5 101.144 and shall jointly determine the least costly method of complying with par.
6 (c) 3. and with enforcement standards. The departments shall notify the owner or
7 operator of their determination of the least costly method.

8 3. In making determinations under subd. 1., the department of commerce shall
9 determine whether natural attenuation will achieve compliance with par. (c) 3. and
10 with enforcement standards.

11 4. The department of commerce may review and modify an amount established
12 under subd. 1. if the department determines that new circumstances, including
13 newly discovered contamination at a site, warrant those actions.

14 **SECTION 1984m.** 101.143 (3) (cw) of the statutes is created to read:

15 101.143 (3) (cw) *Annual reviews.* 1. The department of commerce shall conduct
16 the annual review required under sub. (2) (i) 1. for a site that is classified as low or
17 medium risk under s. 101.144 and shall determine the least costly method of
18 completing remedial action at the site in order to comply with par. (c) 3. and with
19 enforcement standards. The department shall notify the owner or operator of its
20 determination of the least costly method and shall notify the owner or operator that
21 reimbursement under this section for any remedial action conducted after the date
22 of the notice is limited to the amount necessary to implement that method.

23 2. The department of natural resources and the department of commerce shall
24 conduct the annual review required under sub. (2) (i) 1. for a site that is classified as
25 high risk under s. 101.144 and shall jointly determine the least costly method of

1 completing remedial action at the site in order to comply with par. (c) 3. and with
2 enforcement standards. The departments shall notify the owner or operator of their
3 determination of the least costly method.

4 3. In making determinations under subds. 1. and 2., the department of natural
5 resources and the department of commerce shall determine whether natural
6 attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

7 4. The department of commerce may review and modify an amount established
8 under subd. 1. if the department determines that new circumstances, including
9 newly discovered contamination at a site, warrant those actions.

10 **SECTION 1985b.** 101.143 (3) (d) of the statutes is amended to read:

11 101.143 (3) (d) *Review of site investigations, remedial action plans and Final*
12 *review of remedial action activities.* ~~The department of natural resources or, if the~~
13 ~~discharge is covered under s. 101.144 (2) (b), the department of commerce shall, at~~
14 ~~the request of the claimant, review the site investigation and the remedial action~~
15 ~~plan and advise the claimant on the adequacy of proposed remedial action activities~~
16 ~~in meeting the requirements of s. 292.11. The advice is not an approval of the~~
17 ~~remedial action activities.~~ The department of natural resources or, if the discharge
18 is covered under s. 101.144 (2) (b), the department of commerce shall complete a final
19 review of the remedial action activities within 60 days after the claimant notifies the
20 appropriate department that the remedial action activities are completed.

21 **SECTION 1985e.** 101.143 (3) (g) (intro.) and 1. of the statutes are consolidated,
22 renumbered 101.143 (3) (g) and amended to read:

23 101.143 (3) (g) *Emergency situations.* Notwithstanding pars. (a) 3. and (c) 1.
24 and 2., an owner or operator or the person may submit a claim for an award under
25 sub. (4) after notifying the department under par. (a) 3., without completing an

1 investigation under par. (c) 1. and without preparing a remedial action plan under
2 par. (c) 2. if any of the following apply: ~~1. An an emergency existed which made the~~
3 investigation under par. (c) 1. and the remedial action plan under par. (c) 2.
4 inappropriate and, before conducting remedial action, the owner or operator or
5 person notified the department of commerce and the department of natural
6 resources of the emergency and the department of commerce and the department of
7 natural resources authorized emergency action.

8 **SECTION 1985f.** 101.143 (3) (g) 2. of the statutes is repealed.

9 **SECTION 1985m.** 101.143 (4) (b) (intro.) of the statutes is amended to read:

10 101.143 (4) (b) *Eligible costs.* (intro.) ~~Eligible~~ Except as provided in par. (c).
11 eligible costs for an award under par. (a) include actual costs or, if the department
12 establishes a schedule usual and customary cost under par. (cm) for an item, usual
13 and customary costs for the following items ~~only~~:

14 **SECTION 1985r.** 101.143 (4) (b) 16. of the statutes is created to read:

15 101.143 (4) (b) 16. Compliance using the least costly method, with an order of
16 the department of commerce or the department of natural resources to conduct
17 remedial action activities in response to a discharge from a petroleum product
18 storage system or home oil tank system.

19 **SECTION 1985w.** 101.143 (4) (c) (intro.) of the statutes is amended to read:

20 101.143 (4) (c) *Exclusions from eligible costs.* (intro.) Eligible costs for an
21 award under par. (a) do not include the following, regardless of whether a competitive
22 bidding process is used:

23 **SECTION 1986c.** 101.143 (4) (c) 8. of the statutes is renumbered 101.143 (4) (c)
24 8. (intro.) and amended to read:

1 101.143 (4) (c) 8. (intro.) Interest costs incurred by an applicant that exceed
2 interest at 1% over the prime rate, as determined under rules promulgated by the
3 department. the following rate:

4 **SECTION 1986e.** 101.143 (4) (c) 8. a. to f. of the statutes are created to read:

5 101.143 (4) (c) 8. a. If the applicant has gross revenues of not more than
6 \$5,000,000 in the most recent tax year before the applicant submits a claim, 1% over
7 the prime rate.

8 b. If the applicant has gross revenues of more than \$5,000,000 but not more
9 than \$15,000,000 in the most recent tax year before the applicant submits a claim,
10 the prime rate.

11 c. If the applicant has gross revenues of more than \$15,000,000 but not more
12 than \$25,000,000 in the most recent tax year before the applicant submits a claim,
13 1% under the prime rate.

14 d. If the applicant has gross revenues of more than \$25,000,000 but not more
15 than \$35,000,000 in the most recent tax year before the applicant submits a claim,
16 2% under the prime rate.

17 e. If the applicant has gross revenues of more than \$35,000,000 but not more
18 than \$45,000,000 in the most recent tax year before the applicant submits a claim,
19 3% under the prime rate.

20 f. If the applicant has gross revenues of more than \$45,000,000 in the most
21 recent tax year before the applicant submits a claim, 4% under the prime rate.

22 **SECTION 1986g.** 101.143 (4) (c) 10. of the statutes is created to read:

23 101.143 (4) (c) 10. Fees charged under sub. (2) (L) or s. 292.55 (2).

24 **SECTION 1986i.** 101.143 (4) (c) 11. of the statutes is created to read:

1 101.143 (4) (c) 11. For a site that is classified as low or medium risk under s.
2 101.144, costs that exceed the amount necessary to comply with sub. (3) (c) 3. and
3 with enforcement standards using the least costly method, subject to par. (b) 16.

4 **SECTION 1986k.** 101.143 (4) (c) 12. of the statutes is created to read:

5 101.143 (4) (c) 12. Costs that are incurred after the date of a notice under sub.
6 (3) (cw) 1. and that exceed the amount necessary to comply with sub. (3) (c) 3. and
7 with enforcement standards using the method specified in the notice, subject to par.
8 (b) 16.

9 **SECTION 1986m.** 101.143 (4) (cm) of the statutes is renumbered 101.143 (4)
10 (cm) 1. and amended to read:

11 101.143 (4) (cm) 1. The department ~~may~~ shall establish a schedule of usual and
12 customary costs for any items under par. (b) and ~~may~~ that are commonly associated
13 with claims under this section. The department shall use that schedule to determine
14 the amount of a claimant's eligible costs for an occurrence for which a competitive
15 bidding process is not used, except in circumstances under which higher costs must
16 be incurred to comply with sub. (3) (c) 3. and with enforcement standards. For an
17 occurrence for which a competitive bidding process is used, the department may not
18 use the schedule. In the schedule, the department shall specify the maximum
19 number of reimbursable hours for particular tasks and the maximum reimbursable
20 hourly rates for those tasks. The department shall use methods of data collection and
21 analysis that enable the schedule to be revised to reflect changes in actual costs. This
22 subdivision does not apply after June 30, 2001.

23 **SECTION 1986p.** 101.143 (4) (cm) 2. of the statutes is created to read:

24 101.143 (4) (cm) 2. The department may establish a schedule of usual and
25 customary costs for any items under par. (b) and may use that schedule to determine

1 the amount of a claimant's eligible costs. This subdivision applies after June 30,
2 2001.

3 **SECTION 1987b.** 101.143 (4) (d) 2. (intro.) of the statutes is amended to read:

4 101.143 (4) (d) 2. (intro.) The department shall issue the award under this
5 paragraph without regard to fault in an amount equal to the amount of the eligible
6 costs that exceeds a the deductible amount of ~~\$2,500 plus 5% of the eligible costs, but~~
7 ~~not more than \$7,500 per occurrence, except that the deductible amount for a~~
8 ~~petroleum product storage system that is owned by a school district or a technical~~
9 ~~college district and that is used for storing heating oil for consumptive use on the~~
10 ~~premises is 25% of eligible costs~~ under par. (dg). An award issued under this
11 paragraph may not exceed the following for each occurrence:

12 **SECTION 1991c.** 101.143 (4) (dg) of the statutes is created to read:

13 101.143 (4) (dg) *Deductible; underground systems.* The amount of the
14 deductible for an award under par. (d) is as follows for each occurrence:

15 1. Except as provided under par. (di), for an owner or operator of an
16 underground petroleum product storage tank system that is located at a facility at
17 which petroleum is stored for resale or an owner or operator of an underground
18 petroleum product storage tank system that handles an annual average of more than
19 10,000 gallons of petroleum per month, \$5,000 plus 4% of the amount by which
20 eligible costs exceed \$100,000.

21 2. For a school district or a technical college district with respect to a discharge
22 from an underground petroleum product storage tank system that is used for storing
23 heating oil for consumptive use on the premises, 25% of eligible costs.

24 3. For the owner or operator of a petroleum product storage system that is
25 described in par. (ei) 1., \$5,000.

1 4. For an owner or operator other than an owner or operator described in subd.
2 1., 2. or 3., \$2,500, plus 5% of eligible costs, but not more than \$7,500.

3 **SECTION 1992c.** 101.143 (4) (di) of the statutes is created to read:

4 101.143 (4) (di) *Rules concerning deductible for underground systems.* The
5 department may promulgate rules describing a class of owners and operators of
6 underground petroleum product storage tank systems otherwise subject to par. (dg)
7 1. for whom the deductible is the amount under par. (dg) 4. rather than the amount
8 under par. (dg) 1. if the class is based on financial hardship or consists of local
9 governmental units that are conducting remedial action as part of projects to
10 redevelop brownfields, as defined in s. 560.13 (1) (a).

11 **SECTION 1993c.** 101.143 (4) (dm) 2. a. of the statutes is amended to read:

12 101.143 (4) (dm) 2. a. For the owner or operator of a terminal, \$15,000 plus 5%
13 10% of the amount by which eligible costs exceed \$200,000.

14 **SECTION 1993f.** 101.143 (4) (dm) 2. c. of the statutes is amended to read:

15 101.143 (4) (dm) 2. c. For the owner or operator of a petroleum product storage
16 system that is described in par. (ei) 1., ~~\$2,500 plus 5% of eligible costs but not more~~
17 ~~than \$7,500~~ \$5,000 per occurrence.

18 **SECTION 1993m.** 101.143 (4) (ei) 2. of the statutes is repealed and recreated to
19 read:

20 101.143 (4) (ei) 2. The department shall review claims related to discharges
21 from farm tanks described in subd. 1. as soon as the claims are received. The
22 department shall issue an award for an eligible discharge from a farm tank described
23 in subd. 1. as soon as it completes the review of the claim.

24 **SECTION 1994.** 101.143 (9m) of the statutes is created to read:

1 101.143 **(9m)** REVENUE OBLIGATIONS. (a) For purposes of subch. II of ch. 18, the
2 petroleum storage remedial action program is a special fund program, and the
3 petroleum inspection fund is a special fund. The petroleum inspection fund is a
4 segregated fund created by the imposition of fees, penalties or excise taxes. The
5 legislature finds and determines that a nexus exists between the petroleum storage
6 remedial action program and the petroleum inspection fund in that fees imposed on
7 users of petroleum are used to remedy environmental damage caused by petroleum
8 storage.

9 (b) Deposits, appropriations or transfers to the petroleum inspection fund for
10 the purposes of the petroleum storage remedial action program may be funded with
11 the proceeds of revenue obligations issued subject to and in accordance with subch.
12 II of ch. 18 and, if designated a higher education bond, in accordance with subch. IV
13 of ch. 18.

14 (e) The department shall have all other powers necessary and convenient to
15 distribute the special fund revenues and to distribute the proceeds of the revenue
16 obligations in accordance with subch. II of ch. 18 and, if designated a higher
17 education bond, in accordance with subch. IV of ch. 18.

18 (f) The department may enter into agreements with the federal government or
19 its agencies, political subdivisions of this state, individuals or private entities to
20 insure or in any other manner provide additional security for the revenue obligations
21 issued under this subsection.

22 (g) Revenue obligations may be contracted by the building commission when
23 it reasonably appears to the building commission that all obligations incurred under
24 this subsection can be fully paid on a timely basis from moneys received or
25 anticipated to be received. Revenue obligations issued under this subsection may not

1 exceed \$270,000,000 in principal amount. In addition to this limit on principal
2 amount, the building commission may contract revenue obligations under this
3 subsection as the building commission determines is desirable to fund or refund
4 outstanding revenue obligations, to pay issuance or administrative expenses, to
5 make deposits to reserve funds or to pay accrued or capitalized interest.

6 (gm) Of the revenue obligations authorized under par. (g), no more than
7 \$170,000,000 may be issued until all of the following conditions have been met:

8 1. The joint committee on finance has approved, at a regular quarterly meeting
9 under s. 13.10, a report jointly submitted by the departments of administration,
10 commerce and natural resources. The report shall include information regarding all
11 of the following:

12 a. The proposed issuance of any revenue obligations in excess of \$170,000,000.

13 b. The amount of claims under sub. (3) received during the 2 calendar quarters
14 immediately preceding the date of the report.

15 c. The number and dollar amount of claims under sub. (3) that the department
16 of commerce has received but not paid.

17 d. The progress made by the departments of administration, commerce and
18 natural resources in implementing cost control strategies to reduce the costs of
19 cleanups at sites for which claims are submitted under sub. (3).

20 2. The departments of commerce and natural resources have jointly
21 promulgated permanent rules under sub. (2) (h) to (j).

22 (h) Unless otherwise expressly provided in resolutions authorizing the
23 issuance of revenue obligations or in other agreements with the owners of revenue
24 obligations, each issue of revenue obligations under this subsection shall be on a
25 parity with every other revenue obligation issued under this subsection and in

1 accordance with subch. II of ch. 18 and, if designated a higher education bond, in
2 accordance with subch. IV of ch. 18.

3 (i) Recognizing its moral obligation to do so, the legislature expresses its
4 expectation and aspiration that, if the legislature reduces the rate of the petroleum
5 inspection fee and if the funds in the petroleum inspection fund are insufficient to
6 pay the principal and interest on the revenue obligations issued under subch. II or
7 IV of ch. 18 pursuant to this subsection, the legislature shall make an appropriation
8 from the general fund sufficient to pay the principal and interest on the obligations.

9 **SECTION 1994m.** 101.143 (11) of the statutes is created to read:

10 101.143 (11) REPORTS. No later than each January 1 and July 1, the department
11 of commerce and the department of natural resources shall submit the the governor,
12 to the joint legislative audit committee, to the joint committee on finance and to the
13 appropriate standing committees of the legislature, under s. 13.172 (3), a report on
14 the program under this section. The departments shall include all of the following
15 information in the report:

16 (a) All of the following information for each petroleum product storage system
17 and home oil tank system from which a discharge has occurred for which remedial
18 action activities are being conducted:

19 1. The date on which the record of the site investigation was received.

20 2. The environmental risk factors, as defined by the department of commerce
21 by rule, identified at the site.

22 3. The year in which the approval under sub. (3) (c) 4. is expected to be issued.

23 (am) The number of notices received under sub. (3) (a) 3. and the number of
24 approvals given under sub. (3) (c) 4.

25 (b) The percentage of sites classified as high risk under s. 101.144.

1 (c) The name of each person providing engineering consulting services to a
2 claimant under this section and the number of claimants to whom the person has
3 provided those services.

4 (d) The charges for engineering consulting services for sites for which
5 approvals are given under sub. (3) (c) 4. and for other sites.

6 (e) The charges by service providers other than engineering consultants for
7 services for which reimbursement is provided under this section, including
8 excavating, hauling, laboratory testing and landfill disposal.

9 (em) Whether disputes have arisen between the departments under sub. (3)
10 (cw) 2. and, if so, how those disputes have been resolved.

11 (f) Strategies for recording and monitoring complaints of fraud in the program
12 under this section and for the use of employes of the department of commerce who
13 conduct audits to identify questionable claims and investigate complaints.

14 **SECTION 1995p.** 101.144 (1) (ae) of the statutes is created to read:

15 101.144 (1) (ae) “Enforcement standard” has the meaning given in s. 160.01 (2).

16 **SECTION 1995r.** 101.144 (1) (aq) of the statutes is created to read:

17 101.144 (1) (aq) Except as provided under sub. (3g), “high-risk site” means the
18 site of a discharge of a petroleum product from a petroleum storage tank if the
19 discharge has resulted in a concentration of contaminants that exceeds an
20 enforcement standard in soil that has a hydraulic conductivity of 1×10^{-5} centimeters
21 per second or if at least one of the following applies:

22 1. Repeated tests show that the discharge has resulted in a concentration of
23 contaminants in a well used to provide water for human consumption that exceeds
24 a preventive action limit, as defined in s. 160.01 (6).

1 2. Petroleum product that is not in dissolved phase is present with a thickness
2 of 0.01 feet or more, as shown by repeated measurements.

3 3. An enforcement standard is exceeded in groundwater within 1,000 feet of a
4 well operated by a public utility, as defined in s. 196.01 (5), or within 100 feet of any
5 other well used to provide water for human consumption.

6 4. An enforcement standard is exceeded in bedrock.

7 **SECTION 1996c.** 101.144 (2) (b) 1. of the statutes is amended to read:

8 101.144 (2) (b) 1. The site of the discharge is classified, as provided under sub.
9 (3m) (a) 3., as medium ~~priority~~ risk or low ~~priority~~ risk, based on the threat that the
10 discharge poses to public health, safety and welfare and to the environment.

11 **SECTION 1996e.** 101.144 (2) (b) 2. of the statutes is amended to read:

12 101.144 (2) (b) 2. The site of the discharge is not contaminated by a hazardous
13 substance other than the petroleum product, including any additive, that was
14 discharged from the petroleum storage tank.

15 **SECTION 1997c.** 101.144 (3g) of the statutes is created to read:

16 101.144 (3g) (a) If, on December 1, 1999, more than 35% of sites classified
17 under this section, excluding sites that are contaminated by a hazardous substance
18 other than a petroleum product or an additive to a petroleum product, are classified
19 as high-risk sites, the department of commerce and the department of natural
20 resources shall attempt to reach an agreement that specifies standards for
21 determining whether the site of a discharge of a petroleum product from a petroleum
22 storage tank is classified as high risk. The standards shall be designed to classify
23 no more than 35% of those sites as high-risk sites and may not classify all sites at
24 which an enforcement standard is exceeded as high-risk sites. If the department of
25 commerce and the department of natural resources are unable to reach an

1 agreement, they shall refer the matters on which they are unable to agree to the
2 secretary of administration for resolution. The secretary of administration shall
3 resolve any matters on which the departments disagree in a manner that is
4 consistent with this paragraph. The department of commerce shall promulgate rules
5 incorporating any agreement between the department of commerce and the
6 department of natural resources under this paragraph and any resolution of
7 disagreements between the departments by the secretary of administration under
8 this paragraph.

9 (b) If, 6 months after rules under par. (a) are in effect, more than 35% of the sites
10 classified under this section, excluding sites that are contaminated by a hazardous
11 substance other than a petroleum product or an additive to a petroleum product, are
12 classified as high-risk sites, the department of commerce shall revise the rules using
13 the procedure for promulgating the rules in par. (a).

14 **SECTION 1998ac.** 101.144 (3m) (a) 3. of the statutes is amended to read:

15 101.144 (3m) (a) 3. Establishes procedures, standards and schedules for
16 determining whether the site of a discharge of a petroleum product from a petroleum
17 storage tank is classified as high priority, medium priority risk or low priority risk
18 and establishes procedures and schedules for classifying sites of discharges of
19 petroleum products from petroleum storage tanks.

20 **SECTION 1998af.** 101.63 (3m) of the statutes is created to read:

21 101.63 (3m) Contract with a private organization to provide education
22 regarding construction standards and inspection requirements under this
23 subchapter and under rules promulgated under this subchapter to builders of
24 dwellings in this state. The department may only contract with an organization
25 under this subsection if the organization is described in section 501 (c) (3) of the

1 Internal Revenue Code and is exempt from federal income tax under section 501 (a)
2 of the Internal Revenue Code.

3 **SECTION 1998ak.** 101.651 (title) of the statutes is amended to read:

4 **101.651 (title) Certain municipalities ~~excepted~~ exempted.**

5 **SECTION 1998ap.** 101.651 (1) (title) of the statutes is created to read:

6 101.651 (1) (title) DEFINITION.

7 **SECTION 1998as.** 101.651 (2) of the statutes is repealed.

8 **SECTION 1998av.** 101.651 (2m) of the statutes is created to read:

9 101.651 (2m) EXEMPTION BY RESOLUTION. A municipality shall exercise
10 jurisdiction over the construction and inspection of new one- and 2-family dwellings
11 by enacting ordinances under s. 101.65 (1) (a) or shall exercise the jurisdiction
12 granted under s. 101.65 (1) (a) jointly under s. 101.65 (1) (b), unless the municipality
13 does any of the following by resolution:

14 (a) Requests under sub. (3) that the department or a county enforce this
15 subchapter or an ordinance enacted under s. 101.65 (1) (a) throughout the
16 municipality and that the department or a county provide inspection services in the
17 municipality to administer and enforce this subchapter or an ordinance enacted
18 under s. 101.65 (1) (a).

19 (b) Determines not to exercise jurisdiction over the construction and inspection
20 of new one- and 2-family dwellings under s. 101.65 (1) (a), not to exercise jurisdiction
21 jointly under s. 101.65 (1) (b), not to request under sub. (3) that the department or
22 a county enforce this subchapter or an ordinance enacted under s. 101.65 (1) (a)
23 throughout the municipality and not to request under sub. (3) that the department
24 or a county provide inspection services in the municipality to administer and enforce
25 this subchapter or an ordinance enacted under s. 101.65 (1) (a).

1 **SECTION 1998ay.** 101.651 (3) of the statutes is amended to read:

2 101.651 (3) DEPARTMENTAL AND COUNTY AUTHORITY IN MUNICIPALITIES; GENERALLY.

3 Except as provided in sub. (3m) ~~or (3s)~~, the department or a county may not enforce
4 this subchapter or an ordinance enacted under s. 101.65 (1) (a) or provide inspection
5 services in a municipality unless requested to do so by a person with respect to a
6 particular dwelling or by the municipality. A request by a person or a municipality
7 with respect to a particular dwelling does not give the department or a county
8 authority with respect to any other dwelling. Costs shall be collected under s. 101.65
9 (1) (c) or ss. 101.63 (9) and 101.65 (2) from ~~the~~ a person or municipality making ~~the~~
10 a request under this subsection.

11 **SECTION 1998bc.** 101.651 (3m) (title) of the statutes is created to read:

12 101.651 (3m) (title) AUTHORITY OVER EROSION CONTROL IN TOWNS,
13 UNINCORPORATED AREAS AND CERTAIN EXEMPTED MUNICIPALITIES.

14 **SECTION 1998bg.** 101.651 (3m) of the statutes is renumbered 101.651 (3m) (a)
15 and amended to read:

16 101.651 (3m) (a) The department may enforce s. 101.653 in a municipality that
17 ~~does not perform or contract for inspection services under s. 101.65 (1) (a) or (b)~~
18 adopts a resolution under sub. (2m) (b). A county may enforce those provisions of an
19 ordinance enacted under s. 101.65 (1) (a) related to construction site erosion in any
20 city or village that ~~does not perform or contract for inspection services under s. 101.65~~
21 ~~(1) (a) or (b)~~ adopts a resolution under sub. (2m) (b). The department or the county
22 shall collect a fee for the inspection services under this subsection.

23 **SECTION 1998bL.** 101.651 (3s) of the statutes is renumbered 101.651 (3m) (b).

24 **SECTION 1998bp.** 101.651 (4) (title) of the statutes is created to read:

25 101.651 (4) (title) DATA RELATING TO HOUSING STARTS IN MUNICIPALITIES.

1 **SECTION 1998bt.** 101.651 (5) (title) of the statutes is created to read:

2 101.651 **(5)** (title) EFFECT OF SECTION ON CERTAIN LAWS.

3 **SECTION 1998bx.** 101.651 (6) (title) of the statutes is created to read:

4 101.651 **(6)** (title) ENERGY CONSERVATION RULES; CONTINUING EFFECT.

5 **SECTION 1998cc.** 101.91 (1) of the statutes is renumbered 101.91 (2e).

6 **SECTION 1998cg.** 101.91 (1g), (1m), (2g) and (2m) of the statutes are created
7 to read:

8 101.91 **(1g)** “Delivery date” means the date on which a mobile home is
9 physically delivered to the site chosen by the mobile home owner.

10 **(1m)** “License period” means the period during which a license issued under
11 s. 101.951 or 101.952 is effective, as established by the department under s. 101.951
12 (2) (b) 1. or 101.952 (2) (b) 1.

13 **(2g)** “Mobile home dealer” means a person who, for a commission or other thing
14 of value, sells, exchanges, buys or rents, or offers or attempts to negotiate a sale or
15 exchange of an interest in, mobile homes or who is engaged wholly or partially in the
16 business of selling mobile homes, whether or not the mobile homes are owned by the
17 person, but does not include:

18 (a) A receiver, trustee, administrator, executor, guardian or other person
19 appointed by or acting under the judgment or order of any court.

20 (b) Any public officer while performing that officer’s official duty.

21 (c) Any employe of a person enumerated in par. (a) or (b).

22 (d) Any lender, as defined in s. 421.301 (22).

23 (e) A person transferring a mobile home registered in that person’s name and
24 used for that person’s personal, family or household purposes, if the transfer is an
25 occasional sale and is not part of the business of the transferor.

1 **(2m)** “Mobile home owner” means any person who purchases, or leases from
2 another, a mobile home primarily for use for personal, family or household purposes.

3 **SECTION 1998cL.** 101.91 (3) of the statutes is amended to read:

4 101.91 **(3)** “Mobile home park” ~~has the meaning given in s. 66.058 (1) (e)~~ means
5 any plot or plots of ground upon which 3 or more mobile homes or manufactured
6 homes that are occupied for dwelling or sleeping purposes are located. “Mobile home
7 park” does not include a farm where the occupants of the mobile homes or
8 manufactured homes are the father, mother, son, daughter, brother or sister of the
9 farm owner or operator or where the occupants of the mobile homes or manufactured
10 homes work on the farm.

11 **SECTION 1998cp.** 101.91 (4), (5) and (6) of the statutes are created to read:

12 101.91 **(4)** “Mobile home salesperson” means any person who is employed by
13 a mobile home manufacturer or mobile home dealer to sell or lease mobile homes.

14 **(5)** “New mobile home” means a mobile home that has never been occupied,
15 used or sold for personal or business use.

16 **(6)** “Used mobile home” means a mobile home that has previously been
17 occupied, used or sold for personal or business use.

18 **SECTION 1998ct.** 101.92 (9) of the statutes is created to read:

19 101.92 **(9)** Shall promulgate rules and establish standards necessary to carry
20 out the purposes of ss. 101.953 and 101.954.

21 **SECTION 1998cx.** 101.9202 of the statutes is created to read:

22 **101.9202 Excepted liens and security interests.** Sections 101.9203 to
23 101.9218 do not apply to or affect:

24 **(1)** A lien given by statute or rule of law to a supplier of services or materials
25 for the mobile home.

1 **(2)** A lien given by statute to the United States, this state or any political
2 subdivision of this state.

3 **(3)** A security interest in a mobile home created by a mobile home dealer or
4 manufacturer who holds the mobile home for sale, which shall be governed by the
5 applicable provisions of ch. 409.

6 **SECTION 1998gc.** 101.9203 of the statutes is created to read:

7 **101.9203 When certificate of title required. (1)** The owner of a mobile
8 home situated in this state or intended to be situated in this state shall make
9 application for certificate of title under s. 101.9209 for the mobile home if the owner
10 has newly acquired the mobile home.

11 **(2)** Any owner who situates in this state a mobile home for which a certificate
12 of title is required without such certificate having been issued or applied for, knowing
13 that the certificate of title has not been issued or applied for, may be required to
14 forfeit not more than \$200. A certificate is considered to have been applied for when
15 the application accompanied by the required fee has been delivered to the
16 department or deposited in the mail properly addressed and with postage prepaid.

17 **(3)** Unless otherwise authorized by rule of the department, a nonresident
18 owner of a mobile home situated in this state may not apply for a certificate of title
19 under this subchapter unless the mobile home is subject to a security interest or
20 except as provided in s. 101.9209 (1) (a).

21 **SECTION 1998gg.** 101.9204 of the statutes is created to read:

22 **101.9204 Application for certificate of title. (1)** An application for a
23 certificate of title shall be made to the department upon a form or in an automated
24 format prescribed by it and shall be accompanied by the required fee. Each
25 application for certificate of title shall include the following information:

1 (a) The name and address of the owner.

2 (b) A description of the mobile home, including make, model, identification
3 number and any other information or documentation that the department may
4 reasonably require for proper identification of the mobile home.

5 (c) The date of purchase by the applicant, the name and address of the person
6 from whom the mobile home was acquired and the names and addresses of any
7 secured parties in the order of their priority.

8 (d) If the mobile home is a new mobile home being titled for the first time, the
9 signature of the mobile home dealer. The document of origin shall contain the
10 information specified by the department.

11 (e) Any further evidence of ownership which the department may reasonably
12 require to enable it to determine whether the owner is entitled to a certificate of title
13 and the existence or nonexistence of security interests in the mobile home.

14 (f) If the identification number of the mobile home has been removed,
15 obliterated or altered, or if the original casting has been replaced, or if the mobile
16 home has not been numbered by the manufacturer, the application for certificate of
17 title shall so state.

18 (g) If the mobile home is a used mobile home which was last previously titled
19 in another jurisdiction, the applicant shall furnish any certificate of ownership
20 issued by the other jurisdiction and a statement pertaining to the title history and
21 ownership of the mobile home, such statement to be in the form that the department
22 prescribes.

23 **(2)** Any person who knowingly makes a false statement in an application for
24 a certificate of title may be fined not more than \$5,000 or imprisoned for not more
25 than 5 years or both.

1 **SECTION 1998gL.** 101.9205 of the statutes is created to read:

2 **101.9205 When department to issue certificate and to whom;**
3 **maintenance of records. (1)** The department shall maintain a record of each
4 application for certificate of title received by it and, when satisfied as to its
5 genuineness and regularity and that the applicant is entitled to the issuance of a
6 certificate of title, shall issue and deliver a certificate to the owner of the mobile
7 home.

8 **(2)** The department shall maintain a record of all applications, and all
9 certificates of title issued by the department, indexed in the following manners:

10 (a) According to title number.

11 (b) Alphabetically, according to the name of the owner.

12 (c) In any other manner which the department determines to be desirable.

13 **(3)** The department shall charge a fee of not less than \$2 for conducting a file
14 search of mobile home title records.

15 **SECTION 1998gp.** 101.9206 of the statutes is created to read:

16 **101.9206 Contents of certificate of title. (1)** Each certificate of title issued
17 by the department shall contain all of the following:

18 (a) The name and address of the owner.

19 (b) The names of any secured parties in the order of priority as shown on the
20 application or, if the application is based on another certificate of title, as shown on
21 that certificate.

22 (c) The title number assigned to the mobile home.

23 (d) A description of the mobile home, including make, model and identification
24 number.

25 (e) Any other data which the department considers pertinent and desirable.

1 **(2)** (a) The certificate of title shall contain spaces for all of the following:

2 1. Assignment and warranty of title by the owner.

3 2. Reassignment and warranty of title by a mobile home dealer.

4 (b) The certificate of title may contain spaces for application for a certificate of
5 title by a transferee and for the naming of a secured party and the assignment or
6 release of a security interest.

7 **(3)** (a) Unless the applicant fulfills the requirements of par. (b), the department
8 shall issue a distinctive certificate of title for a mobile home last previously registered
9 in another jurisdiction if the laws of the other jurisdiction do not require that secured
10 parties be named on a certificate of title to perfect their security interests. The
11 certificate shall contain the legend “This mobile home may be subject to an
12 undisclosed security interest” and may contain any other information that the
13 department prescribes. If the department receives no notice of a security interest in
14 the mobile home within 4 months from the issuance of the distinctive certificate of
15 title, the department shall, upon application and surrender of the distinctive
16 certificate, issue a certificate of title in ordinary form.

17 (b) The department may issue a nondistinctive certificate of title if the
18 applicant fulfills either of the following requirements:

19 1. The applicant is a mobile home dealer and is financially responsible as
20 substantiated by the last financial statement on file with the department, a finance
21 company licensed under s. 138.09, a bank organized under the laws of this state, or
22 a national bank located in this state.

23 2. The applicant has filed with the department a bond in the form prescribed
24 by the department and executed by the applicant, and either accompanied by the
25 deposit of cash with the department or also executed by a person authorized to

1 conduct a surety business in this state. The bond shall be in an amount equal to 1.5
2 times the value of the mobile home as determined by the department and conditioned
3 to indemnify any prior owner and secured party and any subsequent purchaser of the
4 mobile home or person acquiring any security interest in it, and their respective
5 successors in interest, against any expense, loss or damage, including reasonable
6 attorney fees, by reason of the issuance of the certificate of title of the mobile home
7 or on account of any defect in or undisclosed security interest upon the right, title and
8 interest of the applicant in and to the mobile home. Any such interested person has
9 a right of action to recover on the bond for any breach of its conditions, but the
10 aggregate liability of the surety to all persons shall not exceed the amount of the
11 bond. The bond, and any deposit accompanying it, shall be returned at the end of 5
12 years or prior thereto if, apart from this section, a nondistinctive certificate of title
13 could then be issued for the mobile home.

14 (4) A certificate of title issued by the department is prima facie evidence of the
15 facts appearing on it.

16 (5) The department may issue a certificate of title in an automated format.

17 **SECTION 1998gt.** 101.9207 of the statutes is created to read:

18 **101.9207 Lost, stolen or mutilated certificates. (1)** If a certificate of title
19 is lost, stolen, mutilated or destroyed or becomes illegible, the owner or legal
20 representative of the owner named in the certificate, as shown by the records of the
21 department, shall promptly make application for and may obtain a replacement
22 upon furnishing information satisfactory to the department. The replacement
23 certificate of title shall contain the legend “This is a replacement certificate and may
24 be subject to the rights of a person under the original certificate”.

1 **(2)** A person recovering an original certificate of title for which a replacement
2 has been issued shall promptly surrender the original certificate to the department.

3 **SECTION 1998gx.** 101.9208 of the statutes is created to read:

4 **101.9208 Fees.** The department shall be paid the following fees:

5 **(1)** For filing an application for the first certificate of title, \$8.50, by the owner
6 of the mobile home.

7 **(2)** Upon filing an application under sub. (1) or (4) before the first day of the
8 2nd month beginning after the effective date of this subsection [revisor inserts
9 date], an environmental impact fee of \$5, by the person filing the application. Upon
10 filing an application under sub. (1) or (4) on or after the first day of the 2nd month
11 beginning after the effective date of this subsection [revisor inserts date], an
12 environmental impact fee of \$6, by the person filing the application. All moneys
13 collected under this subsection shall be credited to the environmental fund for
14 environmental management.

15 **(3)** For the original notation and subsequent release of each security interest
16 noted upon a certificate of title, a single fee of \$4 by the owner of the mobile home.

17 **(4)** For a certificate of title after a transfer, \$8.50, by the owner of the mobile
18 home.

19 **(6)** For each assignment of a security interest noted upon a certificate of title,
20 \$1 by the assignee.

21 **(7)** For a replacement certificate of title, \$8, by the owner of the mobile home.

22 **(8)** For processing applications for certificates of title which have a special
23 handling request for fast service, a fee established by the department by rule, which
24 fee shall approximate the cost to the department for providing this special handling
25 service to persons so requesting.

1 **(9)** For the reinstatement of a certificate of title previously suspended or
2 revoked, \$25.

3 **(10)** For transfer of registration or credits for registration to a mobile home
4 currently titled in the name of the applicant, \$4, by the owner of the mobile home.

5 **SECTION 1998Lc.** 101.9209 of the statutes is created to read:

6 **101.9209 Transfer of interest in a mobile home.** **(1)** (a) If an owner
7 transfers an interest in a mobile home, other than by the creation of a security
8 interest, the owner shall, at the time of the delivery of the mobile home, execute an
9 assignment and warranty of title to the transferee in the space provided therefor on
10 the certificate, and cause the certificate to be mailed or delivered to the transferee.

11 (b) Any person who holds legal title of a mobile home with one or more other
12 persons may transfer ownership of the mobile home under this subsection if legal
13 title to the mobile home is held in the names of such persons in the alternative,
14 including a mobile home held in a form designating the holder by the words “(name
15 of one person) or (name of other person)”.

16 **(2)** Promptly after delivery to him or her of the mobile home, the transferee
17 shall execute the application for a new certificate of title in the space provided
18 therefor on the certificate or as the department prescribes, and cause the certificate
19 and application to be mailed or delivered to the department.

20 **(3)** A transfer by an owner is not effective until the provisions of this section
21 have been complied with. An owner who has delivered possession of the mobile home
22 to the transferee and has complied with the provisions of this section requiring action
23 by him or her is not liable as owner for any damages thereafter resulting from use
24 of the mobile home.

1 **(4)** Any owner of a mobile home for which a certificate of title has been issued,
2 who upon transfer of the mobile home fails to execute and deliver the assignment and
3 warranty of title required by sub. (1), may be required to forfeit not more than \$500.

4 **(5) (a)** Any transferee of a mobile home who fails to make application for a new
5 certificate of title immediately upon transfer to him or her of a mobile home may be
6 required to forfeit not more than \$200.

7 **(b)** Any transferee of a mobile home who, with intent to defraud, fails to make
8 application for a new certificate of title immediately upon transfer to him or her of
9 a mobile home may be fined not more than \$1,000 or imprisoned for not more than
10 30 days or both.

11 **(c)** A certificate is considered under this subsection to have been applied for
12 when the application accompanied by the required fee has been delivered to the
13 department or deposited in the mail properly addressed with postage prepaid.

14 **SECTION 1998Lg.** 101.921 of the statutes is created to read:

15 **101.921 Transfer to or from dealer. (1)** (a) Except as provided in par. (b),
16 if a mobile home dealer acquires a mobile home and holds it for resale or accepts a
17 mobile home for sale on consignment, the mobile home dealer may not submit to the
18 department the certificate of title or application for certificate of title naming the
19 mobile home dealer as owner of the mobile home. Upon transferring the mobile home
20 to another person, the mobile home dealer shall immediately give the transferee, on
21 a form prescribed by the department, a receipt for all title, security interest and sales
22 tax moneys paid to the mobile home dealer for transmittal to the department when
23 required. The mobile home dealer shall promptly execute the assignment and
24 warranty of title, showing the name and address of the transferee and of any secured
25 party holding a security interest created or reserved at the time of the resale or sale

1 on consignment, in the spaces provided therefor on the certificate or as the
2 department prescribes. Within 7 business days following the sale or transfer, the
3 mobile home dealer shall mail or deliver the certificate or application for certificate
4 to the department with the transferee's application for a new certificate. A
5 nonresident who purchases a mobile home from a mobile home dealer in this state
6 may not, unless otherwise authorized by rule of the department, apply for a
7 certificate of title issued for the mobile home in this state unless the mobile home
8 dealer determines that a certificate of title is necessary to protect the interests of a
9 secured party. The mobile home dealer is responsible for determining whether a
10 certificate of title and perfection of security interest is required. The mobile home
11 dealer is liable for any damages incurred by the department or any secured party for
12 the mobile home dealer's failure to perfect a security interest which the mobile home
13 dealer had knowledge of at the time of sale.

14 (b) Except when all available spaces for a mobile home dealer's reassignment
15 on a certificate of title have been completed or as otherwise authorized by rules of the
16 department, a mobile home dealer who acquires a mobile home and holds it for resale
17 or accepts a mobile home for sale on consignment may not apply for a certificate of
18 title naming the mobile home dealer as owner of the mobile home.

19 (c) Unless exempted by rule of the department, a mobile home dealer who
20 acquires a mobile home and holds it for resale shall make application for a certificate
21 of title naming the mobile home dealer as owner of the mobile home when all of the
22 available spaces for a mobile home dealer's reassignment on the certificate of title
23 for such mobile home have been completed.

24 **(2)** Every mobile home dealer shall maintain for 5 years a record of every mobile
25 home bought, sold or exchanged, or received for sale or exchange. The record shall

1 be open to inspection by a representative of the department or by a peace officer
2 during reasonable business hours. The dealer shall maintain the record in the form
3 prescribed by the department.

4 **(3)** Any mobile home dealer who fails to comply with this section may be
5 required to forfeit not more than \$200.

6 **SECTION 1998LL.** 101.9211 of the statutes is created to read:

7 **101.9211 Involuntary transfers. (1)** If the interest of an owner in a mobile
8 home passes to another other than by voluntary transfer, the transferee shall, except
9 as provided in sub. (2), promptly mail or deliver to the department the last certificate
10 of title, if available, and the documents required by the department to legally effect
11 such transfer, and an application for a new certificate in the form that the
12 department prescribes.

13 **(2)** If the interest of the owner is terminated or the mobile home is sold under
14 a security agreement by a secured party named in the certificate of title, the
15 transferee shall promptly mail or deliver to the department the last certificate of
16 title, an application for a new certificate in the form that the department prescribes,
17 and a statement made by or on behalf of the secured party that the mobile home was
18 repossessed and that the interest of the owner was lawfully terminated or sold under
19 the terms of the security agreement.

20 **(3)** A person holding a certificate of title whose interest in the mobile home has
21 been extinguished or transferred other than by voluntary transfer shall mail or
22 deliver the certificate to the department upon request of the department. The
23 delivery of the certificate pursuant to the request of the department does not affect
24 the rights of the person surrendering the certificate, and the action of the department

1 in issuing a new certificate of title is not conclusive upon the rights of an owner or
2 secured party named in the old certificate.

3 (4) (a) In all cases of the transfer of a mobile home owned by a decedent, except
4 under par. (b), ward, trustee or bankrupt, the department shall accept as sufficient
5 evidence of the transfer of ownership all of the following:

6 1. Evidence satisfactory to the department of the issuance of the letters of
7 administration, letters testamentary, letters of guardianship, letters of trust or
8 appointment of the trustee in bankruptcy.

9 2. The title executed by such administrator, executor, guardian or trustee.

10 (b) 1. The department shall transfer the decedent's interest in any mobile home
11 to his or her surviving spouse upon receipt of the title executed by the surviving
12 spouse and a statement by the spouse which shall state all of the following:

13 a. The date of death of the decedent.

14 b. The approximate value and description of the mobile home.

15 c. That the spouse is personally liable for the decedent's debts and charges to
16 the extent of the value of the mobile home, subject to s. 859.25.

17 2. The transfer shall not affect any liens upon the mobile home.

18 3. Except as provided in subd. 4., this paragraph is limited to no more than 5
19 mobile homes titled in this state that are less than 20 years old at the time of the
20 transfer under this paragraph. There is no limit on transfer under this paragraph
21 of mobile homes titled in this state that are 20 or more years old at the time of transfer
22 under this paragraph.

23 4. The limit in subd. 3. does not apply if the surviving spouse is proceeding
24 under s. 867.03 (1g) and the total value of the decedent's solely owned property in the

1 state, including the mobile homes transferred under this paragraph, does not exceed
2 \$10,000.

3 (c) Upon compliance with this subsection, the department shall bear neither
4 liability nor responsibility for the transfer of such mobile homes in accordance with
5 this section.

6 (d) This subsection does not apply to transfer of interest in a mobile home under
7 s. 101.9209 (1) (b).

8 **SECTION 1998Lp.** 101.9212 of the statutes is created to read:

9 **101.9212 When department to issue a new certificate. (1)** The
10 department, upon receipt of a properly assigned certificate of title, with an
11 application for a new certificate of title, the required fee and any other transfer
12 documents required by law, to support the transfer, shall issue a new certificate of
13 title in the name of the transferee as owner.

14 **(2)** The department, upon receipt of an application for a new certificate of title
15 by a transferee other than by voluntary transfer, with proof of the transfer, the
16 required fee and any other documents required by law, shall issue a new certificate
17 of title in the name of the transferee as owner. If the transfer constituted a
18 termination of the owner's interest or a sale under a security agreement by a secured
19 party named in the certificate, under s. 101.9211 (2), the new certificate shall be
20 issued free of the names and addresses of the secured party who terminated the
21 owner's interest and of all secured parties subordinate under s. 101.9213 to such
22 secured party. If the outstanding certificate of title is not delivered to it, the
23 department shall make demand therefor from the holder of such certificate.

1 **(3)** The department shall retain for 5 years a record of every surrendered
2 certificate of title, the record to be maintained so as to permit the tracing of title of
3 the mobile home designated therein.

4 **SECTION 1998Lt.** 101.9213 of the statutes is created to read:

5 **101.9213 Perfection of security interests. (1)** Unless excepted by s.
6 101.9202, a security interest in a mobile home of a type for which a certificate of title
7 is required is not valid against creditors of the owner or subsequent transferees or
8 secured parties of the mobile home unless perfected as provided in ss. 101.9202 to
9 101.9218.

10 **(2)** Except as provided in sub. (3), a security interest is perfected by the delivery
11 to the department of the existing certificate of title, if any, an application for a
12 certificate of title containing the name and address of the secured party, and the
13 required fee. The security interest is perfected as of the time of its creation if such
14 delivery is completed within 10 days after the time that the security interest is
15 created, and without regard to the limitations expressed in s. 409.301 (2). If the
16 delivery is not completed within 10 days after the time that the security interest is
17 created, the security interest is perfected as of the time of such delivery.

18 **(3)** If a secured party whose name and address is contained on the certificate
19 of title for a mobile home acquires a new or additional security interest in the mobile
20 home, such security interest is perfected at the time of its attachment under s.
21 409.203.

22 **(4)** An unperfected security interest is subordinate to the rights of persons
23 described in s. 409.301.

24 **(5)** The rules of priority stated in s. 409.312, and the other sections therein
25 referred to, shall, to the extent appropriate, apply to conflicting security interests in

1 a mobile home of a type for which a certificate of title is required, or in a previously
2 certificated mobile home, as defined in s. 101.9222 (1). A security interest perfected
3 under this section or under s. 101.9222 (4) or (5) is a security interest perfected
4 otherwise than by filing for purposes of s. 409.312.

5 (6) The rules stated in ss. 409.501 to 409.507 governing the rights and duties
6 of secured parties and debtors and the requirements for, and effect of, disposition of
7 a mobile home by a secured party, upon default shall, to the extent appropriate,
8 govern the rights of secured parties and owners with respect to security interests in
9 mobile homes perfected under ss. 101.9202 to 101.9218.

10 (7) If a mobile home is subject to a security interest when brought into this
11 state, s. 409.103 (1), (2) and (3) states the rules which apply to determine the validity
12 and perfection of the security interest in this state.

13 (8) Upon request of a person who has perfected a security interest under this
14 section, as shown by the records of the department, in a mobile home titled in this
15 state, whenever the department receives information from another state that the
16 mobile home is being titled in the other state and the information does not show that
17 the security interest has been satisfied, the department shall notify the person. The
18 person shall pay the department a \$2 fee for each notification.

19 **SECTION 1998Lx.** 101.9214 of the statutes is created to read:

20 **101.9214 Duties on creation of security interest.** If an owner creates a
21 security interest in a mobile home, unless the name and address of the secured party
22 already is contained on the certificate of title for the mobile home:

23 (1) The owner shall immediately execute, in the space provided therefor on the
24 certificate of title or on a separate form or in an automated format prescribed by the
25 department, an application to name the secured party on the certificate, showing the

1 name and address of the secured party, and cause the certificate, application and the
2 required fee to be delivered to the secured party.

3 (2) The secured party shall immediately cause the certificate, the application
4 and the required fee to be mailed or delivered to the department.

5 (3) Upon receipt of the certificate of title, the application and the required fee,
6 the department shall issue to the owner a new certificate containing the name and
7 address of the new secured party. The department shall deliver to the new secured
8 party and to the register of deeds of the county of the owner's residence memoranda,
9 in such form as the department prescribes, evidencing the notation of the security
10 interest upon the certificate; and thereafter, upon any assignment, termination or
11 release of the security interest, additional memoranda evidencing such action.

12 (4) The registers of deeds may record, and maintain a file of, all memoranda
13 received from the department under sub. (3). Such recording, however, is not
14 required for perfection, release or assignment of security interests, which shall be
15 effective upon compliance with ss. 101.9213 (2), 101.9215 and 101.9216 (1) and (2).

16 **SECTION 1998pc.** 101.9215 of the statutes is created to read:

17 **101.9215 Assignment of security interest. (1)** A secured party may assign,
18 absolutely or otherwise, the party's security interest in the mobile home to a person
19 other than the owner without affecting the interest of the owner or the validity of the
20 security interest, but any person without notice of the assignment is protected in
21 dealing with the secured party as the holder of the security interest and the secured
22 party remains liable for any obligations as a secured party until the assignee is
23 named as secured party on the certificate.

24 (2) The assignee may but need not, to perfect the assignment, have the
25 certificate of title endorsed or issued with the assignee named as secured party, upon

1 delivering to the department the certificate and an assignment by the secured party
2 named in the certificate in the form that the department prescribes.

3 **SECTION 1998pg.** 101.9216 of the statutes is created to read:

4 **101.9216 Release of security interest. (1)** Within one month or within 10
5 days following written demand by the debtor after there is no outstanding obligation
6 and no commitment to make advances, incur obligations or otherwise give value,
7 secured by the security interest in a mobile home under any security agreement
8 between the owner and the secured party, the secured party shall execute and deliver
9 to the owner, as the department prescribes, a release of the security interest in the
10 form and manner prescribed by the department and a notice to the owner stating in
11 no less than 10–point boldface type the owner’s obligation under sub. (2). If the
12 secured party fails to execute and deliver the release and notice of the owner’s
13 obligation as required by this subsection, the secured party is liable to the owner for
14 \$25 and for any loss caused to the owner by the failure.

15 **(2)** The owner, other than a mobile home dealer holding the mobile home for
16 resale, upon receipt of the release and notice of obligation shall promptly cause the
17 certificate and release to be mailed or delivered to the department, which shall
18 release the secured party’s rights on the certificate and issue a new certificate.

19 **(3)** The department may remove information pertaining to a security interest
20 perfected under s. 101.9213 from its records when 20 years after the original
21 perfection has elapsed unless the security interest is renewed in the same manner
22 as provided in s. 101.9213 (2) for perfection of a security interest.

23 **(4)** Removal of information pertaining to a security interest from the records
24 of the department under sub. (3) does not affect any security agreement between the
25 owner of a mobile home and the holder of security interest in the mobile home.

1 **SECTION 1998pL.** 101.9217 of the statutes is created to read:

2 **101.9217 Secured party's and owner's duties. (1)** A secured party named
3 in a certificate of title shall, upon written request of the owner or of another secured
4 party named on the certificate, disclose any pertinent information as to the party's
5 security agreement and the indebtedness secured by it.

6 **(2)** (a) An owner shall promptly deliver the owner's certificate of title to any
7 secured party who is named on it or who has a security interest in the mobile home
8 described in it under any other applicable prior law of this state, upon receipt of a
9 notice from such secured party that the security interest is to be assigned, extended
10 or perfected. Any owner who fails to deliver the certificate of title to a secured party
11 requesting it under this paragraph shall be liable to such secured party for any loss
12 caused to the secured party thereby and may be required to forfeit not more than
13 \$200.

14 (b) No secured party may take possession of any certificate of title except as
15 provided in par. (a). Any person who violates this paragraph may be required to
16 forfeit not more than \$1,000.

17 **(3)** Any secured party who fails to disclose information under sub. (1) shall be
18 liable for any loss caused to owner thereby.

19 **SECTION 1998pp.** 101.9218 of the statutes is created to read:

20 **101.9218 Method of perfecting exclusive.** The method provided in ss.
21 101.921 to 101.9218 of perfecting and giving notice of security interests subject to ss.
22 101.921 to 101.9218 is exclusive. Security interests subject to ss. 101.921 to 101.9218
23 are hereby exempted from the provisions of law which otherwise require or relate to
24 the filing of instruments creating or evidencing security interests.

25 **SECTION 1998pt.** 101.9219 of the statutes is created to read:

1 **101.9219 Withholding certificate of title; bond. (1)** The department may
2 not issue a certificate of title until the outstanding evidence of ownership is
3 surrendered to the department.

4 **(2)** If the department is not satisfied as to the ownership of the mobile home
5 or that there are no undisclosed security interests in it, the department, subject to
6 sub. (3), shall either:

7 (a) Withhold issuance of a certificate of title until the applicant presents
8 documents reasonably sufficient to satisfy the department as to the applicant's
9 ownership of the mobile home and that there are no undisclosed security interests
10 in it; or

11 (b) Issue a distinctive certificate of title pursuant to s. 101.9206 (3) or 101.9222
12 (3).

13 **(3)** Notwithstanding sub. (2), the department may issue a nondistinctive
14 certificate of title if the applicant fulfills either of the following requirements:

15 (a) The applicant is a mobile home dealer licensed under s. 101.951 and is
16 financially responsible as substantiated by the last financial statement on file with
17 the department, a finance company licensed under s. 138.09 or 218.01, a bank
18 organized under the laws of this state, or a national bank located in this state.

19 (b) The applicant has filed with the department a bond in the form prescribed
20 by the department and executed by the applicant, and either accompanied by the
21 deposit of cash with the department or also executed by a person authorized to
22 conduct a surety business in this state. The bond shall be in an amount equal to 1.5
23 times the value of the mobile home as determined by the department and conditioned
24 to indemnify any prior owner and secured party and any subsequent purchaser of the
25 mobile home or person acquiring any security interest in it, and their respective

1 successors in interest, against any expense, loss or damage, including reasonable
2 attorney fees, by reason of the issuance of the certificate of title of the mobile home
3 or on account of any defect in or undisclosed security interest upon the right, title and
4 interest of the applicant in and to the mobile home. Any such interested person has
5 a right of action to recover on the bond for any breach of its conditions, but the
6 aggregate liability of the surety to all persons shall not exceed the amount of the
7 bond. The bond, and any deposit accompanying it, shall be returned at the end of 5
8 years or prior thereto if, apart from this section, a nondistinctive certificate of title
9 could then be issued for the mobile home, or if the mobile home is no longer registered
10 in this state and the currently valid certificate of title is surrendered to the
11 department, unless the department has been notified of the pendency of an action
12 to recover on the bond.

13 **SECTION 1998px.** 101.922 of the statutes is created to read:

14 **101.922 Suspension or revocation of certificate. (1)** The department
15 shall suspend or revoke a certificate of title if it finds any of the following:

16 (a) That the certificate of title was fraudulently procured, erroneously issued
17 or prohibited by law.

18 (b) That the mobile home has been scrapped, dismantled or destroyed.

19 (c) That a transfer of title is set aside by a court of record by order or judgment.

20 **(2)** Suspension or revocation of a certificate of title does not, in itself, affect the
21 validity of a security interest noted on it.

22 **(3)** When the department suspends or revokes a certificate of title, the owner
23 or person in possession of it shall, immediately upon receiving notice of the
24 suspension or revocation, mail or deliver the certificate to the department.

1 **(4)** The department may seize and impound any certificate of title which has
2 been suspended or revoked.

3 **SECTION 1998tc.** 101.9221 of the statutes is created to read:

4 **101.9221 Grounds for refusing issuance of certificate of title.** The
5 department shall refuse issuance of a certificate of title if any required fee has not
6 been paid or for any of the following reasons:

7 **(1)** The department has reasonable grounds to believe that:

8 (a) The person alleged to be the owner of the mobile is not the owner.

9 (b) The application contains a false or fraudulent statement.

10 **(2)** The applicant has failed to furnish any of the following:

11 (a) If applicable, the power of attorney required under 15 USC 1988 or rules
12 of the department.

13 (b) Any other information or documents required by law or by the department
14 pursuant to authority of law.

15 **(3)** The applicant is a mobile home dealer and is prohibited from applying for
16 a certificate of title under s. 101.921 (1) (a) or (b).

17 **(4)** Except as provided in ss. 101.9203 (3) and 101.921 (1) (a) for a certificate
18 of title and registration for a mobile home owned by a nonresident, the applicant is
19 a nonresident and the issuance of a certificate of title has not otherwise been
20 authorized by rule of the department.

21 **SECTION 1998tg.** 101.9222 of the statutes is created to read:

22 **101.9222 Previously certificated mobile homes. (1)** In this section,
23 “previously certificated mobile home” means a mobile home for which a certificate
24 of title has been issued by the department of transportation prior to July 1, 2000.

1 **(2)** Sections 101.9213 to 101.9218 do not apply to a previously certificated
2 mobile home until one of the following occurs:

3 (a) There is a transfer of ownership of the mobile home.

4 (b) The department of commerce issues a certificate of title of the mobile home
5 under this chapter.

6 **(3)** If the department is not satisfied that there are no undisclosed security
7 interests, created before July 1, 2000, in a previously certificated mobile home, the
8 department shall, unless the applicant fulfills the requirements of s. 101.9219 (3),
9 issue a distinctive certificate of title of the mobile home containing the legend “This
10 mobile home may be subject to an undisclosed security interest” and any other
11 information that the department prescribes.

12 **(4)** After July 1, 2000, a security interest in a previously certificated vehicle
13 may be created and perfected only by compliance with ss. 101.9213 and 101.9218.

14 **(5)** (a) If a security interest in a previously certificated mobile home is perfected
15 under any other applicable law of this state on July 1, 2000, the security interest
16 continues perfected:

17 1. Until its perfection lapses under the law under which it was perfected, or
18 until its perfection would lapse in the absence of a further filing or renewal of filing,
19 whichever occurs sooner.

20 2. If, before the security interest lapses as described in subd. 1., there is
21 delivered to the department the existing certificate of title together with the
22 application and fee required by s. 101.9214 (1). In such case the department shall
23 issue a new certificate pursuant to s. 101.9214 (3).

24 (b) If a security interest in a previously certificated mobile home was created,
25 but was unperfected, under any other applicable law of this state on July 1, 2000, it

1 may be perfected under par. (a), but such perfection dates only from the date of the
2 department's receipt of the certificate.

3 **SECTION 1998tL.** 101.9223 of the statutes is created to read:

4 **101.9223 Registration of mobile homes. (1) DEFINITION.** In this section,
5 "owner" means, with respect to a mobile home that is leased to a lessee for a period
6 of one year or more, the lessee of the mobile home for purposes of mobile home
7 registration under this section.

8 **(2) APPLICATION FOR REGISTRATION.** (a) Application for original registration and
9 for renewal of registration shall be made to the department upon forms prescribed
10 by it and shall be accompanied by the required fee.

11 (b) Applications for original registration of a mobile home shall contain the
12 following information:

13 1. The name of the owner.

14 2. If the owner under subd. 1. is a lessee, the name of the lessor.

15 3. The name of the town, city or village in which the owner resides and, if the
16 owner resides in a 1st or 2nd class city, the owner's true residential or business
17 address.

18 4. If applicable, the name of the town, city or village in which the lessor resides
19 and, if the lessor resides in a 1st or 2nd class city, the lessor's true residential or
20 business address.

21 5. A description of the mobile home, including make, model, identification
22 number and any other information which the department may reasonably require
23 for proper identification of the mobile home.

24 6. The city, village or town and the county in which the mobile home is
25 customarily situated.

1 7. Such further information as the department may reasonably require to
2 enable it to determine whether the mobile home is by law entitled to registration or
3 to enable it to determine the proper applicant or registration fee for the mobile home.

4 (c) The department may accept an application and complete registration of a
5 mobile home when the evidence of ownership is held by a nonresident lienholder or
6 for other reason is not immediately available and the department is satisfied as to
7 ownership of the mobile home. The title fee shall be collected at the time of
8 registration and retained even though certificate of title is not issued.

9 (d) Applications for renewal of registration shall contain the information
10 required in par. (b) for original applications or such parts thereof as the department
11 considers necessary to ensure the proper registration of the mobile home. The
12 department may require that applications for renewal of registration be
13 accompanied by the certificate of title issued for the mobile home only when the true
14 ownership or proper registration of the mobile home is in doubt and cannot be
15 resolved from records maintained by the department.

16 (e) At least 30 days prior to the expiration of a mobile home's registration, the
17 department shall mail to the last-known address of the registrant a notice of the date
18 upon which the registration must be renewed and an application form for renewal
19 of registration.

20 (f) The department shall supply the clerk of each county with blank application
21 forms for original registration of mobile homes.

22 (g) If the applicant for a certificate of registration is under 18 years of age, the
23 application shall be accompanied by a statement made and signed by either of the
24 applicant's parents, if such parent has custody of the minor; or, if neither parent has
25 custody, then by the person having custody, stating that the applicant has the

1 signer's consent to register the mobile home in the applicant's name. Any person who
2 violates this subsection may be required to forfeit not more than \$200.

3 (h) A mobile home's registration does not expire on the date of expiration of its
4 registration if, on that date of expiration, the registrant is on active duty in the U.S.
5 armed forces and is absent from this state. Any registration extended under this
6 paragraph expires 30 days after the registrant returns to this state or 90 days after
7 the registrant is discharged from active duty, whichever is earlier. If a registration
8 is renewed after an extension under this subsection, the renewal period shall begin
9 on the day after the date of expiration of registration.

10 **(3) GROUNDS FOR REFUSING REGISTRATION.** The department shall refuse
11 registration of a mobile home under any of the following circumstances:

12 (a) The required state fee and any municipal mobile home registration fee
13 imposed by the town, village or city in which the mobile home is customarily situated
14 has not been paid for the mobile home, and the department may refuse registration
15 of a mobile home if such fees for the current period or for any previous period for
16 which payment of a registration fee is required by law have not been paid on any
17 other mobile homes owned by the applicant for registration.

18 (b) The applicant has failed to furnish any of the following:

19 1. If applicable, the power of attorney required under 15 USC 1988 or rules of
20 the department.

21 2. Other information or documents required by law or by the department
22 pursuant to authority of law.

23 (c) A certificate of title is a prerequisite to registration of the mobile home and,
24 except for an applicant who is the lessee of a mobile home, a valid certificate of title

1 has not been issued to the applicant for the mobile home and the applicant is not
2 entitled to the issuance of a certificate of title.

3 (d) A court has notified the department under s. 345.47 (1) (d) that a judgment
4 has been entered against the applicant and the judgment remains unpaid.

5 **(4)** CONTENTS AND ISSUANCE OF CERTIFICATE OF REGISTRATION; ISSUANCE OF
6 DUPLICATE CERTIFICATE. (a) Except as provided in par. (b) the department upon
7 registering a mobile home shall issue and deliver to the owner a certificate of
8 registration. The certificate shall contain the name, residence and address of the
9 owner, a brief description of the mobile home, the registration number assigned and
10 the date of expiration of registration. The certificate shall be in such form and may
11 contain such additional information as the department considers advisable.

12 (b) The department shall issue a duplicate certificate of registration upon
13 application therefor by any person in whose name the mobile home is registered and
14 upon payment of a fee of \$2.

15 **(5)** DESIGN, PROCUREMENT AND ISSUANCE OF REGISTRATION PLATES. (a) The
16 department upon registering a mobile home under this section shall issue and
17 deliver prepaid to the applicant one registration plate, unless the department
18 determines that 2 plates will better serve the interests of law enforcement.

19 (b) The department shall purchase plates from the Waupun correctional
20 institution unless otherwise approved by the governor. Subject to any specific
21 requirements which may be imposed by statute, the department shall determine the
22 size, color and design of registration plates with a view toward making them visible
23 evidence of the period for which the mobile home is registered and the fee class into
24 which the mobile home falls as well as making them a ready means of identifying the
25 specific mobile home or owner for which the plates were issued.

1 (c) All registration plates shall have displayed upon them the following:

2 1. The registration number assigned to the mobile home or owner. The
3 registration number shall be composed of numbers or letters or both.

4 2. The name “Wisconsin” or abbreviation “Wis”.

5 3. An indication of the period for which the specific plate is issued or the date
6 of expiration of registration.

7 **(6) ISSUANCE OF REPLACEMENT PLATE.** (a) Whenever a current registration plate
8 is lost or destroyed, the owner of the mobile home to which the plate was attached
9 shall immediately apply to the department for replacement. Upon satisfactory proof
10 of the loss or destruction of the plate and upon payment of a fee of \$2 for each plate,
11 the department shall issue a replacement.

12 (b) Whenever a current registration plate becomes illegible, the owner of the
13 mobile home to which the plate is attached shall apply to the department for a
14 replacement. Upon receipt of satisfactory proof of illegibility, and upon payment of
15 a fee of \$2 for each plate, the department shall issue a replacement. Upon receipt
16 of a replacement plate, the applicant shall destroy the illegible plate.

17 (c) When issuing a replacement plate, the department may assign a new
18 number and issue a new plate rather than a duplicate of the original if in its
19 judgment that is in the best interests of economy or prevention of fraud. Upon receipt
20 of a replacement plate, the applicant shall destroy all plates replaced.

21 (d) Any person issued replacement plates who fails to destroy the original
22 plates as required by par. (b) or (c) may be required to forfeit not more than \$200.

23 (e) This subsection does not apply to plates issued pursuant to the law
24 pertaining to the registration of mobile home dealers, distributors, as defined in s.
25 340.01 (14), mobile home manufacturers or transporters, as defined in s. 340.01 (72).

1 **(7) ANNUAL REGISTRATION FEES.** An applicant for registration under this section
2 shall pay a fee of \$15 to the department for the annual registration of each mobile
3 home.

4 **(8) FRAUDULENT APPLICATION FOR REGISTRATION OR LICENSE.** Any person who
5 gives a false or fictitious name, address or location where a mobile home is
6 customarily situated in an application for license or registration or who makes
7 application for license or registration in the name of a person other than the true
8 owner, or true owner and lessee, may be fined not more than \$200 or imprisoned for
9 not more than 6 months or both.

10 **(9) UNLAWFUL TRANSFER OF EVIDENCE OF REGISTRATION.** (a) Except as authorized
11 by the department, no person may transfer to another person or offer for sale a
12 registration plate, decal or other evidence of registration issued by the department.

13 (b) No person may transfer to another person or offer for sale a counterfeit,
14 forged or fictitious registration plate, decal or other evidence of registration.

15 (c) Whoever violates par. (a) or (b) may be fined not more than \$5,000 or
16 imprisoned for not more than 7 years and 6 months, or both, for each violation.

17 **(10) IMPROPER USE OF EVIDENCE OF REGISTRATION.** Any person who does any of
18 the following may be required to forfeit not more than \$500:

19 (a) Lends to another a registration plate, decal or other evidence of registration
20 for display upon a mobile home for which the plate, tag, decal or other evidence of
21 registration has not been issued.

22 (b) Displays upon a mobile home a registration plate, decal or other evidence
23 of registration not issued for such mobile home or not otherwise authorized by law
24 to be used thereon.

1 (c) Wilfully twists, paints, alters or adds to or cuts off any portion of a
2 registration plate, decal or other evidence of registration; or who places or deposits,
3 or causes to be placed or deposited on such plate, decal or other evidence of
4 registration any substance to hinder the normal reading of such plate, decal or other
5 evidence of registration; or who defaces, disfigures, covers, obstructs, changes or
6 attempts to change any letter or figure thereon; or who causes such plate, decal or
7 other evidence of registration to appear to be a different color.

8 (d) Possesses a fraudulently or unlawfully obtained registration plate, insert
9 tag, decal or other evidence of registration.

10 (e) Possesses a counterfeit registration plate, decal or other evidence of
11 registration.

12 **(11) REPRODUCING EVIDENCE OF REGISTRATION PROHIBITED.** Except as authorized
13 by the department, any person who reproduces, by any means whatever, a
14 registration plate, decal or other evidence of registration shall forfeit not less than
15 \$200 nor more than \$500.

16 **(12) FALSE EVIDENCE OF REGISTRATION.** Whoever possesses a mobile home having
17 attached thereto any plate or similar device fashioned in imitation or facsimile of or
18 altered so as to resemble a registration plate issued by the department may be
19 required to forfeit not more than \$500.

20 **(13) WHEN REGISTRATION TO BE SUSPENDED.** (a) The department shall suspend
21 the registration of a mobile home when:

22 1. The registration was completed through fraud or error and the person who
23 registered the mobile home does not or cannot register the mobile home properly.

24 2. The required fee has not been paid and the same is not paid upon reasonable
25 notice and demand.

1 (b) Any registration suspended under this subsection continues to be
2 suspended until reinstated by the department. The department shall reinstate the
3 registration when the reason for the suspension has been removed.

4 (c) Whenever the registration of a mobile home is suspended under this
5 subsection, the department may order the owner or person in possession of the
6 registration plates to return them to the department. Any person who fails to return
7 the plates when ordered to do so by the department may be required to forfeit not
8 more than \$200.

9 **SECTION 1998tp.** 101.94 (8) (a) of the statutes is amended to read:

10 101.94 (8) (a) ~~A~~ Except as provided in par. (c), a person who violates this
11 subchapter or, a rule promulgated under this subchapter or an order issued under
12 this subchapter shall forfeit not more than \$1,000 for each violation. Each violation
13 of this subchapter constitutes a separate violation with respect to each
14 manufactured home or mobile home or with respect to each failure or refusal to allow
15 or perform an act required by this subchapter, except the maximum forfeiture under
16 this subsection may not exceed \$1,000,000 for a related series of violations occurring
17 within one year of the first violation.

18 **SECTION 1998tt.** 101.94 (8) (c) of the statutes is created to read:

19 101.94 (8) (c) A person who violates s. 101.935, a rule promulgated under s.
20 101.935 or an order issued under s. 101.935 may be required to forfeit not less than
21 \$10 nor more than \$250 for each violation. Each day of continued violation
22 constitutes a separate violation.

23 **SECTION 1998tx.** 101.951 of the statutes is created to read:

1 **101.951 Mobile home dealers regulated. (1)** No person may engage in the
2 business of selling mobile homes to a consumer or to the retail market in this state
3 unless first licensed to do so by the department as provided in this section.

4 **(2)** (a) Application for a license or a renewal license shall be made to the
5 department on forms prescribed and furnished by the department, accompanied by
6 the license fee required under par. (c) or (d).

7 (b) 1. The department shall, by rule, establish the license period under this
8 section.

9 2. The department may promulgate rules establishing a uniform expiration
10 date for all licenses issued under this section.

11 (c) Except as provided in par. (d), the fee for a license issued under this section
12 equals \$50 multiplied by the number of years in the license period. The fee shall be
13 prorated if the license period is not evenly divisible into years.

14 (d) If the department issues a license under this section during the license
15 period, the fee for the license shall equal \$50 multiplied by the number of calendar
16 years, including parts of calendar years, during which the license remains in effect.
17 A fee determined under this paragraph may not exceed the license fee for the entire
18 license period under par. (c).

19 **(3)** The department shall issue a license only to a person whose character,
20 fitness and financial ability, in the opinion of the department, are such as to justify
21 the belief that the person can and will deal with and serve the buying public fairly
22 and honestly, will maintain a permanent office and place of business in this state
23 during the license year and will abide by all of the provisions of law and lawful orders
24 of the department.

1 **(5)** A licensee shall conduct the licensed business continuously during the
2 license year.

3 **(6)** The department may deny, suspend or revoke a license on any of the
4 following grounds:

5 (a) Proof of unfitness.

6 (b) A material misstatement in the application for the license.

7 (c) Filing a materially false or fraudulent income or franchise tax return as
8 certified by the department of revenue.

9 (d) Wilful failure to comply with any provision of this section or any rule
10 promulgated by the department under this section.

11 (e) Wilfully defrauding any retail buyer to the buyer's damage.

12 (f) Wilful failure to perform any written agreement with any retail buyer.

13 (g) Failure or refusal to furnish and keep in force any bond required.

14 (h) Having made a fraudulent sale, transaction or repossession.

15 (i) Fraudulent misrepresentation, circumvention or concealment, through any
16 subterfuge or device, of any of the material particulars or the nature thereof required
17 hereunder to be stated or furnished to the retail buyer.

18 (j) Use of fraudulent devices, methods or practices in connection with
19 compliance with the statutes with respect to the retaking of goods under retail
20 instalment contracts and the redemption and resale of such goods.

21 (k) Having indulged in any unconscionable practice relating to said business.

22 (m) Having sold a retail instalment contract to a sales finance company, as
23 defined in s. 218.01 (1) (v), that is not licensed under s. 218.01.

24 (n) Having violated any law relating to the sale, distribution or financing of
25 mobile homes.

1 (7) (a) The department of commerce may, without notice, deny the application
2 for a license within 60 days after receipt thereof by written notice to the applicant,
3 stating the grounds for the denial. Within 30 days after such notice, the applicant
4 may petition the department of administration to conduct a hearing to review the
5 denial, and a hearing shall be scheduled with reasonable promptness. The division
6 of hearings and appeals shall conduct the hearing. This paragraph does not apply
7 to denials of applications for licenses under s. 101.02 (21).

8 (b) No license may be suspended or revoked except after a hearing thereon. The
9 department of commerce shall give the licensee at least 5 days' notice of the time and
10 place of the hearing. The order suspending or revoking such license shall not be
11 effective until after 10 days' written notice thereof to the licensee, after such hearing
12 has been had; except that the department of commerce, when in its opinion the best
13 interest of the public or the trade demands it, may suspend a license upon not less
14 than 24 hours' notice of hearing and with not less than 24 hours' notice of the
15 suspension of the license. Matters involving suspensions and revocations brought
16 before the department of commerce shall be heard and decided upon by the
17 department of administration. The division of hearings and appeals shall conduct
18 the hearing. This paragraph does not apply to licenses that are suspended or revoked
19 under s. 101.02 (21).

20 (c) The department of commerce may inspect the pertinent books, records,
21 letters and contracts of a licensee. The actual cost of each such examination shall
22 be paid by such licensee so examined within 30 days after demand therefor by the
23 department, and the department may maintain an action for the recovery of such
24 costs in any court of competent jurisdiction.

1 **(8)** Any person who violates any provision of this section shall be fined not less
2 than \$25 nor more than \$100 for each offense.

3 **SECTION 1998xc.** 101.952 of the statutes is created to read:

4 **101.952 Mobile home salespersons regulated. (1)** No person may engage
5 in the business of selling mobile homes to a consumer or to the retail market in this
6 state without a license therefor from the department. If a mobile home dealer acts
7 as a mobile home salesperson the dealer shall secure a mobile home salesperson's
8 license in addition to the license for engaging as a mobile home dealer.

9 **(2) (a)** Applications for a mobile home salesperson's license and renewals
10 thereof shall be made to the department on such forms as the department prescribes
11 and furnishes and shall be accompanied by the license fee required under par. (c) or
12 (d). The application shall include the applicant's social security number. In addition,
13 the application shall require such pertinent information as the department requires.

14 **(b) 1.** The department shall, by rule, establish the license period under this
15 section.

16 **2.** The department may promulgate rules establishing a uniform expiration
17 date for all licenses issued under this section.

18 **(c)** Except as provided in par. (d), the fee for a license issued under this section
19 equals \$4 multiplied by the number of years in the license period. The fee shall be
20 prorated if the license period is not evenly divisible into years.

21 **(d)** If the department issues a license under this section during the license
22 period, the fee for the license shall equal \$4 multiplied by the number of calendar
23 years, including parts of calendar years, during which the license remains in effect.
24 A fee determined under this paragraph may not exceed the license fee for the entire
25 license period under par. (c).

1 **(3)** Every licensee shall carry his or her license when engaged in his or her
2 business and display the same upon request. The license shall name his or her
3 employer, and, in case of a change of employer, the mobile home salesperson shall
4 immediately mail his or her license to the department, which shall endorse that
5 change on the license without charge.

6 **(5)** The provision of s. 218.01 (3) relating to the denial, suspension and
7 revocation of a motor vehicle salesperson's license shall apply to the denial,
8 suspension and revocation of a mobile home salesperson's license so far as applicable,
9 except that such provision does not apply to the denial, suspension or revocation of
10 a license under s. 101.02 (21) (b).

11 **(6)** The provisions of s. 218.01 (3) (g) and (5) shall apply to this section, mobile
12 home sales practices and the regulation of mobile home salespersons, as far as
13 applicable.

14 **SECTION 1998xg.** 101.953 of the statutes is created to read:

15 **101.953 Warranty and disclosure. (1)** A one-year written warranty is
16 required for every new mobile home sold, or leased to another, by a mobile home
17 manufacturer, mobile home dealer or mobile home salesperson in this state, and for
18 every new mobile home sold by any person who induces a resident of the state to enter
19 into the transaction by personal solicitation in this state or by mail or telephone
20 solicitation directed to the particular consumer in this state. The warranty shall
21 state all of the following:

22 (a) That the mobile home meets those standards prescribed by law or
23 administrative rule of the department of administration or of the department of
24 commerce, which are in effect at the time of the manufacture of the mobile home.

1 (b) That the mobile home is free from defects in material and workmanship and
2 is reasonably fit for human habitation if it receives reasonable care and maintenance
3 as defined by rule of the department.

4 (c) 1. That the mobile home manufacturer and mobile home dealer shall take
5 corrective action for defects which become evident within one year from the delivery
6 date and as to which the mobile home owner has given notice to the manufacturer
7 or dealer not later than one year and 10 days after the delivery date and at the
8 address set forth in the warranty; and that the mobile home manufacturer and
9 mobile home dealer shall make the appropriate adjustments and repairs, within 30
10 days after notification of the defect, at the site of the mobile home without charge to
11 the mobile home owner. If the mobile home dealer makes the adjustment, the mobile
12 home manufacturer shall fully reimburse the dealer.

13 2. If a repair, replacement, substitution or alteration is made under the
14 warranty and it is discovered, before or after expiration of the warranty period, that
15 the repair, replacement, substitution or alteration has not restored the mobile home
16 to the condition in which it was warranted except for reasonable wear and tear, such
17 failure shall be considered a violation of the warranty and the mobile home shall be
18 restored to the condition in which it was warranted to be at the time of the sale except
19 for reasonable wear and tear, at no cost to the purchaser or the purchaser's assignee
20 notwithstanding that the additional repair may occur after the expiration of the
21 warranty period.

22 (d) That if during any period of time after notification of a defect the mobile
23 home is uninhabitable, as defined by rule of the department, that period of time shall
24 not be considered part of the one-year warranty period.

25 (e) A list of all parts and equipment not covered by the warranty.

1 **(2)** Action by a lessee to enforce the lessee’s rights under this subchapter shall
2 not be grounds for termination of the rental agreement.

3 **(3)** The warranty required under this section shall apply to the manufacturer
4 of the mobile home as well as to the mobile home dealer who sells or leases the mobile
5 home to the consumer, and shall be in addition to any other rights and privileges that
6 the consumer may have under any instrument or law. The waiver of any remedies
7 under any law and the waiver, exclusion, modification or limitation of any warranty,
8 express or implied, including the implied warranty of merchantability and fitness for
9 a particular purpose, is expressly prohibited. Any such waiver is void.

10 **(4)** The transfer of a mobile home from one mobile home owner to another
11 during the effective period of the warranty does not terminate the warranty, and
12 subsequent mobile home owners shall be entitled to the full protection of the
13 warranty for the duration of the warranty period as if the original mobile home owner
14 had not transferred the mobile home.

15 **SECTION 1998xL.** 101.954 of the statutes is created to read:

16 **101.954 Sale or lease of used mobile homes.** In the sale or lease of any used
17 mobile home, the sales invoice or lease agreement shall contain the point of
18 manufacture of the used mobile home, the name of the manufacturer and the name
19 and address of the previous mobile home owner.

20 **SECTION 1998xp.** 101.955 of the statutes is created to read:

21 **101.955 Jurisdiction and venue over out-of-state manufacturers. (1)**
22 The importation of a mobile home for sale in this state by an out-of-state
23 manufacturer is considered an irrevocable appointment by that manufacturer of the
24 department of financial institutions to be that manufacturer’s true and lawful
25 attorney upon whom may be served all legal processes in any action or proceeding

1 against such manufacturer arising out of the importation of such mobile home into
2 this state.

3 **(2)** The department of financial institutions upon whom processes and notices
4 may be served under this section shall, upon being served with such process or notice,
5 mail a copy by registered mail to the out-of-state manufacturer at the nonresident
6 address given in the papers so served. The original shall be returned with proper
7 certificate of service attached for filing in court as proof of service. The service fee
8 shall be \$4 for each defendant so served. The department of financial institutions
9 shall keep a record of all such processes and notices, which record shall show the day
10 and hour of service.

11 **SECTION 1998xt.** 101.965 of the statutes is created to read:

12 **101.965 Penalties. (1)** Any person who violates ss. 101.953 to 101.955, or any
13 rule promulgated under ss. 101.953 to 101.955, may be fined not more than \$1,000
14 or imprisoned for not more than 6 months or both.

15 **(2)** In any court action brought by the department for violations of this
16 subchapter, the department may recover all costs of testing and investigation, in
17 addition to costs otherwise recoverable, if it prevails in the action.

18 **(3)** Nothing in this subchapter prohibits the bringing of a civil action against
19 a mobile home manufacturer, mobile home dealer or mobile home salesperson by an
20 aggrieved consumer. If judgment is rendered for the consumer based on an act or
21 omission by the mobile home manufacturer, mobile home dealer or mobile home
22 salesperson, which constituted a violation of this subchapter, the plaintiff shall
23 recover actual and proper attorney fees in addition to costs otherwise recoverable.

24 **SECTION 1999.** 102.01 (2) (d) of the statutes is amended to read:

1 102.01 **(2)** (d) “Municipality” includes a county, city, town, village, school
2 district, sewer district, drainage district and family care district and other public or
3 quasi–public corporations.

4 **SECTION 2000.** 102.04 (1) (a) of the statutes is amended to read:

5 102.04 **(1)** (a) The state, each county, city, town, village, school district, sewer
6 district, drainage district, family care district and other public or quasi–public
7 corporations therein.

8 **SECTION 2002.** 102.27 (2) (a) of the statutes is amended to read:

9 102.27 **(2)** (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),
10 301.12 (14) (e), 767.23 (1) (L), 767.25 (4m) (c), 767.265 (1) or (2m), 767.51 (3m) (c) or
11 767.62 (4) (b) 3.

12 **SECTION 2003.** 102.29 (9) of the statutes is amended to read:

13 102.29 **(9)** No participant in a work experience component of a job opportunities
14 and basic skills program who, under s. 49.193 (6) (a), is 1997 stats., was considered
15 to be an employe of the agency administering that program, or who, under s. 49.193
16 (6) (a), is 1997 stats., was provided worker’s compensation coverage by the person
17 administering the work experience component, and who makes a claim for
18 compensation under this chapter may make a claim or maintain an action in tort
19 against the employer who provided the work experience from which the claim arose.
20 This subsection does not apply to injuries occurring after February 28, 1998.

21 **SECTION 2005.** 103.001 (6) of the statutes is amended to read:

22 103.001 **(6)** “Employer” means any person, firm, corporation, state, county,
23 town, city, village, school district, sewer district, drainage district, family care
24 district and other public or quasi–public corporations as well as any agent, manager,

1 representative or other person having control or custody of any employment, place
2 of employment or of any employe.

3 **SECTION 2005f.** 103.49 (5) (a) of the statutes is amended to read:

4 103.49 (5) (a) Each contractor, subcontractor or agent thereof performing work
5 on a project that is subject to this section shall keep full and accurate records clearly
6 indicating the name and trade or occupation of every person described in sub. (2m)
7 and an accurate record of the number of hours worked by each of those persons and
8 the actual wages paid therefor. If requested by any person, a contractor,
9 subcontractor or agent thereof performing work on a project that is subject to this
10 section shall permit that person to inspect and copy any of those records to the same
11 extent as the department would be required to permit inspection and copying of those
12 records under ss. 19.31 to 19.39 if those records were in the custody of the
13 department.

14 **SECTION 2005g.** 103.50 (7m) of the statutes is created to read:

15 103.50 (7m) RECORDS; INSPECTION. Each contractor, subcontractor or agent
16 thereof performing work on a project that is subject to this section shall keep full and
17 accurate records clearly indicating the name and trade or occupation of every person
18 described in sub. (2m) and an accurate record of the number of hours worked by each
19 of those persons and the actual wages paid therefor. If requested by any person, a
20 contractor, subcontractor or agent thereof performing work on a project that is
21 subject to this section shall permit that person to inspect and copy any of those
22 records to the same extent as the department of transportation would be required to
23 permit inspection and copying of those records under ss. 19.31 to 19.39 if those
24 records were in the custody of the department of transportation.

25 **SECTION 2005k.** 106.11 (title) of the statutes is amended to read:

1 **106.11** (title) ~~Employment and training~~ Workforce investment
2 programs.

3 **SECTION 2005m.** 106.11 of the statutes, as affected by 1999 Wisconsin Act ...
4 (this act), sections 2005k, 2005p and 2005r, is amended to read:

5 **106.11 Workforce investment programs.** The department shall cooperate
6 with the federal government in carrying out the purposes of the federal ~~Job Training~~
7 ~~Partnership Act, 29 USC 1501 to 1781, and the federal Workforce Investment Act of~~
8 ~~1998, 29 USC 2801 to 2945.~~ In administering the programs authorized by ~~those acts~~
9 that act the department shall, in cooperation with other state agencies and with local
10 workforce development boards established under 29 USC 2832, establish a
11 statewide workforce investment system to meet the employment, training and
12 educational needs of persons in this state.

13 **SECTION 2005p.** 106.11 (1) of the statutes is amended to read:

14 106.11 (1) The department shall cooperate with the federal government in
15 carrying out the purposes of the federal ~~job-training partnership act~~ Job Training
16 Partnership Act, 29 USC 1501 to 1781, and the federal Workforce Investment Act of
17 1998, 29 USC 2801 to 2945. In administering the programs authorized by ~~that act~~
18 those acts the department shall, in cooperation with other state agencies and with
19 ~~private industry councils~~ local workforce development boards established under 29
20 USC 2832, establish a statewide ~~coordinated employment and training delivery~~
21 workforce investment system to meet the employment, training and educational
22 needs of persons in this state.

23 **SECTION 2005r.** 106.11 (1) of the statutes, as affected by 1999 Wisconsin Act ...
24 (this act), section 2005p, is renumbered 106.11.

25 **SECTION 2005t.** 106.11 (2) of the statutes is repealed.

1 **SECTION 2005v.** 106.11 (3) of the statutes is repealed.

2 **SECTION 2005x.** 106.115 of the statutes is repealed.

3 **SECTION 2012.** 106.12 (title) of the statutes is amended to read:

4 **106.12** (title) ~~**Division of connecting education and work**~~ **Governor's**
5 **work-based learning board.**

6 **SECTION 2013.** 106.12 of the statutes is renumbered 106.12 (2) and amended
7 to read:

8 106.12 (2) EMPLOYMENT AND EDUCATION PROGRAM ADMINISTRATION. ~~Based on the~~
9 ~~recommendations of the governor's council on workforce excellence, the division of~~
10 ~~connecting education and work~~ The board shall plan, coordinate, administer and
11 implement the department's workforce excellence initiatives, programs, policies and
12 funding, the youth apprenticeship and, school-to-work and work-based learning
13 programs under s. 106.13 (1) and such other employment and education programs
14 as the governor may by executive order assign to the ~~division~~ board.
15 Notwithstanding any limitations placed on the use of state employment and
16 education funds under this section or s. 106.13, ~~106.14, 106.15, 106.20 or 106.21~~ or
17 under an executive order assigning an employment and education program to the
18 ~~division~~ board, the secretary board may issue a general or special order waiving any
19 of those limitations on finding that the waiver will promote the coordination of
20 employment and education services.

21 **SECTION 2014.** 106.12 (1) of the statutes is created to read:

22 106.12 (1) DEFINITION. In this section and s. 106.13, "board" means the
23 governor's work-based learning board.

24 **SECTION 2015.** 106.12 (3) of the statutes is created to read:

1 106.12 (3) EXECUTIVE DIRECTOR. The governor shall appoint an executive
2 director of the board outside the classified service to serve at the pleasure of the
3 governor. The executive director shall be in charge of the board’s administrative
4 functions.

5 **SECTION 2016.** 106.13 (title) of the statutes is amended to read:

6 **106.13** (title) **Youth apprenticeship and, school-to-work and**
7 **work-based learning programs.**

8 **SECTION 2017.** 106.13 (1) of the statutes is amended to read:

9 106.13 (1) The department board shall provide a youth apprenticeship
10 program and that includes the grant programs under subs. (3m) and (4), a
11 school-to-work program in accordance with 20 USC 6101 to 6251 that includes the
12 school-to-work program for children at risk under sub. (4m) and, for youths who are
13 eligible to receive temporary assistance for needy families under 42 USC 601 to 619,
14 a work-based learning program. The board shall include in that work-based
15 learning program a component that would permit a participant to earn a youth
16 apprenticeship skills certificate through participation in that program if the
17 participant meets the requirements for earning that certificate.

18 **SECTION 2018.** 106.13 (2) of the statutes is amended to read:

19 106.13 (2) The governor’s council on workforce excellence council on workforce
20 investment established under 29 USC 2821, the technical college system board and
21 the department of public instruction shall assist the department of workforce
22 development board in providing the youth apprenticeship program and, the
23 school-to-work program and the work-based learning program under sub. (1).

24 **SECTION 2019d.** 106.13 (2m) of the statutes is amended to read:

1 106.13 **(2m)** ~~After reviewing the recommendations of the governor’s council on~~
2 ~~workforce excellence under s. 106.115 (2) (e), the department~~ The board shall
3 approve occupations and maintain a list of approved occupations for the youth
4 apprenticeship program and shall approve statewide skill standards for the
5 school-to-work program. From the appropriation under s. 20.445 ~~(1) (ev) (7) (a)~~, the
6 ~~department~~ board shall develop curricula for youth apprenticeship programs for
7 occupations approved under this subsection.

8 **SECTION 2020.** 106.13 (3m) of the statutes is created to read:

9 106.13 **(3m)** (a) In this subsection, “local partnership” means one or more
10 school districts, or any combination of one or more school districts, other public
11 agencies, as defined in sub. (4) (a) 2., nonprofit organizations, as defined in sub. (4)
12 (a) 1., individuals or other persons, who have agreed to be responsible for
13 implementing and coordinating a local youth apprenticeship program.

14 (b) From the appropriation under s. 20.445 (7) (b), the board shall award grants
15 to applying local partnerships for the implementation and coordination of local youth
16 apprenticeship programs. A local partnership shall include in its grant application
17 the identity of each public agency, nonprofit organization, individual and other
18 person who is a participant in the local partnership, a plan to accomplish the
19 implementation and coordination activities specified in subds. 1. to 6. and the
20 identity of a fiscal agent who shall be responsible for receiving, managing and
21 accounting for the grant moneys received under this paragraph. A local partnership
22 that is awarded a grant under this paragraph may use the grant moneys awarded
23 for any of the following implementation and coordination activities:

24 1. Recruiting employers to provide on-the-job training and supervision for
25 youth apprentices and providing technical assistance to those employers.

1 2. Recruiting students to participate in the local youth apprenticeship program
2 and monitoring the progress of youth apprentices participating in the program.

3 3. Coordinating youth apprenticeship training activities within participating
4 school districts and among participating school districts, postsecondary institutions
5 and employers.

6 4. Coordinating academic, vocational and occupational learning, school-based
7 and work-based learning and secondary and postsecondary education for
8 participants in the local youth apprenticeship program.

9 5. Assisting employers in identifying and training workplace mentors and
10 matching youth apprentices and mentors.

11 6. Any other implementation or coordination activity that the board may direct
12 or permit the local partnership to perform.

13 **SECTION 2021.** 106.13 (4) (b) of the statutes is amended to read:

14 106.13 **(4)** (b) From the appropriation under s. 20.445 ~~(1)~~ (7) (em), the
15 department board may award a grant to a public agency or a nonprofit organization,
16 or to an employer that is responsible for the on-the-job training and supervision of
17 a youth apprentice. A public agency or non-profit organization that receives a grant
18 under this subsection shall use the funds awarded under the grant to award training
19 grants to employers that provide on-the-job training and supervision for youth
20 apprentices. Subject to par. (c), a training grant provided under this subsection may
21 be awarded to an employer for each youth apprentice who receives at least 180 hours
22 of paid on-the-job training from the employer during a school year, as defined in s.
23 115.001 (13). The amount of a training grant may not exceed \$500 per youth
24 apprentice per school year. A training grant may not be awarded for any specific
25 youth apprentice for more than 2 school years.

1 **SECTION 2022.** 106.13 (4) (c) of the statutes is amended to read:

2 106.13 **(4)** (c) Notwithstanding par. (b), the department board may award a
3 training grant under this subsection to an employer that provides less than 180
4 hours of paid on–the–job training for a youth apprentice during a school year, as
5 defined in s. 115.001 (13), if the department board determines that it would be
6 beneficial for the youth apprentice to receive on–the–job training from more than one
7 employer.

8 **SECTION 2024.** 106.13 (5) of the statutes is amended to read:

9 106.13 **(5)** The department board shall promulgate rules to administer this
10 section.

11 **SECTION 2024t.** 106.14 (title) of the statutes is amended to read:

12 **106.14** (title) **Career Job centers and career counseling centers.**

13 **SECTION 2025d.** 106.14 (1) of the statutes, as affected by 1997 Wisconsin Act
14 27, section 2679, is amended to read:

15 106.14 **(1)** The department ~~may award grants to nonprofit corporations and~~
16 ~~public agencies for the provision of~~ shall provide a job center network throughout the
17 state through which job seekers may receive comprehensive career planning, job
18 placement and job training information. As part of the job center network, the
19 department shall provide career counseling centers throughout the state at which
20 youths may receive the services specified in sub. (2).

21 **SECTION 2026d.** 106.14 (3) of the statutes is repealed.

22 **SECTION 2027b.** 106.14 (4) of the statutes is repealed.

23 **SECTION 2027d.** 106.15 (1) (a) of the statutes is amended to read:

1 106.15 (1) (a) “Council” means the ~~governor’s council on workforce excellence~~
2 ~~established under 29 USC 1792~~ council on workforce investment established under
3 29 USC 2821.

4 **SECTION 2027f.** 106.15 (1) (b) of the statutes is amended to read:

5 106.15 (1) (b) “Dislocated worker” has the meaning ~~established by the~~
6 ~~department by rule in substantial conformance with 29 USC 1652 (a)~~ given in 29
7 USC 2801 (9).

8 **SECTION 2027h.** 106.15 (1) (c) of the statutes is amended to read:

9 106.15 (1) (c) “Dislocated worker committee” means the committee or other
10 subunit of the council that ~~deals with the dislocated workers program under 29 USC~~
11 ~~1651 to 1662b~~ assists the governor in providing employment and training activities
12 to dislocated workers under 29 USC 2862 to 2864.

13 **SECTION 2027j.** 106.15 (1) (d) of the statutes is amended to read:

14 106.15 (1) (d) “Substate Local plan” means a substate local plan required under
15 ~~29 USC 1661b (a)~~ 29 USC 2833 as a condition for a grant.

16 **SECTION 2027m.** 106.15 (3) (intro.) of the statutes is amended to read:

17 106.15 (3) GRANTS. (intro.) From the appropriation under s. 20.445 (1) (bc),
18 (jm), (mb) and (mc), the department shall make grants to persons providing
19 employment and training activities to dislocated workers ~~programs offering training~~
20 ~~and related employment services~~ including but not limited to the following:

21 **SECTION 2027p.** 106.15 (4) of the statutes is amended to read:

22 106.15 (4) GRANT APPROVAL. ~~No grant may be awarded~~ The department may
23 award a grant under this section ~~unless~~ only if both of the following occur:

24 (a) The dislocated workers committee approves the substate local plan or
25 application for funding and refers its decision to the secretary.

1 (b) After receiving a referral under par. (a), the secretary approves the ~~substate~~
2 local plan or application for funding.

3 **SECTION 2027r.** 106.15 (5) (intro.) of the statutes is amended to read:

4 106.15 (5) ~~SUBSTATE~~ LOCAL PLAN OR APPLICATION REVIEW. (intro.) In reviewing
5 ~~substate~~ local plans and applications for funding under this section, the dislocated
6 workers committee and the secretary shall consider all of the following:

7 **SECTION 2027t.** 106.15 (6) of the statutes is amended to read:

8 106.15 (6) **RULE MAKING.** The department shall ~~adopt~~ promulgate rules to
9 administer this section. The rules shall address eligible applicants and program
10 providers, application requirements, criteria and procedures for awarding grants,
11 reporting and auditing procedures and administrative operations.

12 **SECTION 2027v.** 106.15 (7) of the statutes is amended to read:

13 106.15 (7) **FUNDING.** From the amounts appropriated under s. 20.445 (1) (ma),
14 (mb) and (mc), all moneys received under ~~29 USC 1651 to 1661e~~ 29 USC 2862 to 2864
15 shall be expended to fund grants and operations under this section.

16 **SECTION 2027x.** 106.16 (2) of the statutes is amended to read:

17 106.16 (2) Any company that receives a loan or grant from a state agency or
18 an authority under ch. 231 or 234 shall notify the department and the area ~~private~~
19 ~~industry council under the job training partnership act, 29 USC 1501 to 1798~~ local
20 workforce development board established under 29 USC 2832, of any position in the
21 company that is related to the project for which the grant or loan is received to be
22 filled in this state within one year after receipt of the loan or grant. The company
23 shall provide this notice at least 2 weeks prior to advertising the position.

24 **SECTION 2028.** 106.18 of the statutes is repealed.

25 **SECTION 2029c.** 106.215 (10) (g) 1. of the statutes is amended to read:

1 106.215 (10) (g) 1. A person who is employed as a corps enrollee for a 6–month
2 to one–year period of continuous employment, as determined by standards adopted
3 by the board, and who receives a satisfactory employment evaluation upon
4 termination of employment is entitled to an incentive payment of \$500 prorated in
5 the same proportion as the number of hours of employment completed by that person
6 bears to 2,080 hours ~~or an education voucher that is worth at least double the~~
7 ~~monetary value of the prorated incentive payment, but not more than \$2,600~~
8 ~~prorated in the same proportion as the number of hours of employment completed~~
9 ~~by that person bears to 2,080 hours. No corps enrollee may receive more than 2~~
10 ~~incentive payments or 4 education vouchers.~~

11 **SECTION 2029g.** 106.215 (10) (g) 1m. of the statutes is created to read:

12 106.215 (10) (g) 1m. In lieu of the incentive payment under subd. 1., a person
13 who is employed as a corps enrollee for at least a 6–month period of continuous
14 employment, as determined by standards adopted by the board, and who receives a
15 satisfactory employment evaluation is entitled to an education voucher that is worth
16 at least double the monetary value of the prorated incentive payment under subd.
17 1., but not more than \$2,800 prorated in the same proportion as the number of hours
18 of employment completed by that person bears to 2,080 hours.

19 **SECTION 2029n.** 106.215 (10) (g) 2. of the statutes is amended to read:

20 106.215 (10) (g) 2. The board may authorize a partial incentive payment ~~or~~
21 ~~education voucher~~ to a person who is employed as a corps enrollee and who receives
22 a satisfactory employment evaluation upon termination of employment if the person
23 is employed as a corps enrollee for less than a one–year period of continuous
24 employment and the board determines that employment was terminated because of
25 special circumstances beyond the control of the corps enrollee or if the person is

1 employed as a corps enrollee for at least 10 months but less than a one–year period
2 of continuous employment and the board determines that employment was
3 terminated in order to enable the person to attend an institution of higher education,
4 technical college or other training program or to enable the person to obtain other
5 employment.

6 **SECTION 2029r.** 106.215 (10) (g) 2m. of the statutes is created to read:

7 106.215 **(10)** (g) 2m. In lieu of a partial incentive payment under subd. 2, the
8 board may authorize a partial education voucher to a person who is employed as a
9 corps enrollee and who receives a satisfactory employment evaluation upon
10 termination of employment if the person is employed as a corps enrollee for less than
11 a 6–month period of continuous employment and the board determines that
12 employment was terminated because of special circumstances beyond the control of
13 the corps enrollee.

14 **SECTION 2029w.** 106.215 (10) (g) 4. of the statutes is created to read:

15 106.215 **(10)** (g) 4. No corps enrollee may receive more than 2 incentive
16 payments or 4 education vouchers under this paragraph.

17 **SECTION 2029x.** 108.04 (16) (c) of the statutes is amended to read:

18 108.04 **(16)** (c) Benefits may not be denied to an otherwise eligible individual
19 under par. (a) who is enrolled in a program under the plan of any state for training
20 for dislocated workers under ~~29 USC 1661~~ 29 USC 2822, notwithstanding the failure
21 of such training to meet any of the requirements of par. (a) 1. to 4.

22 **SECTION 2029y.** 108.07 (8) (b) of the statutes is amended to read:

23 108.07 **(8)** (b) If a claimant is a prisoner of a state prison, as defined in s. 302.01,
24 and has employment with an employer other than the department of corrections or
25 a private business leasing space within a state prison under s. 303.01 (2) (em), and

1 the claimant's employment terminates because conditions of incarceration or
2 supervision make it impossible to continue the employment, the department shall
3 charge to the fund's balancing account any benefits based on the terminated
4 employment that are otherwise chargeable to the account of an employer that is
5 subject to the contribution requirements under ss. 108.17 and 108.18.

6 **SECTION 2030m.** 109.09 (1) of the statutes is amended to read:

7 109.09 (1) The department shall investigate and attempt equitably to adjust
8 controversies between employers and employes as to alleged wage claims. The
9 department may receive and investigate any wage claim which is filed with the
10 department, or received by the department under s. 109.10 (4), no later than 2 years
11 after the date the wages are due. The department may, after receiving a wage claim,
12 investigate any wages due from the employer against whom the claim is filed to any
13 employe during the period commencing 2 years before the date the claim is filed. The
14 department shall enforce this chapter and ss. 20.924 (1) (i) 1., 2. and 3. and (j) 3.,
15 66.293, 103.02, 103.49, 103.82 and 104.12. In pursuance of this duty, the department
16 may sue the employer on behalf of the employe to collect any wage claim or wage
17 deficiency and ss. 109.03 (6) and 109.11 (2) and (3) shall apply to such actions. Except
18 for actions under s. 109.10, the department may refer such an action to the district
19 attorney of the county in which the violation occurs for prosecution and collection and
20 the district attorney shall commence an action in the circuit court having appropriate
21 jurisdiction. Any number of wage claims or wage deficiencies against the same
22 employer may be joined in a single proceeding, but the court may order separate
23 trials or hearings. In actions that are referred to a district attorney under this
24 subsection, any taxable costs recovered by the district attorney shall be paid into the
25 general fund of the county in which the violation occurs and used by that county to

1 meet its financial responsibility under s. 978.13 (2) for the operation of the office of
2 the district attorney who prosecuted the action.

3 **SECTION 2031.** 110.07 (1) (a) (intro.) of the statutes is amended to read:

4 110.07 (1) (a) (intro.) The secretary shall employ not to exceed ~~385~~ more than
5 399 traffic officers. ~~Such~~ The state traffic patrol consists of the traffic officers, in
6 ~~addition to~~ the person designated to head them whose position shall be in the
7 classified service, ~~shall constitute the~~ and, if certified under s. 165.85 (4) (b) 1. as
8 qualified to be a law enforcement officer, the division administrator who is counted
9 under s. 230.08 (2) (e) 12. and whose duties include supervising the state traffic
10 patrol. The division administrator may not be counted under this paragraph.
11 Members of the state traffic patrol, and shall:

12 **SECTION 2032.** 110.07 (6) of the statutes is created to read:

13 110.07 (6) The division administrator who is counted under s. 230.08 (2) (e) 12.
14 and whose duties include supervising the state traffic patrol shall be designated
15 superintendent of the state traffic patrol, if he or she is certified under s. 165.85 (4)
16 (b) 1. as qualified to be a law enforcement officer.

17 **SECTION 2033m.** 111.322 (2m) (c) of the statutes is amended to read:

18 111.322 (2m) (c) The individual files a complaint or attempts to enforce a right
19 under s. 20.924 (1) (i) 1., 2. or 3. or (j) 3., 66.293 or 103.49 or testifies or assists in any
20 action or proceeding under s. 20.924 (1) (i) 1., 2. or 3. or (j) 3., 66.293 or 103.49.

21 **SECTION 2034.** 111.70 (1) (j) of the statutes is amended to read:

22 111.70 (1) (j) “Municipal employer” means any city, county, village, town,
23 metropolitan sewerage district, school district, family care district or any other
24 political subdivision of the state ~~which~~ that engages the services of an employe and

1 includes any person acting on behalf of a municipal employer within the scope of the
2 person's authority, express or implied.

3 **SECTION 2039.** 114.20 (11) of the statutes is amended to read:

4 114.20 (11) ISSUANCE OF CERTIFICATE OF REGISTRATION; DISPLAY OF CERTIFICATE;
5 REFUNDS. Upon payment of a registration fee or transfer of registration fee, the
6 department shall issue evidence of registration which shall be displayed at all times
7 in the manner prescribed by the department. A refund may be made for aircraft
8 registration fees paid in error as determined by the department. ~~Refunds under this~~
9 ~~section shall be paid out of the appropriation under s. 20.395 (4) (aq).~~

10 **SECTION 2039g.** 114.31 (3) of the statutes is renumbered 114.31 (3) (a).

11 **SECTION 2039h.** 114.31 (3) (b) of the statutes is created to read:

12 114.31 (3) (b) From the appropriation under s. 20.395 (2) (ds), the department
13 shall administer an aviation career education program to provide training and
14 apprenticeship opportunities associated with aviation careers for socially and
15 economically disadvantaged youth.

16 **SECTION 2040.** 115.28 (24) of the statutes is amended to read:

17 115.28 (24) PRIORITY IN AWARDING GRANTS. Give priority in awarding grants to
18 local community organizations under sub. (21) and to school boards under ss. 115.36
19 and ~~115.362~~ 115.361, and in awarding grants from federal funds received under 20
20 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 1602 (b) (1), to programs that
21 provide more than one of the educational services specified under sub. (21), s. 115.36,
22 ~~115.362~~ 115.361, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to 2471,
23 20 USC 4601 to 4665 or 29 USC 1602 (b) (1).

24 **SECTION 2040d.** 115.28 (24) of the statutes, as affected by 1999 Wisconsin Act
25 (this act), is amended to read:

1 **115.28 (24) PRIORITY IN AWARDING GRANTS.** Give priority in awarding grants to
2 local community organizations under sub. (21) and to school boards under ss. 115.36
3 and 115.361, and in awarding grants from federal funds received under 20 USC 2301
4 to 2471, 20 USC 4601 to 4665 and ~~29 USC 1602 (b) (1)~~ 29 USC 2862 (b) (1) (B), to
5 programs that provide more than one of the educational services specified under sub.
6 (21), s. 115.36, 115.361, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC 2301 to
7 2471, 20 USC 4601 to 4665 or ~~29 USC 1602 (b) (1)~~ 29 USC 2862 (b) (1) (B).

8 **SECTION 2041.** 115.28 (25) of the statutes is created to read:

9 **115.28 (25) SCHOOL TECHNOLOGY RESOURCE GRANTS.** Consult with the technology
10 for educational achievement in Wisconsin board before awarding school technology
11 resource grants under 20 USC 6842.

12 **SECTION 2041m.** 115.28 (26) of the statutes is created to read:

13 **115.28 (26) PERIODICAL AND REFERENCE INFORMATION DATA BASES.** Contract with
14 one or more persons to provide statewide access, through the Internet, to periodical
15 and reference information data bases.

16 **SECTION 2042.** 115.28 (39) of the statutes is amended to read:

17 **115.28 (39) ALCOHOL AND OTHER DRUG ABUSE REPORT.** By July 1, 1998, and
18 biennially by July 1 thereafter, evaluate the effectiveness of the programs under ss.
19 115.36, and 115.361 ~~and 115.362~~ and submit a report to the legislature under s.
20 13.172 (2). To satisfy this reporting requirement as it pertains to s. 115.361, the
21 department may incorporate into the report under this subsection the report
22 required under s. 115.361 ~~(7) (c)~~ (2).

23 **SECTION 2043.** 115.355 of the statutes is amended to read:

24 **115.355 Assistance to schools for instruction on adoption.** The
25 department shall annually and upon request disseminate to appropriate public

1 school staff information about materials and services available through the state
2 adoption center under s. ~~48.551~~ 48.55 which may serve as resources for instruction
3 on adoption for pupils in grades kindergarten through 12.

4 **SECTION 2044.** 115.36 (3) (a) (intro.) of the statutes is amended to read:

5 115.36 **(3)** (a) (intro.) The department shall, from the appropriation under s.
6 20.255 (2) ~~(g)~~ (kd), fund school district projects designed to assist minors
7 experiencing problems resulting from the use of alcohol or other drugs or to prevent
8 alcohol or other drug abuse by minors. The department shall:

9 **SECTION 2045.** 115.361 of the statutes is repealed and recreated to read:

10 **115.361 Alcohol and other drug abuse prevention and intervention**
11 **programs. (1)** A school board may apply to the department for a grant to fund an
12 alcohol and other drug abuse prevention and intervention program. The department
13 shall pay grants awarded under this section from the appropriation under s. 20.255
14 (2) (dm) and shall promulgate rules to implement and administer this section.

15 **(2)** The department shall collect and analyze information about the programs
16 funded under this section, evaluate their effectiveness and submit a report of the
17 evaluation to the appropriate standing committees of the legislature under s. 13.172
18 (3) and to the governor by July 1, 2000, and biennially by July 1 thereafter.

19 **SECTION 2046.** 115.3615 of the statutes is amended to read:

20 **115.3615 Head start supplement.** From the ~~appropriation~~ appropriations
21 under s. 20.255 (2) (eh) and (kh), the state superintendent shall distribute funds to
22 agencies determined by the state superintendent to be eligible for designation as
23 head start agencies under 42 USC 9836 to provide comprehensive health,
24 educational, nutritional, social and other services to economically disadvantaged
25 children and their families. The state superintendent shall distribute the funds in

1 a manner consistent with 42 USC 9831 to 9852 except that there is no matching fund
2 requirement. The state superintendent shall give preference in funding under this
3 section to ~~an agency that is~~ agencies that are receiving federal funds under 42 USC
4 9831 to 9852 and to agencies that operate full-time or early head start programs.
5 Funds distributed under this section may be used to match available federal funds
6 under 42 USC 9831 to 9852 only if the funds are used to secure additional federal
7 funds for the purposes under this section.

8 **SECTION 2047.** 115.362 of the statutes is repealed.

9 **SECTION 2050.** 115.42 (1) (a) (intro.) of the statutes is amended to read:

10 115.42 (1) (a) (intro.) ~~In the 1999–2000 school year the~~ The department shall
11 award a ~~\$2,000~~ grant to any person who satisfies all of the following requirements:

12 **SECTION 2051.** 115.42 (1) (a) 1. of the statutes is amended to read:

13 115.42 (1) (a) 1. The person is certified by the National Board for Professional
14 Teaching Standards ~~before July 1, 2000.~~

15 **SECTION 2052.** 115.42 (1) (b) of the statutes is created to read:

16 115.42 (1) (b) The grant under this subsection shall be an amount equal to the
17 costs of obtaining certification under par. (a) 1. that are borne by the person, not to
18 exceed \$2,000. The department shall award the grant under this subsection in the
19 school year in which the person is certified under par. (a) 1., except that if the person
20 becomes certified under par. (a) 1. while he or she is not a resident of this state, the
21 department shall award the grant under this subsection in the first school year in
22 which the person meets the requirements under par. (a).

23 **SECTION 2053.** 115.42 (2) (intro.) of the statutes is amended to read:

24 115.42 (2) (intro.) ~~In the 2000–01 school year the~~ The department shall award
25 a \$2,500 grant to each person who received a grant under sub. (1) in each of the 9

1 school years following the school year in which he or she received the grant if the
2 person satisfies all of the following requirements:

3 **SECTION 2054.** 115.75 (1) (a) of the statutes is amended to read:

4 115.75 **(1)** (a) Subject to the requirements of par. (b), each alternative school
5 operating an American Indian language and culture education program under this
6 subchapter shall receive state aid, from the appropriation under s. 20.255 (2) ~~(ei)~~
7 (km), in an amount equal to \$185 \$200 for each pupil who has completed the fall
8 semester in the program.

9 **SECTION 2055.** 115.75 (3) of the statutes is amended to read:

10 115.75 **(3)** If the appropriation under s. 20.255 (2) ~~(ei)~~ (km) in any year is
11 insufficient to pay the full amount of aid under this section, state aid payments shall
12 be prorated among the alternative schools entitled to such aid.

13 **SECTION 2055m.** 115.775 of the statutes is created to read:

14 **115.775 Duties of operators of certain charter schools.** An operator of a
15 charter school under s. 118.40 (2r) is a local educational agency, as defined in 20 USC
16 1401 (15), and shall comply with 20 USC 1400 to 1491o.

17 **SECTION 2057.** 115.88 (1m) (a) of the statutes is amended to read:

18 115.88 **(1m)** (a) If, upon receipt of the plan under s. 115.77 (4), the state
19 superintendent is satisfied that the special education program has been maintained
20 during the preceding school year in accordance with law, the state superintendent
21 shall certify to the department of administration in favor of each county, cooperative
22 educational service agency and school district maintaining such special education
23 program a sum equal to ~~63%~~ of the amount expended by the county, agency and
24 school district during the preceding year for salaries of personnel enumerated in sub.
25 (1), including the salary portion of any authorized contract for physical or

1 occupational therapy services, ~~except as provided in par. (b),~~ and other expenses
2 approved by the state superintendent. ~~The department of administration shall pay~~
3 ~~such amounts to the county, agency and school district~~ as costs eligible for
4 reimbursement from the appropriation under s. 20.255 (2) (b).

5 **SECTION 2058.** 115.88 (1m) (am) of the statutes is created to read:

6 115.88 **(1m)** (am) If the operator of a charter school established under s. 118.40
7 (2r) operates a special education program and the state superintendent is satisfied
8 that the operator of the charter school is complying with 20 USC 1400 to 1491o, the
9 state superintendent shall certify to the department of administration in favor of the
10 operator of the charter school a sum equal to the amount that the operator of the
11 charter school expended during the previous school year for salaries of full-time or
12 part-time licensed teachers, licensed coordinators of special education, licensed
13 school social workers, licensed school psychologists, paraprofessionals, licensed
14 consulting teachers to work with any teacher of regular education programs who has
15 a child with a disability in a class and any other personnel, as determined by the state
16 superintendent. Certified costs under this paragraph are eligible for reimbursement
17 from the appropriation under s. 20.255 (2) (b). The state superintendent may audit
18 costs under this paragraph and adjust reimbursement to cover only actual, eligible
19 costs.

20 **SECTION 2059.** 115.88 (1m) (b) of the statutes is repealed.

21 **SECTION 2060.** 115.88 (2) of the statutes is amended to read:

22 115.88 **(2)** TRANSPORTATION AID. If upon receipt of the plan under s. 115.77 (4)
23 the state superintendent is satisfied that the transportation of children with
24 disabilities has been maintained during the preceding year in accordance with the
25 law, the state superintendent shall certify to the department of administration in

1 favor of each county, cooperative educational service agency or school district
2 transporting such pupils ~~63% of an amount equal to~~ the amount expended for such
3 transportation as costs eligible for reimbursement from the appropriations under s.
4 20.255 (2) (b) and (br). Pupils for whom aid is paid under this subsection shall not
5 be eligible for aid under s. 121.58 (2) or (4). ~~The department of administration shall~~
6 ~~pay such amounts to the county, agency or school district from the appropriations~~
7 ~~under s. 20.255 (2) (b) and (br).~~ This subsection applies to any child with a disability
8 who requires special assistance in transportation, including any such child
9 attending regular classes who requires special or additional transportation. This
10 subsection does not apply to any child with a disability attending regular or special
11 classes who does not require any special or additional transportation.

12 **SECTION 2061.** 115.88 (2m) of the statutes is created to read:

13 115.88 (2m) OTHER TRANSPORTATION AID. If the operator of a charter school
14 established under s. 118.40 (2r) transports children with disabilities and the state
15 superintendent is satisfied that the operator of the charter school is complying with
16 20 USC 1400 to 1491o, the state superintendent shall certify to the department of
17 administration in favor of the operator of the charter school a sum equal to the
18 amount that the operator of the charter school expended during the previous school
19 year for transportation under this subsection as costs eligible for reimbursement
20 from the appropriations under s. 20.255 (2) (b). The state superintendent may audit
21 costs under this subsection and adjust reimbursement to cover only actual, eligible
22 costs.

23 **SECTION 2061e.** 115.88 (3) of the statutes is amended to read:

24 115.88 (3) BOARD AND LODGING AID. There shall be paid the amount expended
25 for board and lodging and transportation between the boarding home and the special

1 education program of nonresident children enrolled under s. 115.82 (1) in the special
2 education program. The department shall certify ~~the full amount~~ to the department
3 of administration ~~which shall pay such amount from the appropriation under s.~~
4 ~~20.255 (2) (b) to the~~ in favor of each school district, cooperative educational service
5 agency, county children with disabilities education board, state agency of another
6 state or private, nonsectarian special education service which operates the special
7 education program while providing board, lodging and transportation an amount
8 equal to the amount expended for such board and lodging and transportation as costs
9 eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

10 **SECTION 2061m.** 115.88 (6) of the statutes is amended to read:

11 115.88 (6) AID FOR INSTRUCTION OUTSIDE OF DISTRICT. ~~From the appropriation~~
12 ~~under s. 20.255 (2) (b) there shall be paid the full cost of salary~~ The department shall
13 certify to the department of administration, in favor of each school district, an
14 amount equal to the amount expended for salaries and travel expenses, in amounts
15 as determined in advance by the state superintendent, to school districts for
16 providing special education outside the school district of employment, as eligible for
17 reimbursement from the appropriation under s. 20.255 (2) (b).

18 **SECTION 2061s.** 115.88 (8) of the statutes is amended to read:

19 115.88 (8) ENROLLMENT OUT OF STATE. If a child with a disability is enrolled in
20 a public special education program located in another state and the state
21 superintendent is satisfied that the program in which the child is enrolled complies
22 with this subchapter, the state superintendent shall certify to the department of
23 administration in favor of the school district in which the child resides or the school
24 district attended by the child under s. 118.51 a sum equal to the ~~percentage of the~~
25 ~~approved costs under subs. (1) and (2) of the amount expended by the school district~~

1 during the preceding year for the additional costs associated with the child's special
2 education program. ~~The department of administration shall pay the amount to the~~
3 ~~school district~~ as costs eligible for reimbursement from the appropriation under s.
4 20.255 (2) (b).

5 **SECTION 2062.** 115.88 (9) of the statutes is amended to read:

6 115.88 (9) DISTRIBUTION SCHEDULE. Each county, cooperative educational
7 service agency, operator of a charter school established under s. 118.40 (2r) and
8 school district entitled to state aid under this section shall receive 15% of its total aid
9 entitlement in each month from November to March and 25% of its total entitlement
10 in June.

11 **SECTION 2063.** 115.882 of the statutes is repealed and recreated to read:

12 **115.882 Payment of state aid.** Funds appropriated under s. 20.255 (2) (b)
13 shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement
14 from the appropriations under s. 20.255 (2) (b) and (br) under ss. 115.88 (1m) to (3),
15 (6) and (8), 115.93 and 118.255 (4) shall be reimbursed at a rate set to distribute the
16 full amount appropriated for reimbursement for such costs, not to exceed 100%.

17 **SECTION 2064.** 115.93 (1) of the statutes is renumbered 115.93 and amended
18 to read:

19 **115.93 State aid.** ~~Except as provided under sub. (2), if~~ If upon receipt of the
20 reports under s. 115.92 (2) the state superintendent is satisfied that the school age
21 parents program has been maintained during the preceding school year in
22 accordance with the rules under s. 115.92 (3), the state superintendent shall certify
23 to the department of administration in favor of each school district maintaining the
24 program a sum equal to ~~63% of~~ the amount expended by the school district during
25 the preceding school year for salaries of teachers and instructional aides, special

1 transportation and other expenses approved by the state superintendent.—The
2 department of administration shall pay such amounts to the school district as costs
3 eligible for reimbursement from the appropriation under s. 20.255 (2) (b).

4 **SECTION 2065.** 115.93 (2) of the statutes is repealed.

5 **SECTION 2065m.** 115.995 of the statutes is renumbered 115.995 (intro.) and
6 amended to read:

7 **115.995 State aids.** (intro.) Upon receipt of the report under s. 115.993, if the
8 state superintendent is satisfied that the bilingual–bicultural education program for
9 the previous school year was maintained in accordance with this subchapter, the
10 state superintendent shall certify do all of the following:

11 **(2) Certify** to the department of administration in favor of the school district
12 a sum equal to a percentage of the amount expended on limited–English speaking
13 pupils by the school district during the preceding year for salaries of personnel
14 participating in and attributable to bilingual–bicultural education programs under
15 this subchapter, special books and equipment used in the bilingual–bicultural
16 programs and other expenses approved by the state superintendent. The percentage
17 shall be determined by dividing the amount in the appropriation under s. 20.255 (2)
18 (cc) in the current school year less \$250,000 by the total amount of aidable costs in
19 the previous school year.

20 **SECTION 2065n.** 115.995 (1) of the statutes is created to read:

21 115.995 **(1)** From the appropriation under s. 20.255 (2) (cc), divide
22 proportionally, based upon costs reported under s. 115.993, an annual payment of
23 \$250,000 among school districts whose enrollments in the previous school year were
24 at least 15% limited–English speaking pupils. Aid paid under this subsection does
25 not reduce aid paid under sub. (2).

1 **SECTION 2068.** 118.153 (3m) of the statutes is renumbered 106.13 (4m) and
2 amended to read:

3 106.13 **(4m)** (a) ~~After reviewing the recommendations of the governor's council~~
4 ~~on workforce excellence under s. 106.115 (2) (em), the state superintendent~~ The
5 board may approve an innovative school-to-work program provided by a nonprofit
6 organization for children at risk, as defined in s. 118.153 (1) (a), in a county having
7 a population of 500,000 or more to assist those children at risk in acquiring
8 employability skills and occupational-specific competencies before leaving high
9 school. If the ~~state superintendent~~ board approves a program under this paragraph,
10 the ~~state superintendent~~ board may award a grant, from the appropriation under s.
11 ~~20.255 (3) (ef)~~ 20.445 (7) (ef), to the nonprofit organization providing the program and
12 the nonprofit organization shall use the funds received under the grant to provide
13 the program.

14 (b) The ~~state superintendent~~ board shall establish requirements for the
15 operation of the grant program under this subsection. ~~Those~~ Notwithstanding sub.
16 (5), those requirements need not be promulgated as rules.

17 **SECTION 2070.** 118.255 (4) of the statutes is amended to read:

18 118.255 **(4)** If the state superintendent is satisfied that the health treatment
19 services program has been maintained during the preceding school year in
20 accordance with law, the state superintendent shall certify to the department of
21 administration in favor of each school board, cooperative educational service agency
22 and county children with disabilities education board maintaining such health
23 treatment services, an amount equal to ~~63% of~~ the amount expended for items listed
24 in s. 115.88 (1m) by the school board, cooperative educational service agency and
25 county children with disabilities education board during the preceding year for these

1 health treatment services. ~~The department of administration, upon such~~
2 ~~certification shall distribute the amounts to the appropriate school board,~~
3 ~~cooperative educational service agency and county children with disabilities~~
4 ~~education board~~ as costs eligible for reimbursement from the appropriation under s.
5 20.255 (2) (b).

6 **SECTION 2071g.** 118.30 (1) (a) of the statutes is renumbered 118.30 (1).

7 **SECTION 2071r.** 118.30 (1) (b) of the statutes is repealed.

8 **SECTION 2072.** 118.30 (1g) (a) of the statutes is renumbered 118.30 (1g) (a) 1.

9 **SECTION 2073.** 118.30 (1g) (a) 2. of the statutes is created to read:

10 118.30 (1g) (a) 2. By January 1, 2000, or by January 1 of the 1st school year of
11 operation, whichever is later, each operator of a charter school under s. 118.40 (2r)
12 shall adopt pupil academic standards in mathematics, science, reading and writing,
13 geography and history. The operator of the charter school may adopt the pupil
14 academic standards issued by the governor as executive order no. 326, dated January
15 13, 1998.

16 **SECTION 2074m.** 118.30 (1g) (b) of the statutes is repealed.

17 **SECTION 2075.** 118.30 (1g) (c) of the statutes is amended to read:

18 118.30 (1g) (c) Each school board operating elementary grades and each
19 operator of a charter school under s. 118.40 (2r) that operates elementary grades may
20 develop or adopt its own examination designed to measure pupil attainment of
21 knowledge and concepts in the 4th grade and may develop or adopt its own
22 examination designed to measure pupil attainment of knowledge and concepts in the
23 8th grade. If the school board or operator of the charter school develops or adopts an
24 examination under this paragraph, it shall notify the department.

25 **SECTION 2076.** 118.30 (1m) (intro.) of the statutes is amended to read:

1 118.30 **(1m)** (intro.) Except as otherwise provided in this section ~~and in s.~~
2 ~~118.40 (2r) (d)~~, annually each school board shall do all of the following:

3 **SECTION 2076g.** 118.30 (1m) (a) of the statutes is amended to read:

4 118.30 **(1m)** (a) 1. Except as provided in sub. (6), administer the 4th grade
5 examination adopted or approved by the state superintendent under sub. (1) ~~(a)~~ to
6 all pupils enrolled in the school district, including pupils enrolled in charter schools
7 located in the school district, in the 4th grade. Beginning on July 1, 2002, if the
8 school board has not developed and adopted its own 4th grade examination, the
9 school board shall provide a pupil with at least 2 opportunities to ~~achieve a score on~~
10 take the examination administered under this subdivision ~~that is sufficient for~~
11 ~~promotion under sub. (5) (a) 1.~~

12 2. Beginning on July 1, 2002, if the school board has developed or adopted its
13 own 4th grade examination, administer that examination to all pupils enrolled in the
14 school district, including pupils enrolled in charter schools located in the school
15 district, in the 4th grade. The school board shall provide a pupil with at least 2
16 opportunities to ~~pass~~ take the examination administered under this subdivision.

17 **SECTION 2076r.** 118.30 (1m) (am) of the statutes is amended to read:

18 118.30 **(1m)** (am) 1. Except as provided in sub. (6), administer the 8th grade
19 examination adopted or approved by the state superintendent under sub. (1) ~~(a)~~ to
20 all pupils enrolled in the school district, including pupils enrolled in charter schools
21 located in the school district, in the 8th grade. Beginning on July 1, 2002, if the
22 school board has not developed and adopted its own 8th grade examination, the
23 school board shall provide a pupil with at least 2 opportunities to ~~achieve a score on~~
24 take the examination administered under this subdivision ~~that is sufficient for~~
25 ~~promotion under sub. (5) (b) 1.~~

1 2. Beginning on July 1, 2002, if the school board has developed or adopted its
2 own 8th grade examination, administer that examination to all pupils enrolled in the
3 school district, including pupils enrolled in charter schools located in the school
4 district, in the 8th grade. The school board shall provide a pupil with at least 2
5 opportunities to ~~pass~~ take the examination administered under this subdivision.

6 **SECTION 2077.** 118.30 (1m) (b) of the statutes is amended to read:

7 118.30 **(1m)** (b) Administer the 10th grade examination to all pupils enrolled
8 in the school district, including pupils enrolled in charter schools located in the school
9 district, in the 10th grade. ~~This paragraph does not apply after the 2000–01 school~~
10 ~~year.~~

11 **SECTION 2078m.** 118.30 (1m) (d) of the statutes is repealed.

12 **SECTION 2080.** 118.30 (1r) of the statutes is created to read:

13 118.30 **(1r)** Annually each operator of a charter school under s. 118.40 (2r) shall
14 do all of the following:

15 (a) 1. Except as provided in sub. (6), administer the 4th grade examination
16 adopted or approved by the state superintendent under sub. (1) (a) to all pupils
17 enrolled in the charter school in the 4th grade. Beginning on July 1, 2002, if the
18 operator of the charter school has not developed or adopted its own 4th grade
19 examination, the operator of the charter school shall provide a pupil with at least 2
20 opportunities to take the examination administered under this subdivision.

21 2. Beginning on July 1, 2002, if the operator of the charter school has developed
22 or adopted its own 4th grade examination, administer that examination to all pupils
23 enrolled in the charter school in the 4th grade. The operator of the charter school
24 shall provide a pupil with at least 2 opportunities to take the examination
25 administered under this subdivision.

1 (am) 1. Except as provided in sub. (6), administer the 8th grade examination
2 adopted or approved by the state superintendent under sub. (1) (a) to all pupils
3 enrolled in the charter school in the 8th grade. Beginning on July 1, 2002, if the
4 operator of the charter school has not developed and adopted its own 8th grade
5 examination, the operator of the charter school shall provide a pupil with at least 2
6 opportunities to take the examination administered under this subdivision.

7 2. Beginning on July 1, 2002, if the operator of the charter school has developed
8 or adopted its own 8th grade examination, administer that examination to all pupils
9 enrolled in the charter school in the 8th grade. The operator of the charter school
10 shall provide a pupil with at least 2 opportunities to take the examination
11 administered under this subdivision.

12 (b) Administer the 10th grade examination to all pupils enrolled in the charter
13 school in the 10th grade.

14 **SECTION 2081.** 118.30 (2) (b) 1. and 2. of the statutes are amended to read:

15 118.30 (2) (b) 1. If a pupil is enrolled in a special education program under
16 subch. V of ch. 115, the school board or operator of the charter school under s. 118.40
17 (2r) shall comply with s. 115.77 (1) (1m) (bg).

18 2. According to criteria established by the state superintendent by rule, the
19 school board or operator of the charter school under s. 118.40 (2r) may determine not
20 to administer an examination under this section to a limited-English speaking
21 pupil, as defined under s. 115.955 (7), may permit the pupil to be examined in his or
22 her native language or may modify the format and administration of an examination
23 for such pupils.

24 **SECTION 2082.** 118.30 (2) (b) 3. of the statutes is amended to read:

1 118.30 (2) (b) 3. Upon the request of a pupil's parent or guardian, the school
2 board shall excuse the pupil from taking an examination administered under ~~this~~
3 ~~section sub. (1m) (a), (am) or (b).~~

4 **SECTION 2082g.** 118.30 (2) (b) 4. of the statutes is created to read:

5 118.30 (2) (b) 4. Upon the request of a pupil's parent or guardian, the operator
6 of a charter school under s. 118.40 (2r) shall excuse the pupil from taking an
7 examination administered under sub. (1r) (a), (am) or (b).

8 **SECTION 2082r.** 118.30 (5) of the statutes is repealed.

9 **SECTION 2084.** 118.30 (6) of the statutes is amended to read:

10 118.30 (6) A school board and an operator of a charter school under s. 118.40
11 (2r) is not required to administer the 4th and 8th grade examinations adopted or
12 approved by the state superintendent under sub. (1) ~~(a)~~ if the school board or the
13 operator of the charter school administers its own 4th and 8th grade examinations,
14 the school board or operator of the charter school provides the state superintendent
15 with statistical correlations of those examinations with the examinations adopted or
16 approved by the state superintendent under sub. (1) ~~(a)~~, and the federal department
17 of education approves.

18 **SECTION 2084m.** 118.33 (title) of the statutes is amended to read:

19 **118.33 (title) High school graduation standards; criteria for promotion.**

20 **SECTION 2085m.** 118.33 (1) (cm) of the statutes is repealed.

21 **SECTION 2086f.** 118.33 (1) (e) of the statutes is repealed.

22 **SECTION 2086m.** 118.33 (6) of the statutes is created to read:

23 118.33 (6) (a) 1. Each school board shall adopt a written policy specifying the
24 criteria for promoting a pupil from the 4th grade to the 5th grade and from the 8th
25 grade to the 9th grade. The criteria shall include the pupil's score on the examination

1 administered under s. 118.30 (1m) (a) or (am), unless the pupil has been excused from
2 taking the examination under s. 118.30 (2) (b), the pupil's academic performance and
3 the recommendations of teachers, and may include any other criteria specified by the
4 school board. Except as provided in par. (b) 1., the criteria apply to pupils enrolled
5 in charter schools located in the school district.

6 2. Except as provided in par. (b) 2., beginning on September 1, 2002, a school
7 board may not promote a 4th grade pupil enrolled in the school district, including a
8 pupil enrolled in a charter school located in the school district, to the 5th grade, and
9 may not promote an 8th grade pupil enrolled in the school district, including a pupil
10 enrolled in a charter school located in the school district, to the 9th grade, unless the
11 pupil satisfies the criteria for promotion specified in the school board's policy adopted
12 under subd. 1.

13 (b) 1. Each operator of a charter school under s. 118.40 (2r) shall adopt a written
14 policy specifying the criteria for promoting a pupil from the 4th grade to the 5th grade
15 and from the 8th grade to the 9th grade. The criteria shall include the pupil's score
16 on the examination administered under s. 118.30 (1r) (a) or (am), unless the pupil has
17 been excused from taking the examination under s. 118.30 (2) (b), the pupil's
18 academic performance and the recommendations of teachers, and may include any
19 other criteria specified by the operator of the charter school.

20 2. Beginning on September 1, 2002, an operator of a charter school under s.
21 118.40 (2r) may not promote a 4th grade pupil to the 5th grade, and may not promote
22 an 8th grade pupil to the 9th grade, unless the pupil satisfies the criteria for
23 promotion specified in the charter school operator's policy under subd. 1.

24 **SECTION 2086t.** 118.34 (4) of the statutes is created to read:

1 118.34 (4) The governor’s work-based learning board shall review the local
2 technical preparation programs established under sub. (1) as operated during the
3 1999–2000 fiscal year, the organizational structure used to implement those
4 programs during that fiscal year and the allocation of funding to those programs for
5 that fiscal year to determine whether those programs, that organizational structure
6 and that allocation of funding should continue in the manner in which they were
7 provided during the 1999–2000 fiscal year beyond that fiscal year and shall submit
8 a plan for the implementation of those programs beyond the 1999–2000 fiscal year
9 to the joint committee on finance by June 15, 2000. If the cochairpersons of the
10 committee do not notify the governor’s work-based learning board within 14 working
11 days after the date of submittal of the plan that the committee has scheduled a
12 meeting for the purpose of reviewing the plan, the board may implement the plan,
13 notwithstanding subs. (1), (2) and (3). If within 14 working days after the date of
14 submittal of the plan, the cochairpersons of the committee notify the governor’s
15 work-based learning board that the committee has scheduled a meeting for the
16 purpose of reviewing the plan, the board may implement the plan, notwithstanding
17 subs. (1), (2) and (3), only as approved or modified by the committee.

18 **SECTION 2088.** 118.40 (2) (a) of the statutes is amended to read:

19 118.40 (2) (a) Within 30 days after receiving a petition under sub. (1m) the
20 school board shall hold a public hearing on the petition. At the hearing, the school
21 board shall consider the level of employe and parental support for the establishment
22 of the charter school described in the petition and the fiscal impact of the
23 establishment of the charter school on the school district. ~~After the hearing, the~~
24 ~~school board may grant the petition.~~

25 **SECTION 2089.** 118.40 (2) (c) of the statutes is amended to read:

1 118.40 (2) (c) ~~The school board of the school district operating under ch. 119~~
2 shall either grant or deny the petition within 30 days after the public hearing. If the
3 school board ~~of the school district operating under ch. 119~~ denies a petition, the
4 person seeking to establish the charter school may, within 30 days after the denial,
5 appeal the denial to the department. The department shall issue a decision within
6 30 days after receiving the appeal. The department's decision is final and not subject
7 to judicial review under ch. 227.

8 **SECTION 2090.** 118.40 (2r) (d) 2. of the statutes is amended to read:

9 118.40 (2r) (d) 2. Administer the examinations under ss. 118.30 ~~(4m)~~ (1r) and
10 121.02 (1) (r) to pupils enrolled in charter schools under this subsection.

11 **SECTION 2090m.** 118.40 (2r) (e) of the statutes is amended to read:

12 118.40 (2r) (e) From the appropriation under s. 20.255 (2) (fm), the department
13 shall pay to the operator of the charter school an amount equal to the ~~shared cost per~~
14 ~~member in the previous school year of the school district operating under ch. 119~~ sum
15 of the amount paid under this paragraph in the previous school year and the amount
16 of revenue increase per pupil allowed under subch. VII of ch. 121 in the current school
17 year. multiplied by the number of pupils attending the charter school. The
18 department shall pay 25% of the total amount in September, 25% in December, 25%
19 in February and 25% in June. The department shall send the check to the operator
20 of the charter school.

21 **SECTION 2091.** 118.40 (2r) (f) of the statutes is repealed.

22 **SECTION 2092.** 118.40 (2r) (g) of the statutes is repealed.

23 **SECTION 2093.** 118.40 (7) (am) 1. of the statutes is amended to read:

24 118.40 (7) (am) 1. Except as provided in subds. subd. 2. and 3., if a charter
25 school is established under sub. (2m) and located in the school district operating

1 under ch. 119, the school board of that school district shall determine whether or not
2 the charter school is an instrumentality of the school district. If the school board
3 determines that a charter school is an instrumentality of the school district, the
4 school board shall employ all personnel for the charter school. If the school board
5 determines that a charter school is not an instrumentality of the school district, the
6 school board may not employ any personnel for the charter school.

7 **SECTION 2094.** 118.40 (7) (am) 3. of the statutes is repealed.

8 **SECTION 2095.** 118.42 of the statutes is repealed.

9 **SECTION 2096.** 118.43 (2) (a) of the statutes is amended to read:

10 118.43 (2) (a) The school board of any school district in which a school in the
11 previous school year had an enrollment that was at least 50% low-income is eligible
12 to participate in the program under this section, except that a school board is eligible
13 to participate in the program under this section in the 2000–01 school year if in the
14 1998–99 school year a school in the school district had an enrollment that was at least
15 50% low-income.

16 **SECTION 2097.** 118.43 (2) (b) (intro.) of the statutes is amended to read:

17 118.43 (2) (b) (intro.) In the 1996–97 ~~and 1998–99~~ school years year, the school
18 board of an eligible school district may enter into a 5–year achievement guarantee
19 contract with the department on behalf of one school in the school district if all of the
20 following apply:

21 **SECTION 2098.** 118.43 (2) (bg) of the statutes is created to read:

22 118.43 (2) (bg) In the 1998–99 school year, the school board of an eligible school
23 district may enter into a 5–year achievement guarantee contract with the
24 department on behalf of one school in the school district if all of the following apply:

1 1. In the previous school year, the school had an enrollment that was at least
2 30% low-income.

3 2. The school board is not receiving a grant under the preschool to grade 5
4 program on behalf of the school under s. 115.45.

5 **SECTION 2099.** 118.43 (2) (br) of the statutes is created to read:

6 118.43 (2) (br) In the 2000–01 school year, the school board of an eligible school
7 district other than the school district operating under ch. 119 may enter into a 5–year
8 achievement guarantee contract with the department on behalf of one or more
9 schools in the school district if all of the following apply:

10 1. In the previous school year, each school had an enrollment that was at least
11 65% low-income.

12 2. The school board is not receiving a grant under the preschool to grade 5
13 program on behalf of any of the schools under s. 115.45.

14 3. The school board, if eligible to participate in the program under this section
15 in the 1996–97 and 1998–99 school years, had participated in the program during
16 either school year.

17 4. None of the schools is a beneficiary of a contract under this section.

18 **SECTION 2100.** 118.43 (2) (bt) of the statutes is created to read:

19 118.43 (2) (bt) In the 2000–01 school year, the school board of the school district
20 operating under ch. 119 may enter into a 5–year achievement guarantee contract
21 with the department on behalf of one or more schools in the school district if all of the
22 following apply:

23 1. In the previous school year, each school had an enrollment that was at least
24 65% low-income.

1 2. The school board is not receiving a grant under the preschool to grade 5
2 program under s. 115.45 on behalf of any of the schools.

3 3. None of the schools is a beneficiary of a contract under this section.

4 **SECTION 2101.** 118.43 (2) (c) of the statutes is amended to read:

5 118.43 **(2)** (c) Notwithstanding ~~par. pars.~~ (b) and (bg), the school board of the
6 school district operating under ch. 119 may enter into an achievement guarantee
7 contract on behalf of up to 10 schools under par. (b) and up to 10 schools under par.
8 (bg).

9 **SECTION 2102.** 118.43 (2) (e) 1. of the statutes is amended to read:

10 118.43 **(2)** (e) 1. If the school board of an eligible school district does not enter
11 into an achievement guarantee contract with the department, a school board that
12 has entered into such a contract, other than the school board of the school district
13 operating under ch. 119, may apply to the department to enter into such a contract
14 on behalf of one ~~additional school~~ or more schools that ~~meets~~ meet the requirements
15 under par. (b), (bg) or (br).

16 **SECTION 2103.** 118.43 (2) (f) of the statutes is amended to read:

17 118.43 **(2)** (f) The department may not enter into an achievement guarantee
18 contract with a school board on behalf of a school after June 30, 1999 2001.

19 **SECTION 2104.** 118.43 (3) (intro.) of the statutes is amended to read:

20 118.43 **(3)** CONTRACT REQUIREMENTS. (intro.) Except as provided in ~~par. pars.~~
21 (am) and (ar), an achievement guarantee contract shall require the school board to
22 do all of the following in each participating school:

23 **SECTION 2105.** 118.43 (3) (ar) of the statutes is created to read:

24 118.43 **(3)** (ar) *Class size; additional contracts.* For contracts that begin in the
25 2000–01 school year, reduce each class size to 15 in the following manner:

- 1 1. In the 2000–01 school year, in at least grades kindergarten and one.
- 2 2. In the 2001–02 school year, in at least grades kindergarten to 2.
- 3 3. In the 2002–03 to 2004–05 school years, in at least grades kindergarten to
- 4 3.

5 **SECTION 2106.** 118.43 (5) (b) of the statutes is amended to read:

6 118.43 (5) (b) ~~At the end of the 1997–98, 1998–99, 1999–2000, 2000–01 and~~
7 ~~2001–02 school years~~ Annually by June 30 through the 2003–04 school year, a
8 committee consisting of the state superintendent, the chairpersons of the education
9 committees in the senate and assembly and the individual chiefly responsible for the
10 evaluation under sub. (7) shall review the progress made by each school for which
11 an achievement guarantee contract has been entered into. The committee may
12 recommend to the department that the department terminate a contract if the
13 committee determines that the school board has violated the contract or if the school
14 has made insufficient progress toward achieving its performance objectives under
15 sub. (4) (c). The department may terminate the contract if it agrees with the
16 committee's recommendation.

17 **SECTION 2106r.** 118.43 (6) (b) 5. of the statutes is repealed.

18 **SECTION 2107.** 118.43 (6) (b) 6., 7. and 8. of the statutes are created to read:

19 118.43 (6) (b) 6. In the 2000–01 school year, divide the amount appropriated
20 by the sum of the number of low-income pupils enrolled in grades kindergarten to
21 3 in each school in this state covered by contracts under sub. (3) (a) and (am) and the
22 number of low-income pupils enrolled in grades kindergarten and one in each school
23 in this state covered by contracts under sub. (3) (ar) and multiply the quotient by the
24 number of pupils enrolled in those grades in each school in the school district covered
25 by contracts under this section.

1 7. In the 2001–02 school year, divide the amount appropriated by the sum of
2 the number of low–income pupils enrolled in grades kindergarten to 3 in each school
3 in this state covered by contracts under sub. (3) (am) and the number of low–income
4 pupils enrolled in grades kindergarten to 2 in each school in this state covered by
5 contracts under sub. (3) (ar) and multiply the quotient by the number of pupils
6 enrolled in those grades in each school in the school district covered by contracts
7 under this section.

8 8. In the 2002–03 to 2004–05 school years, divide the amount appropriated by
9 the number of low–income pupils enrolled in grades kindergarten to 3 in each school
10 in this state covered by contracts under sub. (3) (am) and (ar) and multiply the
11 quotient by the number of pupils enrolled in those grades in each school in the school
12 district covered by contracts under this section.

13 **SECTION 2107f.** 118.55 (7r) (d) 1. (intro.) and a. of the statutes are consolidated,
14 renumbered 118.55 (7r) (d) 1. and amended to read:

15 118.55 (7r) (d) 1. For each pupil attending a technical college under this
16 subsection, the school board shall pay to the technical college district board, in 2
17 instalments payable upon initial enrollment and at the end of the semester, the
18 following amount: ~~a. If the pupil is attending the technical college for less than 7~~
19 ~~credits that are eligible for high school credit,~~ for those courses taken for high school
20 credit, an amount equal to the cost of tuition, course fees and books for the pupil at
21 the technical college.

22 **SECTION 2107g.** 118.55 (7r) (d) 1. b. of the statutes is repealed.

23 **SECTION 2107n.** 118.55 (7t) of the statutes is created to read:

24 118.55 (7t) LIMITATIONS ON PARTICIPATION AND PAYMENT. (a) When a pupil gains
25 12th grade status, as determined by the school board of the school district in which

1 the pupil is enrolled, the pupil may participate in the program under this section for
2 no more than 2 consecutive semesters.

3 (b) If a school board is required to pay tuition on behalf of a pupil under sub.
4 (5) (a) or (c) 1. or (7r) (d), the tuition charged may not exceed the amount that would
5 be charged a pupil who is a resident of this state.

6 **SECTION 2107r.** 118.55 (7w) (title) of the statutes is repealed.

7 **SECTION 2107t.** 118.55 (7w) of the statutes is renumbered 118.55 (7r) (f) and
8 amended to read:

9 118.55 (7r) (f) A pupil taking a course at a technical college for high school
10 credit under this section subsection is not responsible for any portion of the tuition
11 and fees for the course if the school board is required to pay the technical college for
12 the course under sub. ~~(7r)~~ par. (d).

13 **SECTION 2109m.** 119.23 (2) (a) 1. of the statutes is amended to read:

14 119.23 (2) (a) 1. The pupil is a member of a family that has a total family income
15 that does not exceed an amount equal to 1.75 times the poverty level determined in
16 accordance with criteria established by the director of the federal office of
17 management and budget. The requirement under this subdivision does not apply
18 after the pupil's first school year of attendance at the private school under this
19 section.

20 **SECTION 2109p.** 119.23 (4) of the statutes is renumbered 119.23 (4) (intro.) and
21 amended to read:

22 119.23 (4) (intro.) Upon receipt from the pupil's parent or guardian of proof of
23 the pupil's enrollment in the private school, the state superintendent shall pay to the
24 parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal

1 to the sum of the amount of revenue increase per pupil allowed under subch. VII of
2 ch. 121 in the current school year and the following amount:

3 (a) 1. In the 1999–2000 school year, the total amount to which the school district
4 is ~~was~~ entitled under s. 121.08 in the 1998–99 school year divided by the school
5 district membership, ~~or an amount equal to the private school's operating and debt~~
6 ~~service cost per pupil that is related to educational programming, as determined by~~
7 the department, whichever is less in the 1997–98 school year.

8 (b) The state superintendent shall pay 25% of the total amount under par. (a)
9 in September, 25% in November, 25% in February and 25% in May. The department
10 shall send the check to the private school. The parent or guardian shall restrictively
11 endorse the check for the use of the private school.

12 **SECTION 2109r.** 119.23 (4) (a) 2. of the statutes is created to read:

13 119.23 **(4)** (a) 2. In the 2000–01 school year and in each school year thereafter,
14 the amount paid under this subsection in the previous school year.

15 **SECTION 2110.** 119.23 (5) (intro.) and (c) of the statutes are consolidated,
16 renumbered 119.23 (5) and amended to read:

17 119.23 **(5)** The state superintendent shall: ~~(c) Ensure~~ ensure that pupils and
18 parents and guardians of pupils who reside in the city are informed annually of the
19 private schools participating in the program under this section.

20 **SECTION 2111.** 119.23 (5) (a) of the statutes is repealed.

21 **SECTION 2112.** 119.23 (5) (b) of the statutes is repealed.

22 **SECTION 2113g.** 119.24 of the statutes is amended to read:

23 **119.24 Admission of pupils.** ~~Each school under the jurisdiction of the board~~
24 ~~shall be open to pupils residing within the attendance district established for that~~
25 ~~school under s. 119.16 (2). A pupil residing in any such district may attend a school~~

1 in ~~another~~ an attendance district other than the one in which he or she resides with
2 the written permission of the superintendent of schools. Beginning in the 2000–01
3 school year, the board shall provide spaces in each school for pupils who reside
4 outside the attendance district for the school, but shall fill any unused spaces with
5 pupils who reside in the attendance district. A pupil who attends a school may
6 continue to attend that school until he or she graduates from the school and each
7 sibling of that pupil shall be given priority over other pupils in the process of
8 admission for that school.

9 **SECTION 2118g.** 119.71 (2) of the statutes is repealed.

10 **SECTION 2118r.** 119.71 (3) of the statutes is amended to read:

11 119.71 (3) (a) ~~The~~ Annually, the board shall ~~use the funds received under sub.~~
12 ~~(2)~~ spend at least \$5,090,000 to expand its half-day 5-year-old kindergarten
13 program to a full-day program, as provided under par. (b), and shall enroll in the
14 expanded program only pupils who meet the income eligibility standards for a free
15 lunch under 42 USC 1758 (b). The board shall select pupils for the expanded program
16 based on the order in which the pupils register for the program.

17 (b) The board shall use the funds ~~received~~ specified under ~~sub. (2) par. (a)~~ to pay
18 the costs of teachers, aides and other support staff, transportation of staff to pupils'
19 homes, in-service programs, parental involvement programs and instructional
20 materials. The board may not use the funds ~~to supplant or replace funding otherwise~~
21 ~~available for full-day 5-year-old kindergarten or to provide facilities to house the~~
22 program or to pay pupil transportation or indirect administrative costs associated
23 with the program.

24 **SECTION 2119.** 119.72 (5) of the statutes is amended to read:

1 119.72 (5) From the appropriation under s. 20.255 (2) (~~ee~~) (kp), the state
2 superintendent shall pay to the board the amount specified in the spending plan
3 under s. 119.80 for the program under this section in each school year.

4 **SECTION 2119m.** 119.74 (intro.) of the statutes is amended to read:

5 **119.74 Extended-day elementary grade, 4-year-old kindergarten and**
6 **alcohol and other drug abuse programs.** (intro.) ~~From the appropriation under~~
7 ~~s. 20.255 (2) (ec), the state superintendent shall pay to the~~ The board the amounts
8 specified in the spending plan under s. 119.80 shall spend at least \$430,000 for the
9 following programs in each school year:

10 **SECTION 2120d.** 119.75 (2) (a) of the statutes is repealed.

11 **SECTION 2120h.** 119.75 (2) (b) of the statutes is renumbered 119.75 (2) and
12 amended to read:

13 119.75 (2) ~~The~~ Annually, the board shall use the funds received under par. (a)
14 spend at least \$1,070,000 to pay the costs of teachers, aides and other support staff,
15 transportation of staff to pupils' homes, in-service programs, parental involvement
16 programs and instructional materials related to the programs under sub. (1). The
17 board may not use the funds ~~to supplant or replace funding otherwise available for~~
18 ~~first grade programs or~~ to provide facilities to house the programs under sub. (1) or
19 to pay pupil transportation or indirect administrative costs associated with the
20 programs under sub. (1).

21 **SECTION 2120p.** 119.78 (1) of the statutes is renumbered 119.78.

22 **SECTION 2120t.** 119.78 (2) of the statutes is repealed.

23 **SECTION 2121m.** 119.80 (1) of the statutes is amended to read:

1 119.80 (1) The board shall submit to the governor a proposal for the
2 expenditure of the funds in the appropriation under s. 20.255 (2) (~~ee~~) (kp) in each
3 school year.

4 **SECTION 2122m.** 119.80 (1m) of the statutes is amended to read:

5 119.80 (1m) Annually by June 1, the governor shall submit to the joint
6 committee on finance and to the appropriate standing committees of the legislature
7 under s. 13.172 (3) a proposal for the expenditure of the funds in the appropriation
8 under s. 20.255 (2) (~~ee~~) (kp) in the following school year. By June 15, each such
9 standing committee may submit written recommendations on the proposal to the
10 joint committee on finance.

11 **SECTION 2123.** 119.80 (4) of the statutes is created to read:

12 119.80 (4) The department may not distribute any funds in the appropriation
13 under s. 20.255 (2) (kp) in any fiscal year until the spending plan for that fiscal year
14 has been approved.

15 **SECTION 2124.** 119.82 (3) of the statutes is amended to read:

16 119.82 (3) From the appropriation under s. 20.255 (2) (~~ee~~) (kp), the state
17 superintendent shall pay to the board the amount specified in the spending plan
18 under s. 119.80 in each school year for the programs under sub. (1).

19 **SECTION 2125.** 120.13 (26r) of the statutes is amended to read:

20 120.13 (26r) ~~CONTRACTS FOR OUTPATIENT MENTAL HEALTH AND DEVELOPMENTAL~~
21 ~~DISABILITIES SERVICES.~~ Contract with the department of health and family services for
22 ~~outpatient services~~ under s. ~~51.07 (4)~~ 46.043.

23 **SECTION 2126.** 120.13 (27m) of the statutes is amended to read:

24 120.13 (27m) ~~TRANSPORTATION OF INDIGENT PUPILS.~~ Provide transportation to
25 and from school for indigent pupils who reside in the school district and who are not

1 required to be transported under s. 121.54. In this subsection, “indigent pupils”
2 means pupils who are eligible for free lunches or reduced-price lunches under 42
3 USC 1758 ~~or aid to 18-year-old students under s. 49.20 or for whom aid to families~~
4 ~~with dependent children is being received under s. 49.19~~ or who are members of a
5 Wisconsin works group, as defined in s. 49.141 (1) (s), with a member who is
6 participating in Wisconsin works under s. 49.147 (3) to (5) or any combination
7 thereof, as determined by the school board. If a school board determines to provide
8 transportation under this subsection, there shall be reasonable uniformity in the
9 transportation furnished such pupils whether they attend public or private schools.
10 The cost of transporting pupils under this subsection may not be included in the
11 school district’s shared cost under s. 121.07 (6) (a).

12 **SECTION 2127.** 121.004 (7) (a) (intro.) of the statutes is amended to read:

13 121.004 (7) (a) (intro.) “Pupils enrolled” is the total number of pupils, as
14 expressed by official enrollments, in all schools of the school district, except as
15 provided in pars. (b) to (e) ~~(f)~~. If such total contains a fraction, it shall be expressed
16 as the nearest whole number. The same method shall be used in computing the
17 number of pupils enrolled for resident pupils, nonresident pupils or both.

18 **SECTION 2128.** 121.004 (7) (f) of the statutes is created to read:

19 121.004 (7) (f) A pupil who transfers from one school district to another under
20 s. 121.85 (3) (a) shall be counted by the school district in which the pupil resides as
21 0.5 pupil or, if appropriate, as a number equal to the result obtained by multiplying
22 0.5 by the appropriate fraction under under par. (c), (cm) or (d).

23 **SECTION 2129.** 121.02 (1) (r) of the statutes is amended to read:

24 121.02 (1) (r) Annually ~~Annually~~ Except as provided in s. 118.40 (2r) (d) 2., annually
25 administer a standardized reading test developed by the department to all pupils

1 enrolled in the school district in grade 3, including pupils enrolled in charter schools
2 located in the school district.

3 **SECTION 2130.** 121.02 (1) (s) of the statutes is amended to read:

4 121.02 (1) (s) Administer the examinations as required under s. 118.30 ~~(1m)~~
5 ~~(a), (am) and (b) and, beginning in the 1999–2000 school year, administer the high~~
6 ~~school graduation examination required under s. 118.30 (1m) (d).~~

7 **SECTION 2131.** 121.05 (1) (a) 4. of the statutes is repealed.

8 **SECTION 2132.** 121.05 (1) (a) 9. of the statutes is amended to read:

9 121.05 (1) (a) 9. Pupils enrolled in a charter school, other than a charter school
10 under s. 118.40 (2r).

11 **SECTION 2134.** 121.05 (1) (a) 11. of the statutes is amended to read:

12 121.05 (1) (a) 11. Pupils residing in the school district but attending a public
13 school in another school district under s. 118.51 or 121.85 (3) (a).

14 **SECTION 2135.** 121.07 (1) (a) of the statutes is amended to read:

15 121.07 (1) (a) The membership of the school district in the previous school year
16 and the shared cost for the previous school year shall be used in computing general
17 aid, ~~except that the membership used to compute state aid to the school district~~
18 ~~operating under ch. 119 shall include those pupils who are attending a private school~~
19 ~~under s. 119.23 in the current school year and were enrolled in grades kindergarten~~
20 ~~to 3 in a private school located in the city of Milwaukee other than under s. 119.23~~
21 ~~in the previous school year.~~ If a school district has a state trust fund loan as a result
22 of s. 24.61 (3) (c) 2., the school district's debt service costs shall be based upon current
23 school year costs for the term of the loan and for one additional school year.

24 **SECTION 2135t.** 121.07 (6) (a) (intro.) of the statutes is amended to read:

1 121.07 (6) (a) “Shared cost” is the sum of the net cost of the general fund and
2 the net cost of the debt service fund, except that “shared cost” excludes any costs,
3 including attorney fees, incurred by a school district as a result of its participation
4 in a lawsuit commenced against the state, beginning with such costs incurred in the
5 fiscal year in which the lawsuit is commenced and excludes the costs of transporting
6 those transfer pupils for whom the school district operating under ch. 119 does not
7 receive intradistrict transfer aid under s. 121.85 (6) as a result of s. 121.85 (6) (am).
8 In this paragraph, “net cost of the debt service fund” includes all of the following
9 amounts:

10 **SECTION 2136.** 121.07 (7) (b) of the statutes is amended to read:

11 121.07 (7) (b) The “secondary guaranteed valuation per member” is an amount,
12 rounded to the next lower dollar, that, after subtraction of payments under ss.
13 121.09, ~~121.105,~~ and 121.85 (6) (b) 2. and 3. and (c) ~~and 121.86,~~ fully distributes an
14 amount equal to the amount remaining in the appropriation under s. 20.255 (2) (ac)
15 plus \$75,000,000 in the 1997–98 school year and \$100,000,000 in the 1998–99 school
16 year for payments under ss. 121.08 ~~and, 121.105,~~ 121.85 (6) (a) and (g) and 121.86.

17 **SECTION 2136m.** 121.08 (4) of the statutes is created to read:

18 121.08 (4) (a) The amount of state aid that a school district is eligible to be paid
19 from the appropriation under s. 20.255 (2) (ac) shall be reduced by the amount
20 determined as follows:

21 1. Add the amounts paid under ss. 118.40 (2r) (e) and 119.23 (4) in the current
22 school year.

23 2. Divide the sum under subd. 1. by the total amount of state aid that all school
24 districts are eligible to be paid from the appropriation under s. 20.255 (2) (ac).

1 3. Multiply the amount of state aid that the school district is eligible to be paid
2 from the appropriation under s. 20.255 (2) (ac) by the quotient under subd. 2.

3 (b) The state superintendent shall ensure that the total amount of aid
4 reduction under par. (a) lapses to the general fund.

5 **SECTION 2137.** 121.105 (2) (a) 1. of the statutes is amended to read:

6 121.105 (2) (a) 1. If a school district would receive less than 85% of the state
7 aid for the current school year in state aid in the current year than an amount equal
8 to 85% of the state aid that it received as state aid in the previous school year, its state
9 aid for the current school year shall be increased to an amount equal to 85% of the
10 state aid received in the previous school year.

11 **SECTION 2137m.** 121.105 (2) (a) 2. of the statutes is amended to read:

12 121.105 (2) (a) 2. If a school district would receive less in state aid in the current
13 school year than an amount equal to the aid that it received in the previous school
14 year minus \$1,000,000, its state aid for the current school year shall be increased to
15 an amount equal to the state aid that it received in the previous school year minus
16 \$1,000,000. This subdivision does not apply after the 1998–99 school year.

17 **SECTION 2138.** 121.105 (2) (a) 3. of the statutes is amended to read:

18 121.105 (2) (a) 3. A school district eligible for aid under subd. 1. and 2. in the
19 1998–99 school year shall receive the greater of the aid amounts under subd. 1. or
20 2. The additional aid shall be paid from the appropriations under s. 20.255 (2) (ac)
21 and (q).

22 **SECTION 2139m.** 121.15 (3m) (a) 1. of the statutes is renumbered 121.15 (3m)

23 (a) 1m. (intro.) and amended to read:

24 121.15 (3m) (a) 1m. (intro.) “Partial school revenues” means the sum of state
25 school aids, other than the amounts appropriated under s. 20.255 (2) (bi) and (cv),

1 and property taxes levied for school districts and aid paid to school districts under
2 s. 79.095 (4), less the amount of any revenue limit increase under s. 121.91 (4) (a) 2.
3 due to a school board's increasing the services that it provides by adding
4 responsibility for providing a service transferred to it from another school board and,
5 less the amount of any revenue limit increase under s. 121.91 (4) (a) 3. and less the
6 amount by which property taxes levied to pay debt service exceed an amount
7 determined as follows:

8 **SECTION 2139n.** 121.15 (3m) (a) 1d. of the statutes is created to read:

9 121.15 (3m) (a) 1d. "Debt service" means the payment of any general obligation
10 debt service, including debt service on debt issued or reissued to fund or refund
11 outstanding municipal obligations, interest on outstanding municipal obligations or
12 the payment of related issuance costs or redemption premiums, authorized by a
13 referendum and secured by the full faith and credit of the school district.

14 **SECTION 2139p.** 121.15 (3m) (a) 1m. a., b. and c. of the statutes are created to
15 read:

16 121.15 (3m) (a) 1m. a. In the 2000–01 school year, \$420,000,000.

17 b. In the 2001–02 school year, \$420,000,000 multiplied by the sum of 1.0 plus
18 the allowable rate of increase under s. 73.0305 expressed as a decimal.

19 c. In the 2002–03 school year and in any school year thereafter, the amount
20 determined in the previous school year under this subd. 1m. c. or under subd. 1m.

21 b. multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305
22 expressed as a decimal.

23 **SECTION 2140.** 121.15 (3m) (a) 2. of the statutes is amended to read:

24 121.15 (3m) (a) 2. "State school aids" means those aids appropriated under s.
25 20.255 (2), other than s. 20.255 (2) (fm), (fu), (k) and (m), and under ss. 20.275 (1) (d),

1 (es), (et), and (f), ~~(fs) and (u)~~ and 20.285 (1) (ee), (r) and (rc) and those aids
2 appropriated under s. 20.275 (1) (s) that are used to provide grants or educational
3 telecommunications access to school districts under s. ~~196.218 (4r)~~ 44.73.

4 **SECTION 2141.** 121.15 (4) of the statutes is renumbered 121.15 (4) (b) and
5 amended to read:

6 121.15 (4) (b) On July 1 and October 15, using the most accurate data available,
7 the state superintendent shall provide the department of revenue and each school
8 district with an estimate of the total amount of state aid, ~~as defined in s. 121.90 (2),~~
9 the school district will receive in the current school year. On October 15, using the
10 most accurate data available, the state superintendent shall calculate the total
11 amount of state aid, ~~as defined in s. 121.90 (2),~~ that each school district will receive
12 in the current school year. Any adjustments to that calculation shall be made by
13 increasing or decreasing the payment made in September of the following school
14 year.

15 **SECTION 2142.** 121.15 (4) (a) of the statutes is created to read:

16 121.15 (4) (a) In this subsection, “state aid” has the meaning given in s. 121.90
17 (2) except that it excludes aid paid to school districts under s. 79.095 (4).

18 **SECTION 2142d.** 121.58 (5) of the statutes is amended to read:

19 121.58 (5) STATE SUPERINTENDENT APPROVAL. If the state superintendent is
20 satisfied that transportation or board and lodging was provided in compliance with
21 law, the state superintendent shall certify to the department of administration the
22 sum due the school district. The state superintendent may not certify payment of
23 state aid under sub. (2) for the number of pupils calculated under s. 121.85 (6) (am).
24 In case of differences concerning the character and sufficiency of the transportation

1 or board and lodging, the state superintendent may determine such matter and his
2 or her decision is final.

3 **SECTION 2142m.** 121.85 (6) (a) (intro.) of the statutes is amended to read:

4 121.85 (6) (a) *Intradistrict transfer.* (intro.) ~~The Except as provided under pars.~~
5 ~~(am) and (ar).~~ the school district of attendance of pupils transferring from one
6 attendance area to another under subs. (3) (b) and (4) shall be entitled to an amount
7 determined as follows:

8 **SECTION 2143.** 121.85 (6) (a) 2. of the statutes is amended to read:

9 121.85 (6) (a) 2. Multiply the number of transfer pupils, as counted for
10 membership purposes under s. 121.004 (7). by 0.25.

11 **SECTION 2143m.** 121.85 (6) (am) of the statutes is created to read:

12 121.85 (6) (am) *Reduction of intradistrict transfer aid.* The school district
13 operating under ch. 119 may not receive aid under par. (a) for the number of pupils
14 calculated as follows, if the calculation results in a positive number:

15 1. In the 2000–01 school year:

16 a. Subtract from 75% the percentage of pupils whose parents or guardians have
17 provided the board of school directors with written consent to a pupil transfer to
18 another attendance area.

19 b. Multiply the result under subd. 1. a. by the total number of transfer pupils
20 under par. (a) in the current school year.

21 2. In the 2001–02 school year:

22 a. Subtract from 80% the percentage of pupils whose parents or guardians have
23 provided the board of school directors with written consent to a pupil transfer to
24 another attendance area.

1 b. Multiply the result under subd. 2. a. by the total number of transfer pupils
2 under par. (a) in the current school year.

3 3. In the 2002–03 school year:

4 a. Subtract from 90% the percentage of pupils whose parents or guardians have
5 provided the board of school directors with written consent to a pupil transfer to
6 another attendance area.

7 b. Multiply the result under subd. 3. a. by the total number of transfer pupils
8 under par. (a) in the current school year.

9 4. In the 2003–04 school year:

10 a. Subtract from 95% the percentage of pupils whose parents or guardians have
11 provided the board of school directors with written consent to a pupil transfer to
12 another attendance area.

13 b. Multiply the result under subd. 4. a. by the total number of transfer pupils
14 under par. (a) in the current school year.

15 5. In the 2004–05 school year and each school year thereafter, the number of
16 pupils whose parents or guardians have not provided the board of school directors
17 with written consent to a pupil transfer to another attendance area.

18 **SECTION 2143p.** 121.85 (6) (ar) of the statutes is created to read:

19 121.85 (6) (ar) *Hold harmless.* 1. In the 1999–2000 school year, the department
20 shall pay to the school district operating under ch. 119 the greater of the following:

21 a. The amount of aid received in the 1998–99 school year under par. (a)
22 multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305
23 expressed as a decimal.

24 b. The amount of aid to which the school district is entitled under par. (a).

1 2. Except as provided in subd. 3., in the 2000–01 school year and in each school
2 year thereafter, the department shall pay to the school district operating under ch.
3 119 the greater of the following:

4 a. The amount of aid received in the 1998–99 school year under par. (a),
5 adjusted annually for the school years since 1998–99 by the allowable rate of increase
6 under s. 73.0305 as described under subd. 1. a., less the reduction under par. (am).

7 b. The amount of aid to which the school district is entitled under par. (a), less
8 the reduction under par. (am).

9 3. a. If one or more bonds are issued under s. 66.431 (5) (a) 4., subd. 2. does not
10 apply beginning in the first fiscal year following certification by the secretary of
11 administration to the department that the last principal and interest payment on the
12 bonds has been made.

13 b. If no bonds are issued under s. 66.431 (5) (a) 4. by the date specified in that
14 section, subd. 2. does not apply beginning in the first fiscal year following that date.

15 **SECTION 2144.** 121.85 (6) (b) 1. of the statutes is repealed.

16 **SECTION 2145.** 121.85 (6) (f) of the statutes is repealed.

17 **SECTION 2146g.** 121.85 (6m) of the statutes is created to read:

18 **121.85 (6m) USE OF AID FOR DEBT SERVICE.** The board of directors of the school
19 district operating under ch. 119 may use intradistrict transfer aid under sub. (6) to
20 pay debt service on bonds issued under s. 66.431 (5m). If the board of school directors
21 decides to use the aid to pay the debt service, it may request the department to remit
22 the intradistrict transfer aid under sub. (6) to the redevelopment authority of the city
23 of Milwaukee in an annual amount agreed to by the board of school directors and the
24 department, and the department shall ensure that the aid remittance does not affect

1 the amount determined to be received by the board of school directors as state aid
2 under s. 121.08 for any other purpose.

3 **SECTION 2146r.** 121.85 (7) of the statutes is amended to read:

4 121.85 (7) TRANSPORTATION. Transportation shall be provided to pupils
5 transferring schools under this section if required under subch. IV. Transportation
6 for a pupil attending a public school under sub. (3) (a) outside the pupil's school
7 district of residence shall be provided pursuant to agreement between the school
8 district of residence and the school district of attendance. If either the school district
9 of residence or the school district of attendance operates a program of intradistrict
10 transfers under sub. (3) (b), that school district shall be responsible for the cost of
11 transportation. The school district may meet this responsibility either by
12 contracting directly for provision of transportation or by reimbursing another school
13 district for the cost of such a contract. Transportation for a pupil attending a public
14 school under sub. (3) (b) outside his or her attendance area of residence may be
15 provided by his or her school district. A school district providing transportation
16 under this subsection may not claim transportation aid under subch. IV for pupils
17 so transported. A school district that transports a pupil who moves outside his or her
18 attendance district during the school year to the school in the pupil's former
19 attendance district may use intradistrict transfer aid under sub. (6) to pay the costs
20 of transporting the pupil.

21 **SECTION 2146w.** 121.87 (3) of the statutes is created to read:

22 121.87 (3) In addition to the report under sub. (1), annually by May 1 the board
23 of school directors of the school district operating under ch. 119 shall submit a report
24 to the legislature under s. 13.172 (2) that specifies the number, percentage, race, sex,

1 grade and attendance area of pupils transferred outside their attendance area
2 without written consent under s. 121.85 (6) (am).

3 **SECTION 2147.** 121.90 (1) (e) of the statutes is created to read:

4 121.90 (1) (e) In determining a school district's revenue limit for the 2000–01
5 school year or for any school year thereafter, the department shall calculate the
6 number of pupils enrolled in each school year prior to the 2000–01 school year as the
7 number was calculated in that school year under s. 121.85 (6) (b) 1. and (f), 1997 stats.

8 **SECTION 2148.** 121.90 (2) (intro.) of the statutes is amended to read:

9 121.90 (2) (intro.) “State aid” means aid under ss. 121.08, 121.09 and 121.105
10 and subch. VI, as calculated for the current school year on October 15 under s. 121.15
11 (4) and including adjustments made under s. 121.15 (4), except that “state aid”
12 excludes all of the following:

13 **SECTION 2148m.** 121.905 (1) of the statutes is amended to read:

14 121.905 (1) In this section, “revenue ceiling” means \$5,900 \$6,300 in the
15 1997–98 1999–2000 school year and in any subsequent school year means \$6,100
16 \$6,500.

17 **SECTION 2149.** 121.905 (3) (a) 1. of the statutes is amended to read:

18 121.905 (3) (a) 1. Except as provided under subd. 2., calculate the sum of the
19 amount of state aid received under ss. 121.08 and 121.105 and subch. VI in the
20 previous school year and property taxes levied for the previous school year, excluding
21 funds described under s. 121.91 (4) (c), and the costs of the county children with
22 disabilities education board program, as defined in s. 121.135 (2) (a) 2., for pupils who
23 were school district residents and solely enrolled in a special education program
24 provided by a county children with disabilities education board in the previous school
25 year.

1 **SECTION 2151.** 121.905 (4) of the statutes is renumbered 121.905 (4) (a) and
2 amended to read:

3 121.905 **(4)** (a) A school district that is exempt from the revenue limits under
4 sub. (2) may not increase its base revenue per member to an amount that is greater
5 than its revenue ceiling ~~unless that~~.

6 **(b) 1.** A school district follows may increase its revenue ceiling by following the
7 procedures prescribed in s. 121.91 (3).

8 **SECTION 2152.** 121.905 (4) (b) 2. of the statutes is created to read:

9 121.905 **(4)** (b) 2. The department shall, under s. 121.91 (4), adjust the revenue
10 ceiling otherwise applicable to a school district under this section as if the revenue
11 ceiling constituted a revenue limit under s. 121.91 (2m).

12 **SECTION 2153.** 121.91 (2m) (d) (intro.) of the statutes is amended to read:

13 121.91 **(2m)** (d) (intro.) Except as provided in subs. (3) and (4), no school district
14 may increase its revenues for the 1998–99 school year ~~or for any school year~~
15 thereafter to an amount that exceeds the amount calculated as follows:

16 **SECTION 2154.** 121.91 (2m) (e) of the statutes is renumbered 121.91 (2m) (r),
17 and 121.91 (2m) (r) 1. (intro.) and b. and 2., as renumbered, are amended to read:

18 121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. (c) ~~and~~, (d) and (e), if a school
19 district is created under s. 117.105, its revenue limit under this section for the school
20 year beginning with the effective date of the reorganization shall be determined as
21 follows except as provided under subs. (3) and (4):

22 b. Add \$206 an amount equal to the amount of revenue increase per pupil
23 allowed under this subsection for the previous school year multiplied by the sum of
24 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the
25 result under subd. 1. a.

1 2. If a school district is created under s. 117.105, the following adjustments to
2 the calculations under pars. (c) ~~and~~, (d) and (e) apply for the 2 school years beginning
3 on the July 1 following the effective date of the reorganization:

4 a. For the school year beginning on the first July 1 following the effective date
5 of the reorganization the number of pupils in the previous school year shall be used
6 under pars. (c) 1. ~~and~~, (d) 1. and (e) 1. instead of the average of the number of pupils
7 in the 3 previous school years, and for the school year beginning on the 2nd July 1
8 following the effective date of the reorganization the average of the number of pupils
9 in the 2 previous school years shall be used under pars. (c) 1. ~~and~~, (d) 1. and (e) 1.
10 instead of the average of the number of pupils in the 3 previous school years.

11 b. For the school year beginning on the first July 1 following the effective date
12 of the reorganization the average of the number of pupils in the current and the
13 previous school years shall be used under pars. (c) 4. ~~and~~, (d) 4. and (e) 3. instead of
14 the average of the number of pupils in the current and the 2 preceding school years.

15 **SECTION 2155.** 121.91 (2m) (e) of the statutes is created to read:

16 121.91 **(2m)** (e) Except as provided in subs. (3) and (4), no school district may
17 increase its revenues for the 1999–2000 school year or for any school year thereafter
18 to an amount that exceeds the amount calculated as follows:

19 1. Divide the sum of the amount of state aid received in the previous school year
20 and property taxes levied for the previous school year, excluding funds described
21 under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous
22 school years.

23 2. Multiply the amount of the revenue increase per pupil allowed under this
24 subsection for the previous school year by the sum of 1.0 plus the allowable rate of
25 increase under s. 73.0305 expressed as a decimal.

1 3. Add the result under subd. 1. to the result under subd. 2.

2 4. Multiply the result under subd. 3. by the average of the number of pupils
3 enrolled in the current and the 2 preceding school years.

4 **SECTION 2157.** 121.91 (3) (d) of the statutes is renumbered 121.91 (7) and
5 amended to read:

6 121.91 (7) If Except as provided in sub. (4) (f) 2., if an excess revenue is
7 approved under ~~this subsection sub. (3)~~ sub. (3) for a recurring purpose or allowed under sub.
8 (4), the excess revenue shall be included in the base for determining the limit for the
9 next school year for purposes of this section. If an excess revenue is approved under
10 ~~this subsection sub. (3)~~ sub. (3) for a nonrecurring purpose, the excess revenue shall not be
11 included in the base for determining the limit for the next school year for purposes
12 of this section.

13 **SECTION 2158.** 121.91 (4) (f) of the statutes is amended to read:

14 121.91 (4) (f) 1. For the ~~1998–99~~ 1999–2000 school year or any school year
15 thereafter, if the average of the number of pupils enrolled in the current and the 2
16 preceding school years, ~~as calculated under sub. (2m) (d) 4.,~~ is less than the average
17 of the number of pupils enrolled in the 3 previous school years, ~~as calculated under~~
18 ~~sub. (2m) (d) 1.,~~ the limit otherwise applicable under sub. (2m) (d) (e) is increased by
19 the additional amount that would have been calculated had the decline in average
20 enrollment been 25% of what it was.

21 2. Any additional revenue received by a school district as a result of subd. 1.
22 shall not be included in the base for determining the school district's limit under sub.
23 (2m) ~~(d)~~ (e) for the following school year.

24 **SECTION 2158g.** 121.91 (4) (fm) of the statutes is created to read:

1 121.91 (4) (fm) 1. Beginning in the 1999–2000 school year, if the average of the
2 number of pupils enrolled in the current and the 2 preceding school years is more
3 than the average of the number of pupils enrolled in the 3 previous school years, the
4 limit otherwise applicable under sub. (2m) (e) is decreased by the difference between
5 that limit and the amount that would have been calculated had the increase in
6 average enrollment been 75% of what it was.

7 2. Any decrease in revenue received by a school district as a result of subd. 1.
8 shall not be excluded from the base for determining the school district’s limit under
9 sub. (2m) (e) in the following school year.

10 **SECTION 2159.** 121.92 (title) of the statutes is amended to read:

11 **121.92 (title) Penalty for exceeding revenue ceiling or limit.**

12 **SECTION 2160.** 121.92 (1) of the statutes is amended to read:

13 121.92 (1) In this section, “excess revenue” means the amount by which a school
14 district’s revenue exceeds ~~the maximum allowed~~ its ceiling under s. 121.905 or its
15 limit under s. 121.91.

16 **SECTION 2161.** 121.92 (2) (a) of the statutes is amended to read:

17 121.92 (2) (a) Deduct from the state aid payment to a school district under s.
18 121.08 in the school year in which the school district exceeded the revenue ceiling or
19 limit an amount equal to the excess revenue for the school district or the amount of
20 those aids, whichever is less.

21 **SECTION 2162.** 121.92 (2) (b) of the statutes is amended to read:

22 121.92 (2) (b) If the amount of the deduction under par. (a) is insufficient to
23 cover the excess revenue, deduct from the other state aid payments to the school
24 district in the school year in which the school district exceeded the revenue ceiling

1 or limit an amount equal to the remaining excess revenue or the amount of those
2 payments, whichever is less.

3 **SECTION 2163.** 121.92 (2) (e) of the statutes is amended to read:

4 121.92 (2) (e) Ensure that the amount of the excess revenue is not included in
5 determining the school district's ~~limits~~ ceiling or limit in the succeeding school year.

6 **SECTION 2165e.** 125.26 (2s) of the statutes is created to read:

7 125.26 (2s) (a) In this subsection:

- 8 1. "Coliseum" means a multipurpose facility designed principally for sports
9 events, with a capacity of 18,000 or more persons.
- 10 2. "Concessionaire" means a person designated by the owner or operator of a
11 coliseum to operate premises in the coliseum and to provide fermented malt
12 beverages to holders of coliseum suites.

13 (b) Notwithstanding s. 125.04 (3) (a) 3. and (9), a Class "B" license authorizes
14 a person operating a coliseum or a concessionaire to furnish the holder of a coliseum
15 suite who has attained the legal drinking age with a selection of fermented malt
16 beverages in the coliseum suite that is not part of the Class "B" premises. Fermented
17 malt beverages furnished under this paragraph shall be furnished in original
18 packages or containers and stored in a cabinet, refrigerator or other secure storage
19 place. The cabinet, refrigerator or other secure storage place or the coliseum suite
20 must be capable of being locked. The cabinet, refrigerator or other secure storage
21 place or the coliseum suite shall be locked, or the fermented malt beverages shall be
22 removed from the coliseum suite, when the coliseum suite is not occupied and when
23 fermented malt beverages are not being furnished under this paragraph. Fermented
24 malt beverages may be furnished at the time the holder occupies the coliseum suite,
25 but for purposes of this chapter, the sale of fermented malt beverages furnished

1 under this paragraph is considered to occur at the time and place that the holder pays
2 for the fermented malt beverages. Notwithstanding s. 125.32 (3), the holder of a
3 coliseum suite may pay for the fermented malt beverages at any time if he or she pays
4 in accordance with the terms of an agreement with the person operating the coliseum
5 or with the concessionaire. An individual who stocks or accepts payment for alcohol
6 beverages under this paragraph shall be the licensee, the agent named in the license
7 if the licensee is a corporation or limited liability company or the holder of a
8 manager’s or operator’s license or be supervised by one of those individuals.

9 **SECTION 2165j.** 125.51 (3) (bs) of the statutes is created to read:

10 125.51 (3) (bs) 1. In this paragraph:

11 a. “Coliseum” means a multipurpose facility designed principally for sports
12 events, with a capacity of 18,000 or more persons.

13 b. “Concessionaire” means a person designated by the owner or operator of a
14 coliseum to operate premises in the coliseum and to provide intoxicating liquor to
15 holders of coliseum suites.

16 2. Notwithstanding pars. (a) and (b) and s. 125.04 (3) (a) 3. and (9), a “Class B”
17 license authorizes a person operating a coliseum to furnish the holder of a coliseum
18 suite who has attained the legal drinking age with a selection of intoxicating liquor
19 in the coliseum suite that is not part of the “Class B” premises. Intoxicating liquor
20 furnished under this subdivision shall be furnished in original packages or
21 containers and stored in a cabinet, refrigerator or other secure storage place. The
22 cabinet, refrigerator or other secure storage place or the coliseum suite must be
23 capable of being locked. The cabinet, refrigerator or other secure storage place or the
24 coliseum suit shall be locked, or the intoxicating liquor shall be removed from the
25 coliseum suit, when the coliseum suit is not occupied and when intoxicating liquor

1 is not being furnished under this subdivision. Intoxicating liquor may be furnished
2 at the time the holder of the coliseum suite occupies the coliseum suite, but for
3 purposes of this chapter, the sale of intoxicating liquor furnished under this
4 subdivision is considered to occur at the time and place that the holder pays for the
5 intoxicating liquor. Notwithstanding s. 125.68 (4) (c), the holder of a coliseum suite
6 may pay for the intoxicating liquor at any time if he or she pays in accordance with
7 an agreement with the person operating the coliseum or with the concessionaire. An
8 individual who stocks or accepts payment for alcohol beverages under this
9 subdivision shall be the licensee, the agent named in the license if the licensee is a
10 corporation or limited liability company or the holder of a manager's or operator's
11 license or be supervised by one of those individuals.

12 **SECTION 2169g.** 138.056 (1) (b) of the statutes is amended to read:

13 138.056 (1) (b) "Dwelling" includes a cooperative housing unit and a mobile
14 home, as defined in s. ~~218.10 (2)~~ 101.91 (2e).

15 **SECTION 2169m.** 138.056 (1) (c) of the statutes is amended to read:

16 138.056 (1) (c) "Mobile home transaction" means a consumer credit sale, as
17 defined in s. 421.301 (9), of or a consumer loan, as defined in s. 421.301 (12), secured
18 by a first lien or equivalent security interest in a mobile home, as defined in s. ~~218.10~~
19 ~~(2)~~ 101.91 (2e).

20 **SECTION 2169r.** 138.09 (7) (jm) 1. b. of the statutes is amended to read:

21 138.09 (7) (jm) 1. b. The loan administration fee is charged for a consumer loan
22 that is secured primarily by an interest in real property or in a mobile home, as
23 defined in s. ~~218.10 (2)~~ 101.91 (2e).

24 **SECTION 2171.** 139.30 (5) of the statutes is amended to read:

1 139.30 (5) “Indian tribe” means a federally recognized American Indian tribe
2 or band in this state.

3 **SECTION 2171g.** 139.30 (8) of the statutes is repealed.

4 **SECTION 2171m.** 139.30 (13m) of the statutes is created to read:

5 139.30 (13m) “Trust lands” means any lands in this state held in trust by the
6 U. S. government for the benefit of a tribe or a member of a tribe.

7 **SECTION 2172.** 139.323 (intro.) of the statutes is amended to read:

8 **139.323 Refunds to Indian tribes.** (intro.) The department shall may refund
9 70% a portion of the taxes collected under s. 139.31 (1) in respect to sales on
10 reservations or trust lands of an Indian tribe to the tribal council of the tribe having
11 jurisdiction over the reservation or trust land on which the sale is made only if all
12 of the following conditions are fulfilled:

13 **SECTION 2172g.** 139.323 (6) of the statutes is created to read:

14 139.323 (6) The department has entered into an agreement with the Indian
15 tribe under s. 139.325.

16 **SECTION 2172m.** 139.325 of the statutes is amended to read:

17 **139.325 Agreements with Indian tribes.** The department may enter into
18 agreements with Indian tribes to provide for the refunding of the cigarette tax
19 imposed under s. 139.31 (1). If the department enters into an agreement with an
20 Indian tribe, the agreement may provide for refunding 100% of that tax on cigarettes
21 sold on reservations the tribal reservation to enrolled members of the tribe residing
22 on the tribal reservation and may provide for refunding not more than 70% of that
23 tax on cigarettes sold on the tribal reservation to persons who are not enrolled
24 members of the tribe residing on the tribal reservation.

25 **SECTION 2172n.** 139.34 (1) (a) of the statutes is amended to read:

1 139.34 (1) (a) No person may manufacture cigarettes in this state or sell
2 cigarettes in this state as a distributor, jobber, or vending machine operator ~~or~~
3 ~~multiple retailer~~ and no person may operate a warehouse in this state for the storage
4 of cigarettes for another person without first filing an application for and obtaining
5 the proper permit to perform such operations from the department.

6 **SECTION 2172o.** 139.34 (6) of the statutes is amended to read:

7 139.34 (6) A vending machine operator ~~or a multiple retailer~~ may acquire
8 unstamped cigarettes from the manufacturers thereof and affix the stamps to
9 packages or other containers only if the vending machine operator ~~or multiple~~
10 ~~retailer~~ also holds a permit as a distributor.

11 **SECTION 2172p.** 139.38 (1) of the statutes is amended to read:

12 139.38 (1) Every manufacturer located out of the state shall keep records of all
13 sales of cigarettes shipped into this state. Every manufacturer located in the state
14 shall keep records of production, sales and withdrawals of cigarettes. Every
15 distributor shall keep records of purchases and sales of cigarettes. Every
16 manufacturer and distributor holding a permit from the secretary with the right to
17 purchase and apply stamps shall also keep records of purchases and disposition of
18 stamps. Every jobber, ~~multiple retailer~~ and vending machine operator shall keep
19 records of all purchases and disposition of cigarettes. Every warehouse operator
20 shall keep records of receipts and withdrawals of cigarettes. All such records shall
21 be accurate and complete and be kept in a manner prescribed by the secretary. These
22 records shall be preserved on the premises described in the permit or license in such
23 a manner as to ensure permanency and accessibility for inspection at reasonable
24 hours by authorized personnel of the department.

25 **SECTION 2172r.** 139.38 (2) (b) of the statutes is amended to read:

1 139.38 (2) (b) The department may allow any jobber, ~~multiple retailer~~ or
2 vending machine operator permittee who does not sell cigarettes, except for those on
3 which the tax under this chapter is paid, to file a quarterly report. The quarterly
4 report shall be filed on or before the 15th day of the next month following the close
5 of each calendar quarter. The report shall specify the number of cigarettes purchased
6 and sold during the preceding calendar quarter.

7 **SECTION 2173.** 139.75 (4d) of the statutes is created to read:

8 139.75 (4d) “Enrolled member” has the meaning given in s. 139.30 (4).

9 **SECTION 2174.** 139.75 (4p) of the statutes is created to read:

10 139.75 (4p) “Indian tribe” has the meaning given in s. 139.30 (5).

11 **SECTION 2175.** 139.75 (6m) of the statutes is created to read:

12 139.75 (6m) “Reservation” has the meaning given in s. 139.30 (9).

13 **SECTION 2175m.** 139.75 (12m) of the statutes is created to read:

14 139.75 (12m) “Trust lands” has the meaning given in s. 139.30 (13m).

15 **SECTION 2176.** 139.76 (1) of the statutes is amended to read:

16 139.76 (1) An ~~occupational~~ excise tax is imposed upon the sale, offering or
17 exposing for sale, possession with intent to sell or removal for consumption or sale
18 or other disposition for any purpose of tobacco products by any person engaged as a
19 distributor of them at the rate of 20% of the manufacturer’s established list price to
20 distributors without diminution by volume or other discounts on domestic products.
21 On products imported from another country the rate of tax is 20% of the amount
22 obtained by adding the manufacturer’s list price to the federal tax, duties and
23 transportation costs to the United States. The tax attaches at the time the tobacco
24 products are received by the distributor in this state. The tax shall be passed on to
25 the ultimate consumer of the tobacco products. All tobacco products received in this

1 state for sale or distribution within this state, except tobacco products actually sold
2 as provided in sub. (2), shall be subject to such tax.

3 **SECTION 2177.** 139.76 (2) of the statutes is amended to read:

4 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed
5 forces, to or by federally or state–operated veterans hospitals in this state, and
6 tobacco products sold to an interstate carrier of passengers for hire to be resold to
7 bona fide passengers actually being transported and tobacco products sold for
8 shipment outside this state in interstate commerce are not subject to the tax. The
9 tax imposed by sub. (1) and s. 139.78 shall not apply with respect to any tobacco
10 products which under the constitution and laws of the United States may not be
11 taxed by this state.

12 **SECTION 2178.** 139.803 of the statutes is created to read:

13 **139.803 Refunds to Indian tribes.** The department may refund a portion
14 of the taxes collected under s. 139.76 (1) in respect to sales on reservations or trust
15 lands of an Indian tribe to the tribal council of the tribe having jurisdiction over the
16 reservation or trust land on which the sale is made only if all of the following
17 conditions are fulfilled:

18 (1) The tribal council has filed a claim for the refund with the department.

19 (2) The tribal council has approved the retailer.

20 (3) The land on which the sale occurred was designated a reservation or trust
21 land on or before January 1, 1983.

22 (4) The tobacco products were not delivered by the retailer to the buyer by
23 means of a common carrier, a contract carrier or the U.S. postal service.

24 (5) The retailer has not sold the tobacco products to another retailer or to a
25 subjobber.

1 **(6)** The department has entered into an agreement with the Indian tribe under
2 s. 139.805.

3 **SECTION 2179.** 139.805 of the statutes is created to read:

4 **139.805 Agreements with Indian tribes.** The department may enter into
5 agreements with Indian tribes to provide for the refunding of the tobacco products
6 tax imposed under s. 139.76 (1). If the department enters into an agreement with
7 an Indian tribe, the agreement may provide for refunding 100% of that tax on tobacco
8 products sold on the tribal reservation to enrolled members of the tribe residing on
9 the tribal reservation and may provide for refunding not more than 70% of that tax
10 on tobacco products sold on the tribal reservation to persons who are not enrolled
11 members of the tribe residing on the tribal reservation.

12 **SECTION 2180.** 139.82 (7) of the statutes is created to read:

13 **139.82 (7)** The department may inspect the business records of any retailer
14 doing business on a reservation or on an Indian tribe's trust land.

15 **SECTION 2181.** 139.82 (8) of the statutes is created to read:

16 **139.82 (8)** Each distributor shall collect and remit the excise tax imposed by
17 s. 139.76 (1) on tobacco products not exempt from the tobacco products tax under s.
18 139.76 (2), with the reports required to be filed under this section.

19 **SECTION 2182.** 139.85 (1) of the statutes is amended to read:

20 **139.85 (1)** The interest and penalties under s. 139.44 (2) to (7) and (9) to (12)
21 apply to this subchapter. In addition, a person who violates s. 139.82 (8) shall be fined
22 not less than \$1,000 nor more than \$5,000 or imprisoned for not less than 90 days
23 nor more than one year or both.

24 **SECTION 2216m.** 145.245 (4) (a) of the statutes is amended to read:

1 145.245 (4) (a) The discharge of sewage into a surface water determined to be
2 outstanding resource water by the department of natural resources by rule or into
3 groundwater.

4 **SECTION 2217m.** 145.245 (4) (c) of the statutes is amended to read:

5 145.245 (4) (c) The discharge of sewage to a drain tile or into zones of bedrock
6 or a surface water other than a surface water described in par. (a).

7 **SECTION 2219m.** 145.245 (4m) (a) to (c) of the statutes are amended to read:

8 145.245 (4m) (a) Category 1: failing private sewage systems described in sub.
9 (4) (a) ~~to (e).~~

10 (b) Category 2: failing private sewage systems described in sub. (4) ~~(d)~~ (b) and
11 (c).

12 (c) Category 3: failing private sewage systems described in sub. (4) ~~(e)~~ (d).

13 **SECTION 2219p.** 145.245 (4m) (d) of the statutes is created to read:

14 145.245 (4m) (d) Category 4: failing private sewage systems described in sub.
15 (4) (e).

16 **SECTION 2220.** 145.245 (5) (a) 1. of the statutes is amended to read:

17 145.245 (5) (a) 1. A person is eligible for grant funds under this section if he or
18 she owns a principal residence which is served by a category 1 or 2 failing private
19 sewage system, if the residence ~~was constructed prior to and inhabited on private~~
20 sewage system was installed before July 1, 1978, if the family income of the person
21 does not exceed the income limitations under par. (c), if the amount of the grant
22 determined under sub. (7) is at least \$100, if the residence is not located in an area
23 served by a sewer and if determination of failure is made prior to the rehabilitation
24 or replacement of the failing private sewage system.

1 **SECTION 2221m.** 145.245 (5) (a) 1. of the statutes, as affected by 1999 Wisconsin
2 Act (this act), is amended to read:

3 145.245 (5) (a) 1. A person is eligible for grant funds under this section if he or
4 she owns a principal residence which is served by a category 1 ~~or~~ 2 or 3 failing private
5 sewage system, if the sewage system was installed before July 1, 1978, if the family
6 income of the person does not exceed the income limitations under par. (c), if the
7 amount of the grant determined under sub. (7) is at least \$100, if the residence is not
8 located in an area served by a sewer and if determination of failure is made prior to
9 the rehabilitation or replacement of the failing private sewage system.

10 **SECTION 2222.** 145.245 (5) (a) 2. of the statutes is amended to read:

11 145.245 (5) (a) 2. A business is eligible for grant funds under this section if it
12 owns a small commercial establishment which is served by a category 1 or 2 failing
13 private sewage system, if the ~~small commercial establishment was constructed prior~~
14 ~~to private sewage system was installed before~~ private sewage system was installed before July 1, 1978, if the gross revenue of
15 the business does not exceed the limitation under par. (d), if the small commercial
16 establishment is not located in an area served by a sewer and if a determination of
17 failure is made prior to the rehabilitation or replacement of the private sewage
18 system.

19 **SECTION 2223m.** 145.245 (5) (a) 2. of the statutes, as affected by 1999 Wisconsin
20 Act (this act), is amended to read:

21 145.245 (5) (a) 2. A business is eligible for grant funds under this section if it
22 owns a small commercial establishment which is served by a category 1 ~~or~~ 2 or 3
23 failing private sewage system, if the private sewage system was installed before July
24 1, 1978, if the gross revenue of the business does not exceed the limitation under par.
25 (d), if the small commercial establishment is not located in an area served by a sewer

1 and if a determination of failure is made prior to the rehabilitation or replacement
2 of the private sewage system.

3 **SECTION 2224m.** 145.245 (5) (a) 3. of the statutes is amended to read:

4 145.245 (5) (a) 3. A person who owns a principal residence or small commercial
5 establishment which is served by a category 1 ~~or~~ 2 or 3 failing private sewage system
6 may submit an application for grant funds during the 3-year period after the
7 determination of failure is made. Grant funds may be awarded after work is
8 completed if rehabilitation or replacement of the system meets all requirements of
9 this section and rules promulgated under this section.

10 **SECTION 2225.** 145.245 (5) (c) 2. of the statutes is amended to read:

11 145.245 (5) (c) 2. Except as provided under subd. 4., annual family income shall
12 be based upon the federal adjusted gross income of the owner and the owner's spouse,
13 if any, as computed ~~for Wisconsin income tax purposes~~ for the taxable year prior to
14 the year in which the determination of failure is made. ~~The county median income~~
15 ~~shall be determined based upon the most recent statistics published by the federal~~
16 ~~department of housing and urban development for the year prior to the year in which~~
17 ~~the determination of failure is made.~~

18 **SECTION 2226.** 145.245 (5) (c) 3. of the statutes is amended to read:

19 145.245 (5) (c) 3. In order to be eligible for grant funds under this section, a
20 person shall submit a copy of the ~~designated~~ federal income tax returns ~~for the~~
21 ~~taxable year prior to the year in which the determination of failure is~~ upon which the
22 determination of federal adjusted gross income under subd. 2. was made together
23 with any application required by the governmental unit. ~~For taxable year 1985 and~~
24 ~~earlier, the person shall submit a copy of his or her individual or combined Wisconsin~~
25 ~~income tax return. For taxable year 1986 and thereafter, the person shall submit a~~

1 ~~copy of his or her joint Wisconsin income tax return or, if filing separately, his or her~~
2 ~~separate Wisconsin income tax return and the separate Wisconsin income tax return~~
3 ~~of his or her spouse, if any.~~

4 **SECTION 2227.** 145.245 (5) (c) 4. of the statutes is amended to read:

5 145.245 (5) (c) 4. A governmental unit may disregard the ~~Wisconsin federal~~
6 ~~income tax return for the taxable year prior to the year in which the determination~~
7 ~~of failure is made~~ that is submitted under subd. 3. and may determine annual family
8 income based upon satisfactory evidence of federal adjusted gross income or
9 projected ~~taxable~~ federal adjusted gross income of the owner and the owner's spouse
10 in the current year. The department shall promulgate rules establishing criteria for
11 determining what constitutes satisfactory evidence of federal adjusted gross income
12 or projected federal adjusted gross income in a current year.

13 **SECTION 2228m.** 145.245 (5m) (a) of the statutes is amended to read:

14 145.245 (5m) (a) The department or a governmental unit shall deny a grant
15 application under this section if the applicant or a person who would be directly
16 benefited by the grant intentionally caused the conditions which resulted in a
17 category 1 ~~or~~ 2 or 3 failing private sewage system. The department or governmental
18 unit shall notify the applicant in writing of a denial, including the reason for the
19 denial.

20 **SECTION 2229.** 145.245 (5m) (b) of the statutes is amended to read:

21 145.245 (5m) (b) The department shall notify a governmental unit if it receives
22 ~~a certification under s. 49.855 (7) that an individual is delinquent in child support~~
23 ~~or maintenance payments or owes past support, medical expenses or birth expenses~~
24 an individual's name appears on the statewide support lien docket under s. 49.854
25 (2) (b). The department or a governmental unit shall deny an application under this

1 section if the department receives a certification under s. 49.855 (7) that name of the
2 applicant or an individual who would be directly benefited by the grant is delinquent
3 in child support or maintenance payments or owes past support, medical expenses
4 or birth expenses appears on the statewide support lien docket under s. 49.854 (2)
5 (b), unless the applicant or individual who would be benefited by the grant provides
6 to the department or governmental unit a payment agreement that has been
7 approved by the county child support agency under s. 59.53 (5) and that is consistent
8 with rules promulgated under s. 49.858 (2) (a).

9 **SECTION 2231m.** 145.245 (7) (d) of the statutes is amended to read:

10 145.245 (7) (d) Except as provided in par. (e), if the income of a person who owns
11 a principal residence that is served by a category 1 or 2 or 3 failing private sewage
12 system is greater than \$32,000, the amount of the grant under this section is limited
13 to the amount determined under par. (c) less 30% of the amount by which the person's
14 income exceeds \$32,000.

15 **SECTION 2236r.** 145.245 (11m) (am) of the statutes is created to read:

16 145.245 (11m) (am) Except as provided in par. (d), if funds are sufficient to fully
17 fund all category 1 and 2 failing private sewage systems but not all category 3 failing
18 private sewage systems, the department shall fully fund all category 1 and 2 systems
19 and prorate the funds for category 3 systems on a proportional basis.

20 **SECTION 2237g.** 145.245 (11m) (b) of the statutes is amended to read:

21 145.245 (11m) (b) Except as provided in par. (d), if funds are sufficient to fully
22 fund all category 1 but not all category 2 failing private sewage systems, the
23 department shall fully fund all category 1 systems and, prorate the funds for category
24 2 systems on a proportional basis and deny the grant applications for all category 3
25 systems.

1 **SECTION 2237i.** 145.245 (11m) (c) of the statutes is amended to read:

2 145.245 **(11m)** (c) Except as provided in par. (d), if funds are not sufficient to
3 fully fund all category 1 failing private sewage systems, the department shall fund
4 the category 1 systems on a proportional basis and deny the grant applications for
5 all category 2 and 3 systems.

6 **SECTION 2238.** 145.245 (12m) of the statutes is created to read:

7 145.245 **(12m)** LOANS TO GOVERNMENTAL UNITS. (a) A governmental unit to
8 which the department allocates funds under sub. (11) for a fiscal year may apply to
9 the department for a loan under this subsection if the department prorates funds
10 under sub. (11m) for that fiscal year. A governmental unit may only use a loan under
11 this subsection to increase the amounts of grants to persons eligible under sub. (5)
12 above the amounts that would be provided without a loan under this subsection or
13 to provide grants to persons eligible under sub. (5) who would otherwise not receive
14 grants, because of the operation of sub. (11m) (c), but the total amount provided to
15 a person under this section may not exceed the amount authorized under sub (7).

16 (b) A loan under this subsection bears no interest. A loan under this subsection
17 may not exceed the difference between the amount of the grant that the
18 governmental unit would have received if the department had not prorated grants
19 under sub. (11) and the amount of the grant that the governmental unit did receive.
20 If the amount available for loans under s. 20.320 (3) (q) in a fiscal year is not sufficient
21 to provide loans to all eligible governmental units applying for loans, the department
22 shall allocate the available funds in the same manner as in sub. (11) (c).

23 (c) A loan approved under this subsection shall be for no longer than 20 years,
24 as determined by the department of administration, and be fully amortized not later
25 than 20 years after the original date of the note.

1 (d) As a condition of receiving a loan under this subsection an applicant shall
2 do all of the following:

3 1. Pledge the security, if any, required by the department of administration
4 under this subsection.

5 2. Demonstrate to the satisfaction of the department of administration the
6 financial capacity to assure sufficient revenues to repay the loan.

7 (e) The department of commerce and the department of administration may
8 enter into a financial assistance agreement with a governmental unit that applies
9 for a loan under this subsection and meets the eligibility requirements for a loan,
10 including the requirements under par. (d).

11 (f) The department of administration, in consultation with the department of
12 commerce, may establish those terms and conditions of a financial assistance
13 agreement that relate to its financial management, including what type of municipal
14 obligation is required for the repayment of the financial assistance. In setting the
15 terms and conditions, the department of administration may consider factors that
16 the department of administration finds are relevant, including the type of obligation
17 evidencing the loan, the pledge of security for the obligation and the applicant's
18 creditworthiness.

19 (g) The department of administration shall make and disburse a loan to an
20 applicant that has entered into a financial assistance agreement under par. (e). The
21 department of administration, in consultation with the department of commerce,
22 shall establish procedures for disbursing loans.

23 (h) If a governmental unit fails to make a principal repayment after its due
24 date, the department of administration shall place on file a certified statement of all
25 amounts due under this subsection. After consulting the department of commerce,

1 the department of administration may collect all amounts due by deducting those
2 amounts from any state payments due the governmental unit or may add a special
3 charge to the amount of taxes apportioned to and levied upon the county under s.
4 70.60. If the department of administration collects amounts due, it shall remit those
5 amounts to the fund to which they are due and notify the department of commerce
6 of that action.

7 **SECTION 2240r.** 146.185 of the statutes is created to read:

8 **146.185 Minority health. (1)** In this section:

9 (a) “African American” means a person whose ancestors originated in any of the
10 black racial groups of Africa.

11 (b) “American Indian” means a person who is enrolled as a member of a
12 federally recognized American Indian tribe or band or who possesses documentation
13 of at least one-fourth American Indian ancestry or documentation of tribal
14 recognition as an American Indian.

15 (c) “Asian” means a person whose ancestors originated in Asia south and
16 southeast of the Himalayas and west of Wallace’s Line in the Malay Archipelago.

17 (d) “Economically disadvantaged” means having an income that is at or below
18 125% of the poverty line.

19 (e) “Hispanic” means a person of any race whose ancestors originated in
20 Mexico, Puerto Rico, Cuba, Central America or South America or whose culture or
21 origin is Spanish.

22 (f) “Minority group member” means any of the following:

- 23 1. An African American.
- 24 2. An American Indian.
- 25 3. A Hispanic.

1 4. An Asian.

2 (g) “Nonprofit corporation” means a nonstock corporation organized under ch.
3 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

4 (h) “Poverty line” means the nonfarm federal poverty line for the continental
5 United States, as defined by the federal department of labor under 42 USC 9902 (2).

6 (i) “State agency” has the meaning given in s. 16.70 (1).

7 **(2)** The department shall do all of the following:

8 (a) Identify the barriers to health care that prevent economically
9 disadvantaged minority group members in this state from participating fully and
10 equally in all aspects of life.

11 (b) Conduct statewide hearings on issues of concern to the health interests of
12 economically disadvantaged minority group members.

13 (c) Review, monitor and advise all state agencies with respect to the impact on
14 the health of economically disadvantaged minority group members of current and
15 emerging state policies, procedures, practices, statutes and rules.

16 (d) Work closely with all state agencies, including the board of regents of the
17 University of Wisconsin System and the technical college system board, with the
18 University of Wisconsin Hospitals and Clinics Authority, with the private sector and
19 with groups concerned with issues of the health of economically disadvantaged
20 minority group members to develop long-term solutions to health problems of
21 minority group members.

22 (e) Disseminate information on the status of the health of economically
23 disadvantaged minority group members in this state.

24 (f) Encourage economically disadvantaged minority group members who are
25 students to enter career health care professions, by developing materials that are

1 culturally sensitive and appropriate and that promote health care professions as
2 careers, for use by the University of Wisconsin System, the technical college system
3 and the Medical College of Wisconsin in recruiting the students.

4 (g) Submit a biennial report on the activities of the department under this
5 section that includes recommendations on program policies, procedures, practices
6 and services affecting the health status of economically disadvantaged minority
7 group members, to the appropriate standing committees under s. 13.172 (3) and to
8 the governor.

9 (3) From the appropriation under s. 20.435 (5) (fh), the department shall award
10 grants for activities to improve the health status of economically disadvantaged
11 minority group members. A person may apply, in the manner specified by the
12 department, for a grant of up to \$50,000 in each fiscal year to conduct these activities.
13 A grant awarded under this subsection may not exceed 50% of the cost of the
14 activities. An applicant's required contribution for a grant may consist of funding or
15 an in-kind contribution.

16 (4) From the appropriation under s. 20.435 (5) (fh), the department shall award
17 a grant of up to \$100,000 in each fiscal year to a private nonprofit corporation that
18 applies, in the manner specified by the department, to conduct a public information
19 campaign on minority health.

20 **SECTION 2241.** 146.19 (2) (intro.) of the statutes is amended to read:

21 146.19 (2) COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS. (intro.) From
22 the appropriation under s. 20.435 (5) (~~ek~~) (ke), the department shall award grants
23 for cooperative American Indian health projects in order to promote cooperation
24 among tribes, tribal agencies, inter-tribal organizations and other agencies and
25 organizations in addressing specific problem areas in the field of American Indian

1 health. A tribe, tribal agency or inter-tribal organization may apply, in the manner
2 specified by the department, for a grant of up to \$10,000 to conduct a cooperative
3 American Indian health project, which meets all of the following requirements:

4 **SECTION 2241c.** 146.19 (2m) of the statutes is created to read:

5 146.19 (2m) GRANTS TO TRIBAL HEALTH CENTERS. Subject to 1999 Wisconsin Act
6 (this act), section 9123 (6tu), from the appropriation under s. 20.435 (5) (ke), the
7 department shall award grants for the provision or purchase of health care services
8 for tribal members and their families to tribal health care entities that provide
9 primary health care, health education and social services to tribal members and
10 their families and to tribal employees. The department shall establish by rule criteria
11 for distributing grants to the health care entities. In developing the criteria, the
12 department shall consider each tribe's financial need, resources available to each
13 tribe and other demographic health status indicators.

14 **SECTION 2251.** 146.56 (1) of the statutes is amended to read:

15 146.56 (1) Not later than July 1, ~~2001~~ 2002, the department shall develop and
16 implement a statewide trauma care system. The department shall seek the advice
17 of the statewide trauma advisory council under s. 15.197 (25) in developing and
18 implementing the system.

19 **SECTION 2251d.** 146.57 (title) of the statutes is amended to read:

20 **146.57 (title) Statewide poison control program system.**

21 **SECTION 2251e.** 146.57 (1m) of the statutes is created to read:

22 146.57 (1m) DEFINITIONS. In this section:

23 (a) "Appropriate health-oriented background" means one of the following:

1 1. Licensure as an emergency medical technician — basic, emergency medical
2 technician — intermediate or emergency medical technician — paramedic under s.
3 146.50 (5) (a).

4 2. Licensure as a licensed practical nurse under s. 441.10 (3).

5 3. Completion of a training program directed by a physician specializing in
6 toxicology and, as determined by the medical director of a poison control center,
7 background sufficient to understand and interpret standard poison information
8 resources and to transmit that information understandably to both health
9 professionals and the public under the direct supervision of a staff member specified
10 under sub. (3m) (b) or the medical director.

11 (b) “On–line staff member” means a member of the staff of a poison control
12 center who personally responds to telephone inquiries received by the poison control
13 center.

14 (c) “Pharmacist” has the meaning given in s. 450.01 (15).

15 (d) “Physician” has the meaning given in s. 448.01 (5).

16 (e) “Poison control services” means poison prevention education, and rapid and
17 accurate poison interpretation, poison intervention and management information.

18 (f) “Registered nurse” means a nurse who is licensed under s. 441.06.

19 (g) “School of pharmacy” means a school of pharmacy that is accredited by the
20 American Council on Pharmaceutical Education.

21 (h) “Triage” means assign priority order on the basis of where resources can
22 best be used or are most needed.

23 **SECTION 2251f.** 146.57 (3) (a) of the statutes is amended to read:

24 146.57 (3) (a) The department shall implement a statewide poison control
25 program system, which shall provide poison control services that are available

1 statewide, on a 24-hour per day and 365-day per year basis and shall provide poison
2 information and education to health care professionals and the public. From the
3 appropriation under s. 20.435 (5) (ds), the department shall, if the requirement
4 under par. (b) is met, distribute total funding of not more than \$375,000 in each fiscal
5 year to supplement the operation of the ~~program~~ system and to provide for the
6 statewide collection and reporting of poison control data. The department may, but
7 need not, distribute all of the funds in each fiscal year to a single poison control
8 center.

9 **SECTION 2251g.** 146.57 (3m) of the statutes is created to read:

10 **146.57 (3m) REQUIREMENTS OF POISON CONTROL CENTERS.** (a) A poison control
11 center shall maintain telephone services capable of providing rapid, accurate and
12 complete poison information that is accessible throughout the state and that is free
13 to users through a statewide toll-free hotline.

14 (b) An on-line staff member who interprets poison exposure data and provides
15 poison intervention and management information shall be one of the following:

- 16 1. A registered nurse.
- 17 2. A pharmacist.
- 18 3. A physician.
- 19 4. A person who is certified by or eligible for certification by the American
20 Association of Poison Control Centers as a specialist in poison information.
- 21 5. A school of pharmacy graduate who is in residency training.
- 22 6. A school of pharmacy enrollee who has completed the 2nd professional
23 practice year.
- 24 7. A person who was employed as an on-line staff member on May 1, 1994, who
25 has worked in that capacity at the poison control center for at least 3 years and who

1 annually receives at least 16 documented hours of continuing education in
2 interpreting poison exposure data and providing poison intervention and
3 management information.

4 (c) An on–line staff member who is designated as a poison information provider
5 may, if he or she annually receives at least 16 documented hours of job–relevant
6 continuing education and has an appropriate health–oriented background, provide
7 poison information to manage nontoxic exposures and routine follow–up.

8 (d) An on–line staff member who is designated as a poison information provider
9 shall triage incoming telephone calls concerning toxic exposures and, for health care
10 professionals, concerning drug interaction interpretations, and refer such calls to an
11 on–duty staff member under par. (b).

12 **SECTION 2254.** 146.93 (1) (a) of the statutes is amended to read:

13 146.93 **(1)** (a) From the appropriation under s. 20.435 ~~(1)~~ (4) (gp), the
14 department shall maintain a program for the provision of primary health care
15 services based on the primary health care program in existence on June 30, 1987.
16 The department may promulgate rules necessary to implement the program.

17 **SECTION 2255.** 146.99 of the statutes is amended to read:

18 **146.99 Assessments.** The department shall, within 90 days after the
19 commencement of each fiscal year, estimate the total amount of expenditures and the
20 department shall assess the estimated total amount under s. 20.435 ~~(1)~~ (4) (gp) to
21 hospitals, as defined in s. 50.33 (2), in proportion to each hospital’s respective gross
22 private–pay patient revenues during the hospital’s most recently concluded entire
23 fiscal year. Each hospital shall pay its assessment on or before December 1 for the
24 fiscal year. All payments of assessments shall be deposited in the appropriation
25 under s. 20.435 ~~(1)~~ (4) (gp).

1 **SECTION 2255m.** 149.10 (3e) of the statutes is created to read:

2 149.10 **(3e)** “Fund” means the health insurance risk–sharing plan fund.

3 **SECTION 2256.** 149.12 (2) (d) of the statutes is renumbered 149.12 (2) (d) 1. and
4 amended to read:

5 149.12 **(2)** (d) 1. ~~Except for a person who is an eligible individual as provided~~
6 in subd. 2., no person who is 65 years of age or older is eligible for coverage under the
7 plan.

8 **SECTION 2257.** 149.12 (2) (d) 2. of the statutes is created to read:

9 149.12 **(2)** (d) 2. Subdivision 1. does not apply to any of the following:

10 a. A person who is an eligible individual.

11 b. A person who has coverage under the plan on the date on which he or she
12 attains the age of 65 years.

13 **SECTION 2258.** 149.12 (3) (b) of the statutes is amended to read:

14 149.12 **(3)** (b) Persons for whom deductible or coinsurance amounts are paid
15 or reimbursed under ch. 47 for vocational rehabilitation, under s. 49.68 for renal
16 disease, under s. 49.685 (8) for hemophilia, under s. 49.683 for cystic fibrosis ~~or,~~
17 under s. 253.05 for maternal and child health services or under s. 49.686 for the cost
18 of drugs for the treatment of HIV infection or AIDS are not ineligible for coverage
19 under the plan by reason of such payments or reimbursements.

20 **SECTION 2258d.** 149.125 of the statutes is repealed.

21 **SECTION 2258f.** 149.14 (2) (a) of the statutes is amended to read:

22 149.14 **(2)** (a) The plan shall provide every eligible person who is not eligible
23 for medicare with major medical expense coverage. Major medical expense coverage
24 offered under the plan under this section shall pay an eligible person’s covered
25 expenses, subject to sub. (3) and deductible, copayment and coinsurance payments

1 authorized under sub. (5), up to a lifetime limit of \$1,000,000 per covered individual.
2 The maximum limit under this paragraph shall not be altered by the board, and no
3 actuarially equivalent benefit may be substituted by the board.

4 **SECTION 2259.** 149.14 (3) (intro.) of the statutes is amended to read:

5 149.14 (3) COVERED EXPENSES. (intro.) Except as provided in sub. (4), except
6 as restricted by cost containment provisions under s. 149.17 (4) and except as
7 reduced by the ~~board under s. 149.15 (3) (e) or by the department under s. ss. 149.143~~
8 ~~or and~~ 149.144, covered expenses for the coverage under this section shall be the
9 ~~usual and customary charges~~ payment rates established by the department under
10 s. 149.142 for the services provided by persons licensed under ch. 446 and certified
11 under s. 49.45 (2) (a) 11. Except as provided in sub. (4), except as restricted by cost
12 containment provisions under s. 149.17 (4) and except as reduced by the ~~board under~~
13 ~~s. 149.15 (3) (e) or by the department under s. ss. 149.143 or and~~ 149.144, covered
14 expenses for the coverage under this section shall also be the ~~usual and customary~~
15 ~~charges~~ payment rates established by the department under s. 149.142 for the
16 following services and articles if the service or article is prescribed by a physician
17 who is licensed under ch. 448 or in another state and who is certified under s. 49.45
18 (2) (a) 11. and if the service or article is provided by a provider certified under s. 49.45
19 (2) (a) 11.:

20 **SECTION 2259f.** 149.14 (3) (d) of the statutes is amended to read:

21 149.14 (3) (d) Drugs requiring a physician's prescription, subject to sub. (4c).

22 **SECTION 2259r.** 149.14 (4) (d) of the statutes is amended to read:

23 149.14 (4) (d) That part of any charge for services or articles rendered or
24 prescribed by a physician, dentist or other health care personnel which ~~that~~ exceeds
25 ~~the prevailing charge in the locality where the service is provided~~ payment rate

1 established by the department under s. 149.142 and reduced under ss. 149.143 and
2 149.144 or any charge not medically necessary.

3 **SECTION 2260.** 149.14 (4) (g) of the statutes is amended to read:

4 149.14 (4) (g) Dental care except as provided in sub. (3) (m) and (q).

5 **SECTION 2260c.** 149.14 (4) (n) of the statutes is created to read:

6 149.14 (4) (n) Services or drugs for the treatment of infertility, impotence or
7 sterility.

8 **SECTION 2260d.** 149.14 (4c) of the statutes is created to read:

9 149.14 (4c) COVERAGE OF PRESCRIPTION DRUGS. (a) The department may require
10 a pharmacist or pharmacy that provides a prescription drug to an eligible person to
11 submit a payment claim directly to the plan administrator.

12 (b) The department may limit coverage of prescription drugs under sub. (3) (d)
13 to those prescription drugs for which payment claims are submitted by pharmacists
14 or pharmacies directly to the plan administrator.

15 **SECTION 2260h.** 149.14 (4m) of the statutes is amended to read:

16 149.14 (4m) PAYMENT IS PAYMENT IN FULL. Except for copayments, coinsurance
17 or deductibles required or authorized under the plan, a provider of a covered service
18 or article shall accept as payment in full for the covered service or article the payment
19 rate determined under ss. 149.142, 149.143, and 149.144 ~~and 149.15 (3) (e)~~ and may
20 not bill an eligible person who receives the service or article for any amount by which
21 the charge for the service or article is reduced under s. 149.142, 149.143, or 149.144
22 ~~or 149.15 (3) (e).~~

23 **SECTION 2260m.** 149.14 (5) (title) of the statutes is amended to read:

24 149.14 (5) (title) DEDUCTIBLES, COPAYMENTS AND COINSURANCE.

25 **SECTION 2260p.** 149.14 (5) (e) of the statutes is created to read:

1 149.14 (5) (e) Subject to sub. (8) (b), the department may, by rule under s. 149.17
2 (4), establish copayments for prescription drug coverage under sub. (3) (d). Any
3 copayment amounts or rates established are subject to the approval of the board.
4 Copayments paid by an eligible person under this paragraph shall count toward the
5 deductible and covered costs not paid by the plan under pars. (a) to (c).

6 **SECTION 2261.** 149.14 (6) (title) of the statutes is created to read:

7 149.14 (6) (title) PREEXISTING CONDITIONS.

8 **SECTION 2261f.** 149.14 (8) of the statutes is created to read:

9 149.14 (8) APPLICABILITY OF MEDICAL ASSISTANCE PROVISIONS. (a) Except as
10 provided in par. (b), the department may, by rule under s. 149.17 (4), apply to the plan
11 the same utilization and cost control procedures that apply under rules promulgated
12 by the department to medical assistance under subch. IV of ch. 49.

13 (b) The department may not apply to eligible persons for covered services or
14 articles the same copayments that apply to recipients of medical assistance under
15 subch. IV of ch. 49 for services or articles covered under that program.

16 **SECTION 2261j.** 149.142 of the statutes is created to read:

17 **149.142 Provider payment rates. (1)** (a) Except as provided in par. (b), the
18 department shall establish payment rates for covered expenses that consist of the
19 allowable charges paid under s. 49.46 (2) for the services and articles provided plus
20 an enhancement determined by the department. The rates shall be based on the
21 allowable charges paid under s. 49.46 (2), projected plan costs and trend factors.
22 Using the same methodology that applies to medical assistance under subch. IV of
23 ch. 49, the department shall establish hospital outpatient per visit reimbursement
24 rates and hospital inpatient reimbursement rates that are specific to diagnostically
25 related groups of eligible persons.

1 (b) The payment rate for a prescription drug shall be the allowable charge paid
2 under s. 49.46 (2) (b) 6. h. for the prescription drug.

3 (2) The rates established under this section are subject to adjustment under
4 ss. 149.143 and 149.144.

5 **SECTION 2261m.** 149.143 (1) (intro.) of the statutes is amended to read:

6 149.143 (1) (intro.) The department shall pay or recover the operating costs of
7 the plan from the appropriation under s. 20.435 (4) (v) and administrative costs of
8 the plan from the appropriation under s. 20.435 (4) (u). For purposes of determining
9 premiums, insurer assessments and provider payment rate adjustments, the
10 department shall apportion and prioritize responsibility for payment or recovery of
11 plan costs from among the moneys constituting the fund as follows:

12 **SECTION 2262b.** 149.143 (1) (a) of the statutes is amended to read:

13 149.143 (1) (a) First from the moneys transferred to the fund from the
14 appropriation account under s. 20.435 (5) (4) (af).

15 **SECTION 2263b.** 149.143 (1) (b) 1. a. of the statutes is amended to read:

16 149.143 (1) (b) 1. a. First, from premiums from eligible persons with coverage
17 under s. 149.14 set at 150% of the rate that a standard risk would be charged under
18 an individual policy providing substantially the same coverage and deductibles as
19 are provided under the plan, including amounts received for premium and deductible
20 subsidies under s. 149.144 and under the transfer to the fund from the appropriation
21 account under ~~ss. s.~~ 20.435 (5) (4) (ah) and 149.144, and from premiums collected
22 from eligible persons with coverage under s. 149.146 set in accordance with s.
23 149.146 (2) (b).

24 **SECTION 2263bm.** 149.143 (1) (b) 1. b. of the statutes is amended to read:

1 149.143 (1) (b) 1. b. Second, from the ~~appropriation under s. 20.435 (5) (gh)~~
2 moneys specified under sub. (2m), to the extent that the amounts under subd. 1. a.
3 are insufficient to pay 60% of plan costs.

4 **SECTION 2263bn.** 149.143 (1) (b) 1. c. of the statutes is amended to read:

5 149.143 (1) (b) 1. c. Third, by increasing premiums from eligible persons with
6 coverage under s. 149.14 to more than 150% but not more than 200% of the rate that
7 a standard risk would be charged under an individual policy providing substantially
8 the same coverage and deductibles as are provided under the plan, including
9 amounts received for premium and deductible subsidies under s. 149.144 and under
10 the transfer to the fund from the appropriation account under ss. s. 20.435 (5) (4) (ah)
11 and 149.144, and by increasing premiums from eligible persons with coverage under
12 s. 149.146 in accordance with s. 149.146 (2) (b), to the extent that the amounts under
13 subd. 1. a. and b. are insufficient to pay 60% of plan costs.

14 **SECTION 2263bp.** 149.143 (1) (b) 1. d. of the statutes is amended to read:

15 149.143 (1) (b) 1. d. Fourth, notwithstanding subd. 2., by increasing insurer
16 assessments, excluding assessments under s. 149.144, and adjusting provider
17 payment rates, excluding adjustments to those rates under ~~ss. s. 149.144 and 149.15~~
18 ~~(3)-(e)~~, in equal proportions and to the extent that the amounts under subd. 1. a. to
19 c. are insufficient to pay 60% of plan costs.

20 **SECTION 2264e.** 149.143 (1) (b) 2. b. of the statutes is amended to read:

21 149.143 (1) (b) 2. b. Fifty percent from adjustments to provider payment rates,
22 excluding adjustments to those rates under ~~ss. s. 149.144 and 149.15 (3) (e)~~.

23 **SECTION 2265b.** 149.143 (2) (a) 1. a. of the statutes is amended to read:

24 149.143 (2) (a) 1. a. Estimate the amount of enrollee premiums that would be
25 received in the new plan year if the enrollee premiums were set at a level sufficient,

1 when including amounts received for premium and deductible subsidies under s.
2 149.144 and under the transfer to the fund from the appropriation account under ss.
3 s. 20.435 (5) (4) (ah) and 149.144 and from premiums collected from eligible persons
4 with coverage under s. 149.146 set in accordance with s. 149.146 (2) (b), to cover 60%
5 of the estimated plan costs for the new plan year, after deducting from the estimated
6 plan costs the amount available in for transfer to the fund from the appropriation
7 account under s. 20.435 (5) (4) (af) for that plan year.

8 **SECTION 2265bm.** 149.143 (2) (a) 1. c. of the statutes is repealed.

9 **SECTION 2266g.** 149.143 (2m) of the statutes is created to read:

10 149.143 **(2m)** (a) The department shall keep a separate accounting of the
11 difference between the following:

12 1. The amount of premiums received in a plan year from all eligible persons,
13 including amounts received for premium and deductible subsidies.

14 2. The amount of premiums, including amounts received for premium and
15 deductible subsidies, necessary to cover 60% of the plan costs for the plan year, after
16 deducting the amount transferred to the fund from the appropriation account under
17 s. 20.435 (4) (af).

18 (b) Any amount by which the amount under par. (a) 1. exceeds the amount
19 under par. (a) 2. may be used only as follows:

20 1. To reduce premiums in succeeding plan years as provided in sub. (1) (b) 1.
21 b. For eligible persons with coverage under s. 149.14, premiums may not be reduced
22 below 150% of the rate that a standard risk would be charged under an individual
23 policy providing substantially the same coverage and deductibles as are provided
24 under the plan.

25 2. For other needs of eligible persons, with the approval of the board.

1 **SECTION 2267j.** 149.143 (3) (b) of the statutes is amended to read:

2 149.143 **(3)** (b) If, ~~after increasing~~ the department increases premium rates
3 and insurer assessments and ~~adjusting~~ adjusts the provider payment rate under par.
4 (a), ~~the department and~~ determines that there will still be a deficit and that premium
5 rates have been increased to the maximum extent allowable under par. (a), the
6 department shall may further adjust, in equal proportions, assessments set under
7 sub. (2) (a) 3. and the provider payment rate set under sub. (2) (a) 4., without regard
8 to sub. (1) (b) 2.

9 **SECTION 2267m.** 149.143 (5) of the statutes is created to read:

10 149.143 **(5)** (a) Annually, no later than April 30, the department shall perform
11 a reconciliation with respect to plan costs, premiums, insurer assessments and
12 provider payment rate adjustments based on data from the previous calendar year.
13 On the basis of the reconciliation, the department shall make any necessary
14 adjustments in premiums, insurer assessments or provider payment rates for the
15 fiscal year beginning on the first July 1 after the reconciliation, as provided in sub.
16 (2) (b).

17 (b) Except as provided in sub. (3) and s. 149.144, the department shall adjust
18 the provider payment rates to meet the providers' specified portion of the plan costs
19 no more than once annually. The department may not determine the adjustment on
20 an individual provider basis or on the basis of provider type, but shall determine the
21 adjustment for all providers in the aggregate.

22 **SECTION 2267r.** 149.144 of the statutes is amended to read:

23 **149.144 Adjustments to insurer assessments and provider payment**
24 **rates for premium and deductible reductions.** If the moneys transferred to the
25 fund under the appropriation under s. 20.435 ~~(5)~~ (4) (ah) are insufficient to reimburse

1 the plan for premium reductions under s. 149.165 and deductible reductions under
2 s. 149.14 (5) (a), or the department determines that the moneys transferred or to be
3 transferred to the fund under the appropriation under s. 20.435 (5) (4) (ah) will be
4 insufficient to reimburse the plan for premium reductions under s. 149.165 and
5 deductible reductions under s. 149.14 (5) (a), the department shall ~~shall~~ may, by rule,
6 adjust in equal proportions the amount of the assessment set under s. 149.143 (2) (a)
7 3. and the provider payment rate set under s. 149.143 (2) (a) 4., subject to s. 149.143
8 (1) (b) 1., sufficient to reimburse the plan for premium reductions under s. 149.165
9 and deductible reductions under s. 149.14 (5) (a). The If the department makes the
10 adjustment under this section, the department shall notify the commissioner so that
11 the commissioner may levy any increase in insurer assessments.

12 **SECTION 2268m.** 149.145 of the statutes is amended to read:

13 **149.145 Program budget.** The department, in consultation with the board,
14 shall establish a program budget for each plan year. The program budget shall be
15 based on the provider payment rates specified in s. ~~149.15 (3) (e)~~ 149.142 and in the
16 most recent provider contracts that are in effect and on the funding sources specified
17 in s. 149.143 (1), including the methodologies specified in ss. 149.143, 149.144 and
18 149.146 for determining premium rates, insurer assessments and provider payment
19 rates. Except as otherwise provided in s. 149.143 (3) (a) and (b), from the program
20 budget the department shall derive the actual provider payment rate for a plan year
21 that reflects the providers' proportional share of the plan costs, consistent with ss.
22 149.143 and 149.144. The department may not implement a program budget
23 established under this section unless it is approved by the board.

24 **SECTION 2269.** 149.146 (1) (a) of the statutes is amended to read:

1 149.146 (1) (a) Beginning on January 1, 1998, in addition to the coverage
2 required under s. 149.14, the plan shall offer to all eligible persons who are not
3 eligible for medicare a choice of coverage, as described in section 2744 (a) (1) (C), P.L.
4 104–191. Any such choice of coverage shall be major medical expense coverage.

5 **SECTION 2270.** 149.146 (1) (b) 2. of the statutes is amended to read:

6 149.146 (1) (b) 2. An eligible person under par. (a) may elect once each year, at
7 the time and according to procedures established by the department, among the
8 coverages offered under this section and s. 149.14. If an eligible person elects new
9 coverage, any preexisting condition exclusion imposed under the new coverage is met
10 to the extent that the eligible person has been previously and continuously covered
11 under this chapter. No preexisting condition exclusion may be imposed on an eligible
12 person who elects new coverage if the person was an eligible individual when first
13 covered under this chapter and the person remained continuously covered under this
14 chapter up to the time of electing the new coverage.

15 **SECTION 2271.** 149.146 (2) (am) of the statutes is created to read:

16 149.146 (2) (am) 1. For all eligible persons with coverage under this section,
17 the deductible shall be \$2,500. Expenses used to satisfy the deductible during the
18 last 90 days of a calendar year shall also be applied to satisfy the deductible for the
19 following calendar year.

20 2. Except as provided in subd. 3., if the covered costs incurred by the eligible
21 person exceed the deductible for major medical expense coverage in a calendar year,
22 the plan shall pay at least 80% of any additional covered costs incurred by the person
23 during the calendar year.

24 3. If the aggregate of the covered costs not paid by the plan under subd. 2. and
25 the deductible exceeds \$3,500 for any eligible person during a calendar year or \$7,000

1 for all eligible persons in a family, the plan shall pay 100% of all covered costs
2 incurred by the eligible person during the calendar year after the payment ceilings
3 under this subdivision are exceeded.

4 4. Notwithstanding subs. 1. to 3., the department may establish different
5 deductible amounts, a different coinsurance percentage and different covered costs
6 and deductible aggregate amounts from those specified in subs. 1. to 3. in
7 accordance with cost containment provisions established by the department under
8 s. 149.17 (4).

9 **SECTION 2276m.** 149.15 (3) (e) of the statutes is repealed.

10 **SECTION 2277c.** 149.15 (3) (g) of the statutes is created to read:

11 149.15 (3) (g) Establish oversight committees to address various
12 administrative issues, such as financial management of the plan and plan
13 administrator performance standards. A representative of the department may not
14 be the chairperson of any committee established under this paragraph.

15 **SECTION 2277d.** 149.16 (4) of the statutes is created to read:

16 149.16 (4) The plan administrator shall account for costs related to the plan
17 separately from costs related to medical assistance under subch. IV of ch. 49.

18 **SECTION 2277f.** 149.16 (5) of the statutes is created to read:

19 149.16 (5) The department shall obtain the approval of the board before
20 implementing any contract with the plan administrator.

21 **SECTION 2278b.** 149.165 (4) of the statutes is amended to read:

22 149.165 (4) The department shall reimburse the plan for premium reductions
23 under sub. (2) and deductible reductions under s. 149.14 (5) (a) with moneys
24 transferred to the fund from the appropriation account under s. 20.435 (5) (4) (ah).

25 **SECTION 2278c.** 149.17 (2) of the statutes is amended to read:

1 149.17 (2) A schedule of premiums, deductibles, copayments and coinsurance
2 payments which that complies with all requirements of this chapter.

3 **SECTION 2278g.** 149.17 (4) of the statutes is amended to read:

4 149.17 (4) Cost containment provisions established by the department by rule,
5 including managed care requirements. The department shall obtain the approval of
6 the board before promulgating a rule that establishes a cost containment provision
7 that would have an effect on an eligible person's access to health care services, such
8 as the creation of new prior authorization requirements.

9 **SECTION 2278r.** 150.46 (3) of the statutes is created to read:

10 150.46 (3) This subchapter does not apply to the nursing care facility operated
11 by the department of veterans affairs under s. 45.385.

12 **SECTION 2280.** 153.05 (6m) of the statutes is amended to read:

13 153.05 (6m) The department may contract with the group insurance board for
14 the provision of data collection and analysis services related to health maintenance
15 organizations and insurance companies that provide health insurance for state
16 employes. The department shall establish contract fees for the provision of the
17 services. All moneys collected under this subsection shall be credited to the
18 appropriation under s. 20.435 (1) (4) (hg).

19 **SECTION 2280n.** 153.50 (5m) of the statutes is created to read:

20 153.50 (5m) EMPLOYERS NOT TO REQUEST PATIENT-IDENTIFIABLE DATA.
21 Notwithstanding subs. (4) and (5) no employer may request the release of or access
22 to patient-identifiable data of an employe of the employer.

23 **SECTION 2281.** 153.60 (1) of the statutes is amended to read:

24 153.60 (1) The department shall, by the first October 1 after the
25 commencement of each fiscal year, estimate the total amount of expenditures under

1 this chapter for the department and the board for that fiscal year for data collection,
2 data base development and maintenance, generation of data files and standard
3 reports, orientation and training provided under s. 153.05 (9) and maintaining the
4 board. The department shall assess the estimated total amount for that fiscal year
5 less the estimated total amount to be received for purposes of administration of this
6 chapter under s. 20.435 ~~(1)~~ (4) (hi) during the fiscal year, the unencumbered balance
7 of the amount received for purposes of administration of this chapter under s. 20.435
8 ~~(1)~~ (4) (hi) from the prior fiscal year and the amount in the appropriation account
9 under s. 20.435 (1) (dg) for the fiscal year, to health care providers who are in a class
10 of health care providers from whom the department collects data under this chapter
11 in a manner specified by the department by rule. The department shall obtain
12 approval from the board for the amounts of assessments for health care providers
13 other than hospitals and ambulatory surgery centers. The department shall work
14 together with the department of regulation and licensing to develop a mechanism for
15 collecting assessments from health care providers other than hospitals and
16 ambulatory surgery centers. No health care provider that is not a facility may be
17 assessed under this subsection an amount that exceeds \$75 per fiscal year. Each
18 hospital shall pay the assessment on or before December 1. All payments of
19 assessments shall be deposited in the appropriation under s. 20.435 ~~(1)~~ (4) (hg).

20 **SECTION 2282.** 153.60 (3) of the statutes is amended to read:

21 153.60 **(3)** The department shall, by the first October 1 after the
22 commencement of each fiscal year, estimate the total amount of expenditures
23 required for the collection, database development and maintenance and generation
24 of public data files and standard reports for health care plans that voluntarily agree
25 to supply health care data under s. 153.05 (6r). The department shall assess the

1 estimated total amount for that fiscal year to health care plans in a manner specified
2 by the department by rule and may enter into an agreement with the office of the
3 commissioner of insurance for collection of the assessments. Each health plan that
4 voluntarily agrees to supply this information shall pay the assessments on or before
5 December 1. All payments of assessments shall be deposited in the appropriation
6 under s. 20.435 (1) (4) (hg) and may be used solely for the purposes of s. 153.05 (6r).

7 **SECTION 2283.** 153.65 of the statutes is amended to read:

8 **153.65 Provision of special information; user fees.** The department may,
9 but is not required to, provide, upon request from a person, a data compilation or a
10 special report based on the information collected by the department. The
11 department shall establish user fees for the provision of these compilations or
12 reports, payable by the requester, which shall be sufficient to fund the actual
13 necessary and direct cost of the compilation or report. All moneys collected under
14 this section shall be credited to the appropriation under s. 20.435 (1) (4) (hi).

15 **SECTION 2283m.** 154.17 (1) of the statutes is amended to read:

16 154.17 (1) “Do-not-resuscitate bracelet” means a standardized identification
17 bracelet of uniform size, color, and design, that meets the specifications established
18 under s. 154.27 (1), or that is approved by the department under s. 154.27 (2), that
19 bears the inscription “Do Not Resuscitate” and signifies that the wearer is a qualified
20 patient who has obtained a do-not-resuscitate order and that the order has not been
21 revoked.

22 **SECTION 2283n.** 154.19 (2) (b) of the statutes is renumbered 154.19 (2) (b)
23 (intro.) and amended to read:

24 154.19 (2) (b) (intro.) After providing the information under par. (a), the
25 attending physician, or the person directed by the attending physician, shall affix

1 document in the patient’s medical record the medical condition that qualifies the
2 patient for the do–not–resuscitate order, shall make the order in writing and shall
3 do one of the following, as requested by the qualified patient:

4 1. Affix to the wrist of the patient a do–not–resuscitate bracelet and document
5 in the patient’s medical record the medical condition that qualifies the patient for the
6 do–not–resuscitate order that meets the specifications established under s. 154.27
7 (1).

8 **SECTION 2283p.** 154.19 (2) (b) 2. of the statutes is created to read:

9 154.19 (2) (b) 2. Provide an order form from a commercial vendor approved by
10 the department under s. 154.27 (2) to permit the patient to order a
11 do–not–resuscitate bracelet from the commercial vendor.

12 **SECTION 2283q.** 154.27 of the statutes is renumbered 154.27 (1) and amended
13 to read:

14 154.27 (1) The department shall establish by rule a uniform standard for the
15 size, color, and design of all do–not–resuscitate bracelets. The Except as provided in
16 sub. (2), the rules shall require that the do–not–resuscitate bracelets include the
17 inscription “Do Not Resuscitate”; the name, address, date of birth and gender of the
18 patient; and the name, business telephone number and signature of the attending
19 physician issuing the order.

20 **SECTION 2283r.** 154.27 (2) of the statutes is created to read:

21 154.27 (2) The department may approve a do–not–resuscitate bracelet
22 developed and distributed by a commercial vendor if the bracelet contains an emblem
23 that displays an internationally recognized medical symbol on the front and the
24 words “Wisconsin Do–Not–Resuscitate–EMS” and the qualified patient’s first and
25 last name on the back. The department may not approve a do–not–resuscitate

1 bracelet developed and distributed by a commercial vendor if the vendor does not
2 require a doctor's order for the bracelet prior to distributing it to a patient.

3 **SECTION 2288b.** 165.755 (1) (a) of the statutes is amended to read:

4 165.755 (1) (a) Except as provided in par. (b), ~~beginning on October 14, 1997,~~
5 a court shall impose a crime laboratories and drug law enforcement assessment of
6 \$4- \$5 if the court imposes a sentence, places a person on probation or imposes a
7 forfeiture for a violation of state law or for a violation of a municipal or county
8 ordinance.

9 **SECTION 2288f.** 165.76 (1) (a) of the statutes is amended to read:

10 165.76 (1) (a) Is in ~~prison or~~ a secured correctional facility, as defined in s.
11 938.02 (15m), or a secured child caring institution, as defined in s. 938.02 (15g) or on
12 probation, extended supervision, parole, supervision or aftercare supervision on or
13 after August 12, 1993, for any violation of s. 940.225 (1) or (2), 948.02 (1) or (2) or
14 948.025.

15 **SECTION 2288h.** 165.76 (1) (ag) of the statutes is created to read:

16 165.76 (1) (ag) Is in prison on or after August 12, 1993, and before January 1,
17 2000, for any violation of s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025.

18 **SECTION 2288i.** 165.76 (1) (ar) of the statutes is created to read:

19 165.76 (1) (ar) Is in prison on or after January 1, 2000, for a felony committed
20 in this state.

21 **SECTION 2288L.** 165.76 (1) (e) of the statutes is amended to read:

22 165.76 (1) (e) Is released on parole or extended supervision or placed on
23 probation in another state before January 1, 2000, and is on parole, extended
24 supervision or probation in this state from ~~another~~ the other state under s. 304.13
25 or 304.135 on or after July 9, 1996, for a violation of the law of ~~another~~ the other state

1 that the department of corrections determines, under s. 304.137 (1), is comparable
2 to a violation of s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025.

3 **SECTION 2288m.** 165.76 (1) (f) of the statutes is created to read:

4 165.76 **(1)** (f) Is released on parole or extended supervision or placed on
5 probation in another state on or after January 1, 2000, and is on parole, extended
6 supervision or probation in this state from the other state under s. 304.13 or 304.135
7 for a violation of the law of the other state that the department of corrections
8 determines, under s. 304.137 (2), would constitute a felony if committed by an adult
9 in this state.

10 **SECTION 2290.** 165.85 (5m) of the statutes is repealed.

11 **SECTION 2290v.** 165.87 (title) of the statutes is repealed.

12 **SECTION 2291.** 165.87 (1) (title) of the statutes is repealed.

13 **SECTION 2292m.** 165.87 (1) (a) of the statutes is renumbered 757.05 (2) (a) and
14 amended to read:

15 757.05 **(2)** (a) Law enforcement training fund. Twenty-seven fifty-fifths of all
16 moneys collected from penalty assessments under ~~this section sub. (1)~~ shall be
17 credited to the appropriation account under s. 20.455 (2) (i) and utilized in
18 accordance with ss. 20.455 (2) and 165.85 (5) and (5m). The moneys credited to the
19 appropriation account under s. 20.455 (2) (i), except for the moneys transferred to s.
20 20.455 (2) (jb), constitute the law enforcement training fund.

21 **SECTION 2293.** 165.87 (1) (b) of the statutes is repealed.

22 **SECTION 2294m.** 165.87 (1) (bn) of the statutes is renumbered 16.964 (4) and
23 amended to read:

24 16.964 **(4)** ~~Five twenty seconds of all moneys collected from penalty~~
25 ~~assessments under this section shall be credited to the appropriation account under~~

1 and utilized in accordance with ~~s. 20.505 (6) (g)~~, except for moneys transferred to ss.
2 20.410 (3) (kj) and 20.505 (6) (h). In regard to any grant the office makes to any local
3 unit of government for which the state is providing matching funds from moneys
4 under ~~this paragraph s. 20.505 (6) (kp)~~, the local unit of government shall provide
5 matching funds equal to at least 10%.

6 **SECTION 2295.** 165.87 (1) (bp) of the statutes is repealed.

7 **SECTION 2296.** 165.87 (1) (br) of the statutes is repealed.

8 **SECTION 2297.** 165.87 (1) (c) of the statutes is repealed.

9 **SECTION 2298.** 165.87 (2) of the statutes is renumbered 757.05 (1).

10 **SECTION 2299.** 165.90 (4) (intro.) of the statutes is amended to read:

11 165.90 **(4)** (intro.) If the department approves a plan, the department shall
12 certify the program as eligible to receive aid under s. 20.455 (2) ~~(d) and (hn)~~ (kt). Prior
13 to January 15, of the year for which funding is sought, the department shall
14 distribute from the appropriations under s. 20.455 (2) ~~(d) and (hn)~~ (kt) to each eligible
15 program the amount necessary to implement the plan, subject to the following
16 limitations:

17 **SECTION 2300.** 165.90 (4) (a) of the statutes is amended to read:

18 165.90 **(4)** (a) A program may use funds received under s. 20.455 (2) ~~(d) or (hn)~~
19 (kt) only for law enforcement operations.

20 **SECTION 2301.** 165.90 (4) (b) of the statutes is amended to read:

21 165.90 **(4)** (b) A program shall, prior to the receipt of funds under s. 20.455 (2)
22 ~~(d) or (hn)~~ (kt) for the 2nd and any subsequent year, submit a report to the
23 department regarding the performance of law enforcement activities on the
24 reservation in the previous fiscal year.

25 **SECTION 2302.** 166.15 (1) (f) of the statutes is amended to read:

1 166.15 (1) (f) “Nuclear incident” means any sudden or nonsudden release of
2 ionizing radiation, as defined under s. 254.31 (3g), from radioactive waste being
3 stored or disposed of in a waste repository or transported. “Nuclear incident” does
4 not include any release of radiation from radioactive waste being transported under
5 routine operations.

6 **SECTION 2302m.** 166.20 (5) (a) 3. of the statutes is amended to read:

7 166.20 (5) (a) 3. All facilities in this state covered under 42 USC 11021 and all
8 public agencies and private agencies in this state at which a hazardous chemical is
9 present at or above an applicable threshold quantity shall comply with the reporting
10 requirements under 42 USC 11021 and 11022. The division shall implement
11 minimum threshold levels for reporting by retail gas stations that are identical to the
12 minimum threshold levels for reporting under 42 USC 11021 and 11022.

13 **SECTION 2303.** 166.20 (7g) of the statutes is repealed.

14 **SECTION 2303d.** 166.215 (5) of the statutes is amended to read:

15 166.215 (5) The division shall notify the joint committee on finance in writing,
16 before entering into a new contractual agreement under sub. (1) or renewing or
17 extending a contractual agreement under sub. (1), of the specific funding
18 commitment involved in that proposed new, renewed or extended contract. The
19 division shall include in that notification information regarding any anticipated
20 contractual provisions that involve state fiscal commitments for each fiscal year in
21 the proposed new, renewed or extended contract. The division may enter into a new
22 contractual agreement or renew or extend a contractual agreement, as proposed in
23 the notification to the joint committee on finance, if within 14 working days after
24 notification the committee does not schedule a meeting to review the division’s
25 proposed action. If, within 14 working days after notification to the joint committee

1 on finance, the committee notifies the division that the committee has scheduled a
2 meeting to review the division's proposed action, the division may enter into the
3 proposed new contract or renew or extend the contract as proposed only if the
4 committee approves that action. ~~Notwithstanding s. 13.10, the division may include~~
5 ~~in its notification to the joint committee on finance a request for approval of any~~
6 ~~increase in the amount of money in the appropriation account under s. 20.465 (3) (dd)~~
7 ~~necessary to provide sufficient money for the proposed new, renewed or extended~~
8 ~~contracts under sub. (1).~~

9 **SECTION 2303r.** 168.07 of the statutes is amended to read:

10 **168.07 Inspections; requirements. (1)** The inspector shall inspect each
11 sample of petroleum product and if the inspector finds that it meets the minimum
12 specifications prescribed by the department, the inspector shall issue an inspection
13 certificate, except that inspections for particular grade specifications shall be at the
14 discretion of the department. If an inspector believes that a product has been
15 misidentified, an inspection shall be performed. If the inspector finds that the
16 petroleum product does not meet the minimum specifications prescribed by the
17 department, the inspector shall notify the person for whom the inspection was made.
18 After such notice, no person may sell or use the product in this state or remove it from
19 storage as long as it fails to meet the minimum specifications prescribed by the
20 department or until satisfactory disposition is approved by the inspector. Any
21 transporter, wholesaler or distributor of petroleum products who delivers or causes
22 to be delivered a petroleum product that fails to meet the minimum specifications
23 prescribed by the department shall, at the direction of the department, remove the
24 petroleum product and dispose of it in a manner approved by the department. The

1 department may contract for the performance of testing conducted under this
2 subsection.

3 (2) Inspections ~~made by the inspectors~~ under sub. (1) shall be conducted, so far
4 as applicable, in accordance with the methods outlined in the latest revision of the
5 ASTM Book of Standards of the American Society for Testing and Materials.

6 **SECTION 2308d.** 182.028 of the statutes is amended to read:

7 **182.028 School corporations.** Any corporation formed for the establishment
8 and maintenance of schools, academies, seminaries, colleges or universities or for the
9 cultivation and practice of music shall have power to enact bylaws for the protection
10 of its property, and provide fines as liquidated damages upon its members and
11 patrons for violating the bylaws, and may collect the same in tort actions, and to
12 prescribe and regulate the courses of instruction therein, and to confer such degrees
13 and grant such diplomas as are usually conferred by similar institutions or as shall
14 be appropriate to the courses of instruction prescribed, except that no corporation
15 shall operate or advertise a school that is subject to s. ~~39.51~~ 45.54 (10) without
16 complying with the requirements of s. ~~39.51~~ 45.54. Any stockholder may transfer his
17 or her stock to the corporation for its use; and if the written transfer so provides the
18 stock shall be perpetually held by the board of directors with all the rights of a
19 stockholder, including the right to vote.

20 **SECTION 2309m.** 196.01 (3n) of the statutes is amended to read:

21 196.01 (3n) “Mobile home” has the meaning given in s. 101.91 (1) ~~(2e)~~.

22 **SECTION 2316.** 196.218 (1) (a) and (b) of the statutes are repealed.

23 **SECTION 2317.** 196.218 (3) (a) 3. of the statutes is amended to read:

24 196.218 (3) (a) 3. The commission shall designate the method by which the
25 contributions under this paragraph shall be calculated and collected. The method

1 shall ensure that the contributions are sufficient to generate the amounts
2 appropriated under ss. 20.155 (1) (q), 20.255 (3) (q), 20.275 (1) (s), (t) and (tm) and
3 20.285 (1) (q). Contributions may be based only on the gross operating revenues from
4 the provision of broadcast services identified by the commission under subd. 2. and
5 on intrastate telecommunications services in this state of the telecommunications
6 providers subject to the contribution.

7 **SECTION 2318.** 196.218 (4r) (title) of the statutes is renumbered 44.73 (title).

8 **SECTION 2319.** 196.218 (4r) (a) (intro.) of the statutes is repealed.

9 **SECTION 2320.** 196.218 (4r) (a) 1. of the statutes is renumbered 44.70 (1m).

10 **SECTION 2321.** 196.218 (4r) (a) 2. and 2m. of the statutes are renumbered 44.70
11 (3g) and (3j).

12 **SECTION 2322.** 196.218 (4r) (a) 3. of the statutes is renumbered 44.70 (6).

13 **SECTION 2323.** 196.218 (4r) (b) of the statutes is renumbered 44.73 (1) and
14 amended to read:

15 44.73 (1) The ~~commission board~~, in consultation with the department and the
16 ~~board~~, shall promulgate rules establishing an educational telecommunications
17 access program to provide ~~school districts, private schools, cooperative educational~~
18 ~~service agencies, technical college districts, private colleges and public library~~
19 ~~boards~~ educational agencies with access to data lines and video links.

20 **SECTION 2324.** 196.218 (4r) (c) (intro.), 1., 2., 3. and 4. of the statutes are
21 renumbered 44.73 (2) (intro.), (a), (b), (c) and (d) and amended to read:

22 44.73 (2) (intro.) The rules promulgated under ~~par. (b)~~ sub. (1) shall do all of
23 the following:

24 (a) Allow ~~a school district, private school, cooperative educational service~~
25 ~~agency, technical college district, private college and public library board~~ an

1 educational agency to make a request to the board for access to either one data line
2 or one video link, except that if any educational agency may request access to
3 additional data lines if the agency shows to the satisfaction of the board that the
4 additional data lines are more cost-effective than a single data line and except that
5 a school district that operates more than one high school the rules shall allow the
6 school district to may request access to both a data line and a video link and to request
7 access to more than one data line or video link. The board shall forward requests
8 received under this subdivision to the commission and the department.

9 (b) Establish eligibility requirements for a school district, private school,
10 cooperative educational service agency, technical college district, private college and
11 public library board an educational agency to participate in the program established
12 under par. (b). The requirements shall prohibit a participant in the program from
13 receiving assistance from the universal service fund for the purpose specified in sub.
14 (5) (a) 3. for educational telecommunications access that is substantially similar to
15 the access provided to the participant under the program sub. (1).

16 (c) Establish specifications for a data line or lines and video link that links for
17 which access is provided to a school district, private school, cooperative educational
18 service agency, technical college district, private college and public library board an
19 educational agency under the program established under par. (b) sub. (1).

20 (d) Require a school district, private school, cooperative educational service
21 agency, technical college district, private college and public library board an
22 educational agency to pay the department not more than \$250 per month for each
23 data line or video link that is provided to the school district, private school,
24 cooperative educational service agency, technical college district, private college and
25 public library board educational agency under the program established under par.

1 ~~(b) sub. (1)~~, except that the charge may not exceed \$100 per month for each data line
2 or video link that relies on a transport medium that operates at a speed of 1.544
3 megabits per second.

4 **SECTION 2325.** 196.218 (4r) (c) 5. of the statutes is renumbered 44.73 (2) (e).

5 **SECTION 2326.** 196.218 (4r) (d) of the statutes is renumbered 44.73 (3) and
6 amended to read:

7 44.73 (3) The ~~commission~~ board shall submit an annual report to the ~~board~~
8 department on the status of providing data lines and video links that are requested
9 under ~~par. (c) 1.~~ sub. (2) (a) and the impact on the universal service fund of any
10 payment under ~~sub. (5) (a) 5.~~ contracts under s. 16.974 (7).

11 **SECTION 2327.** 196.218 (4r) (e) of the statutes is renumbered 44.73 (4) and
12 amended to read:

13 44.73 (4) If the federal communications commission promulgates or modifies
14 rules that provide rate discounts for telecommunications services to ~~school districts,~~
15 ~~private schools, cooperative educational service agencies, technical college districts,~~
16 ~~private colleges or public library boards~~ educational agencies under 47 USC 254, the
17 governor shall submit a report to the joint committee on finance that includes any
18 recommended changes to statutes or rules with respect to funding the program
19 established under ~~par. (b) sub. (1)~~.

20 **SECTION 2328.** 196.218 (4r) (f) of the statutes is renumbered 44.73 (5) and
21 amended to read:

22 44.73 (5) Notwithstanding ~~pars. (b) and (c) subs. (1) and (2)~~, technical college
23 districts are not eligible to participate in the program established under ~~par. (b) sub.~~
24 (1) before April 1, 1998. ~~In consultation with the commission, the~~ The board shall
25 determine by April 1, 1998, whether there are sufficient moneys in the appropriation

1 under s. 20.275 (1) ~~(s)~~ (t) to include technical college districts in the program
2 established under ~~par. (b) sub. (1)~~. If the board determines that there are sufficient
3 moneys, technical college districts are eligible to participate in the program
4 established under ~~par. (b) sub. (1)~~ beginning on April 1, 1998.

5 **SECTION 2329.** 196.218 (4r) (g) of the statutes is renumbered 44.73 (6) and
6 amended to read:

7 44.73 **(6)** From the appropriation under s. 20.275 (1) ~~(gf), (gh)~~, (s) or (tm), the
8 board may award an annual grant to a school district or private school that had in
9 effect on October 14, 1997, a contract for access to a data line or video link, as
10 documented by the ~~commission board~~. The board shall determine the amount of the
11 grant, which shall be equal to the cost incurred by the state to provide
12 telecommunications access to a school district or private school under a contract
13 entered into under s. 16.974 (7) (a) or (c) less the amount that the school district or
14 private school would be paying under ~~par. (e) 4. sub. (2) (d)~~ if the school district or
15 private school were participating in the program established under ~~par. (b) sub. (1)~~,
16 except that the amount may not be greater than the cost that a school district or
17 private school incurs under the contract in effect on October 14, 1997. A school
18 district or private school receiving a grant under this paragraph subsection is not
19 eligible to participate in the program under ~~par. (b) sub. (1)~~. No grant may be
20 awarded under this paragraph subsection after June 30, 2002.

21 **SECTION 2329m.** 196.218 (4u) of the statutes is created to read:

22 196.218 **(4u)** MEDICAL TELECOMMUNICATIONS EQUIPMENT PROGRAM. From the
23 appropriation under 20.155 (1) (q), the commission may spend up to \$500,000
24 annually for grants to nonprofit medical clinics and public health agencies for the
25 purchase of telecommunications equipment to be used in providing services to their

1 clients. The commission shall promulgate rules establishing requirements and
2 procedures for awarding grants under this subsection.

3 **SECTION 2330.** 196.218 (5) (a) 3. of the statutes is repealed.

4 **SECTION 2331.** 196.218 (5) (a) 5. of the statutes is amended to read:

5 196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.974 (7) to
6 the extent that these costs are not paid under ~~sub. (4r) (c) 4~~ s. 44.73 (2) (d).

7 **SECTION 2331g.** 196.218 (5) (a) 5m. of the statutes is created to read:

8 196.218 (5) (a) 5m. To provide statewide access, through the Internet, to
9 periodical and reference information data bases.

10 **SECTION 2332.** 196.218 (5) (a) 7. of the statutes is amended to read:

11 196.218 (5) (a) 7. To make grants awarded by the technology for educational
12 achievement in Wisconsin board to school districts and private schools under ~~sub.~~
13 ~~(4r) (g)~~ s. 44.73 (6). This subdivision does not apply after June 30, 2002.

14 **SECTION 2332f.** 196.218 (5) (a) 8. of the statutes is created to read:

15 196.218 (5) (a) 8. To promote access to information and library services to blind
16 and visually handicapped individuals.

17 **SECTION 2332m.** 196.218 (5) (a) 9. of the statutes is created to read:

18 196.218 (5) (a) 9. To make grants under sub. (4u).

19 **SECTION 2332t.** 196.218 (5) (d) of the statutes is created to read:

20 196.218 (5) (d) 1. In this paragraph, “Wisconsin works agency” has the meaning
21 given in s. 49.001 (9).

22 2. The commission shall annually provide information booklets to all Wisconsin
23 works agencies that describe the current assistance from the universal service fund
24 that is available to low-income individuals who are served by the Wisconsin works
25 agencies, including a description of how such individuals may obtain such

1 assistance. The department of workforce development shall assist the commission
2 in identifying the Wisconsin works agencies to which the commission is required to
3 submit the information required under this subdivision.

4 **SECTION 2333.** 196.218 (5m) of the statutes is amended to read:

5 196.218 (5m) RULE REVIEW. ~~Except for rules promulgated under sub. (4r) (b),~~
6 at At least biennially, the commission shall review and revise as appropriate rules
7 promulgated under this section.

8 **SECTION 2333m.** 196.218 (5u) of the statutes is created to read:

9 196.218 (5u) BIENNIAL BUDGET REQUEST. The commission shall include in its
10 biennial budget request under s. 16.42 a proposed budget for each individual
11 program for which the commission proposes to expend moneys from the universal
12 fund in the forthcoming biennium. A proposed budget under this subsection shall
13 describe each program and identify the proposed expenditure amount for each
14 program for each fiscal year of the biennium.

15 **SECTION 2334.** 196.218 (6) (b) of the statutes is amended to read:

16 196.218 (6) (b) The universal service fund council shall advise the commission
17 concerning the administration of this section and the content of rules promulgated
18 under this section. ~~This paragraph does not apply to the administration of sub. (4r)~~
19 ~~and rules promulgated under sub. (4r) (b).~~

20 **SECTION 2335m.** 196.44 (2) (b) of the statutes is amended to read:

21 196.44 (2) (b) The attorney general may, on his or her own initiative, appear
22 before the commission on telecommunications matters relating to consumer
23 protection and antitrust. If acting under the authority granted by this paragraph,
24 the attorney general shall have the rights accorded a party before the commission

1 in its proceedings but may not appeal as a party a decision of the commission to the
2 circuit court. This paragraph does not apply after June 30, 1999 2001.

3 **SECTION 2336m.** 196.85 (2m) of the statutes is amended to read:

4 196.85 (2m) Annually, the commission shall assess telecommunications
5 utilities for the cost of one attorney position in the department of justice to provide
6 services relating to telecommunications matters and for the cost of supplies, services
7 and equipment related to that position. The amounts received under this subsection
8 shall be credited to the appropriation under s. 20.455 (1) (kt). This subsection does
9 not apply after June 30, 1999 2001.

10 **SECTION 2342cc.** Subchapter VI (title) of chapter 218 [precedes 218.10] of the
11 statutes is amended to read:

12 **CHAPTER 218**

13 **SUBCHAPTER VI**

14 **MOBILE HOME RECREATIONAL**

15 **VEHICLE DEALERS**

16 **SECTION 2342cg.** 218.10 (1) of the statutes is repealed.

17 **SECTION 2342cL.** 218.10 (1m) of the statutes is created to read:

18 218.10 (1m) “Department” means the department of transportation, unless the
19 context requires otherwise.

20 **SECTION 2342cp.** 218.10 (1t) of the statutes is repealed.

21 **SECTION 2342ct.** 218.10 (2) of the statutes is repealed.

22 **SECTION 2342cx.** 218.10 (3) of the statutes is renumbered 218.10 (1g), and
23 218.10 (1g) (intro.) and (e), as renumbered, are amended to read:

24 218.10 (1g) (intro.) “~~Mobile home dealer~~” “Dealer”, unless the context requires
25 otherwise, means a person who, for a commission or other thing of value, sells,

1 exchanges, buys or rents, or offers or attempts to negotiate a sale or exchange of an
2 interest in ~~mobile homes~~ a recreational vehicle or who is engaged wholly or in part
3 in the business of selling ~~mobile homes~~ recreational vehicles, whether or not the
4 ~~mobile homes~~ recreational vehicles are owned by the person, but does not include:

5 (e) A person transferring a ~~mobile home~~ recreational vehicle registered in that
6 person's name and used for that person's personal, family or household purposes, if
7 the transfer is an occasional sale and is not part of the business of the transferor.

8 **SECTION 2342gc.** 218.10 (4) of the statutes is renumbered 218.10 (1x) and
9 amended to read:

10 218.10 (1x) "~~Mobile home manufacturer~~" "Manufacturer" means any person
11 within or without this state who manufactures or assembles ~~mobile homes~~
12 recreational vehicles for sale in this state.

13 **SECTION 2342gg.** 218.10 (5) of the statutes is repealed.

14 **SECTION 2342gi.** 218.10 (6) of the statutes is renumbered 218.10 (8t) and
15 amended to read:

16 218.10 (8t) "~~Mobile home salesperson~~" "Salesperson", unless the context
17 requires otherwise, means any person who is employed by a ~~mobile home~~
18 manufacturer or dealer to sell or lease ~~mobile homes~~ recreational vehicles.

19 **SECTION 2342gL.** 218.10 (7) of the statutes is amended to read:

20 218.10 (7) "New ~~mobile home~~ recreational vehicle" means a ~~mobile home~~
21 recreational vehicle which has never been occupied, used or sold for personal or
22 business use.

23 **SECTION 2342gp.** 218.10 (8) of the statutes is repealed.

24 **SECTION 2342gt.** 218.10 (8m) of the statutes is amended to read:

1 218.10 **(8m)** “Recreational vehicle” means a mobile home, as defined in s.
2 340.01 (29), that does not exceed the statutory size under s. 348.07 (2).

3 **SECTION 2342gx.** 218.10 (9) of the statutes is amended to read:

4 218.10 **(9)** “Used ~~mobile home~~ recreational vehicle” means a ~~mobile home~~
5 recreational vehicle which has previously been occupied, used or sold for personal or
6 business use.

7 **SECTION 2342Lc.** 218.101 of the statutes is repealed.

8 **SECTION 2342Lg.** 218.11 (title) of the statutes is amended to read:

9 **218.11** (title) ~~Mobile home~~ **Recreational vehicle dealers regulated.**

10 **SECTION 2342LL.** 218.11 (1) of the statutes is amended to read:

11 218.11 **(1)** No person may engage in the business of selling ~~mobile homes to the~~
12 ~~ultimate~~ recreational vehicles to a consumer or to the retail market in this state
13 unless first licensed to do so by the ~~licensor as herein provided~~ department.

14 **SECTION 2342Lp.** 218.11 (2) (b) and (d) of the statutes are amended to read:

15 218.11 **(2)** (b) 1. The ~~licensor~~ department shall promulgate rules establishing
16 the license period under this section.

17 2. The ~~licensor~~ department may promulgate rules establishing a uniform
18 expiration date for all licenses issued under this section.

19 (d) If the ~~licensor~~ department issues a license under this section during the
20 license period, the fee for the license shall equal \$50 multiplied by the number of
21 calendar years, including parts of calendar years, during which the license remains
22 in effect. A fee determined under this paragraph may not exceed the license fee for
23 the entire license period under par. (c).

24 **SECTION 2342Lt.** 218.11 (3) of the statutes is amended to read:

1 218.11 (3) A license shall be issued only to persons whose character, fitness and
2 financial ability, in the opinion of the licensør department, is such as to justify the
3 belief that they can and will deal with and serve the buying public fairly and honestly,
4 will maintain a permanent office and place of business and an adequate service and
5 parts department during the license year, and will abide by all the provisions of law
6 and lawful orders of the licensør department.

7 **SECTION 2342Lx.** 218.11 (6) (intro.) and (d) of the statutes are amended to read:

8 218.11 (6) (intro.) The licensør department may deny, suspend or revoke a
9 license on the following grounds:

10 (d) Wilful failure to comply with any provision of this section or any rule
11 promulgated by the licensør department under this section.

12 **SECTION 2342pc.** 218.11 (6) (n) of the statutes is amended to read:

13 218.11 (6) (n) Having violated any law relating to the sale, distribution or
14 financing of ~~mobile homes~~ recreational vehicles.

15 **SECTION 2342pg.** 218.11 (7) of the statutes is amended to read:

16 218.11 (7) (a) The licensør department may without notice deny the application
17 for a license within 60 days after receipt thereof by written notice to the applicant,
18 stating the grounds for such denial. Within 30 days after such notice, the applicant
19 may petition the ~~department of administration~~ division of hearings and appeals, as
20 defined in s. 218.01 (1) (gm), to conduct a hearing to review the denial, and a hearing
21 shall be scheduled with reasonable promptness. ~~If the licensør is the department of~~
22 ~~transportation, the division of hearings and appeals shall conduct the hearing.~~ This
23 paragraph does not apply to denials of applications for licenses under sub. (6m).

24 (b) No license may be suspended or revoked except after a hearing thereon. The
25 licensør department shall give the licensee at least 5 days' notice of the time and

1 place of such hearing. The order suspending or revoking such license shall not be
2 effective until after 10 days' written notice thereof to the licensee, after such hearing
3 has been had; except that the ~~licensor~~ department, when in its opinion the best
4 interest of the public or the trade demands it, may suspend a license upon not less
5 than 24 hours' notice of hearing and with not less than 24 hours' notice of the
6 suspension of the license. Matters involving suspensions and revocations ~~brought~~
7 ~~before the licensor~~ shall be heard and decided upon by the ~~department of~~
8 ~~administration~~. If the ~~licensor is the department of transportation, the division of~~
9 ~~hearings and appeals shall conduct the hearing~~. This paragraph does not apply to
10 licenses that are suspended under sub. (6m).

11 (c) The ~~licensor~~ department may inspect the pertinent books, records, letters
12 and contracts of a licensee. The actual cost of each such examination shall be paid
13 by such licensee so examined within 30 days after demand therefor by the ~~licensor,~~
14 department and the ~~licensor~~ department may maintain an action for the recovery of
15 such costs in any court of competent jurisdiction.

16 **SECTION 2342pL.** 218.12 (title) of the statutes is amended to read:

17 **218.12** (title) ~~Mobile home dealer~~ **Recreational vehicle salespersons**
18 **regulated.**

19 **SECTION 2342pp.** 218.12 (1) of the statutes is amended to read:

20 218.12 (1) No person may engage in the business of selling ~~mobile homes to the~~
21 ~~ultimate~~ recreational vehicles to a consumer or to the retail market in this state
22 without a license therefor from the ~~licensor~~ department. If a ~~mobile home dealer~~ acts
23 as a ~~mobile home salesperson~~ the dealer shall secure a ~~mobile home salesperson's~~
24 license in addition to the license for engaging as a ~~mobile home dealer~~.

25 **SECTION 2342pt.** 218.12 (2) (a) of the statutes is amended to read:

1 218.12 (2) (a) Applications for ~~mobile-home~~ a salesperson's license and
2 renewals thereof shall be made to the ~~licensor~~ department on such forms as the
3 ~~licensor~~ department prescribes and furnishes and shall be accompanied by the
4 license fee required under par. (c) or (d). The application shall include the applicant's
5 social security number. In addition, the application shall require such pertinent
6 information as the ~~licensor~~ department requires.

7 **SECTION 2342px.** 218.12 (2) (b) and (d) of the statutes are amended to read:

8 218.12 (2) (b) 1. The ~~licensor~~ department shall promulgate rules establishing
9 the license period under this section.

10 2. The ~~licensor~~ department may promulgate rules establishing a uniform
11 expiration date for all licenses issued under this section.

12 (d) If the ~~licensor~~ department issues a license under this section during the
13 license period, the fee for the license shall equal \$4 multiplied by the number of
14 calendar years, including parts of calendar years, during which the license remains
15 in effect. A fee determined under this paragraph may not exceed the license fee for
16 the entire license period under par. (c).

17 **SECTION 2342tc.** 218.12 (3) of the statutes is amended to read:

18 218.12 (3) Every licensee shall carry his or her license when engaged in his or
19 her business and display the same upon request. The license shall name his or her
20 employer, and in case of a change of employer, the salesperson shall immediately
21 mail his or her license to the ~~licensor who~~ department, which shall endorse such
22 change on the license without charge.

23 **SECTION 2342tg.** 218.12 (5) of the statutes is amended to read:

24 218.12 (5) The provision of s. 218.01 (3) relating to the denial, suspension and
25 revocation of a motor vehicle salesperson's license shall apply to the denial,

1 suspension and revocation of a ~~mobile home~~ salesperson's license so far as applicable,
2 except that such provision does not apply to the denial, suspension or revocation of
3 a license under sub. (3m).

4 **SECTION 2342tL.** 218.12 (6) of the statutes is amended to read:

5 218.12 (6) The provisions of s. 218.01 (3) (g) and (5) shall apply to this section,
6 ~~mobile home~~ recreational vehicle sales practices and the regulation of ~~travel trailer~~
7 ~~or mobile home~~ recreational vehicle salespersons, as far as applicable.

8 **SECTION 2342tp.** 218.14 of the statutes is repealed.

9 **SECTION 2342tt.** 218.15 of the statutes is amended to read:

10 **218.15** (title) **Sale or lease of used primary housing units recreational**
11 **vehicles.** In the sale or lease of any used ~~primary housing unit~~ recreational vehicle,
12 the sales invoice or lease agreement shall contain the point of manufacture of the
13 used ~~primary housing unit~~ recreational vehicle, the name of the manufacturer and
14 the name and address of the previous owner.

15 **SECTION 2342tx.** 218.16 of the statutes is repealed.

16 **SECTION 2342xc.** 218.165 of the statutes is repealed.

17 **SECTION 2342xg.** 218.17 (1) of the statutes is repealed.

18 **SECTION 2342xL.** 218.17 (2) of the statutes is amended to read:

19 218.17 (2) In any court action brought by the ~~licensor~~ department for violations
20 of this subchapter, the ~~licensor~~ department may recover all costs of testing and
21 investigation, in addition to costs otherwise recoverable, if it prevails in the action.

22 **SECTION 2342xp.** 218.17 (3) of the statutes is amended to read:

23 218.17 (3) Nothing in this subchapter prohibits the an aggrieved customer
24 from bringing of a civil action against a ~~mobile home manufacturer,~~ dealer or
25 salesperson ~~by an aggrieved customer.~~ If judgment is rendered for the customer

1 based on an act or omission by the ~~manufacturer~~, dealer or salesperson, which
2 constituted a violation of this subchapter, the plaintiff shall recover actual and
3 proper attorney fees in addition to costs otherwise recoverable.

4 **SECTION 2351.** 224.30 (1) (title) of the statutes is created to read:

5 224.30 (1) (title) DEFINITION.

6 **SECTION 2352.** 224.30 (2) (title) of the statutes is created to read:

7 224.30 (2) (title) ELECTRONIC FORMS AND SIGNATURES.

8 **SECTION 2353.** 224.30 (3) of the statutes is created to read:

9 224.30 (3) COMPUTER DATABASES, NETWORKS AND SYSTEMS; ACCESS AND USE FEES.

10 (a) Except as provided in par. (b), the department may by rule establish fees to be
11 paid by members of the public for accessing or using the department's computer
12 databases, computer networks or computer systems. Every fee established under
13 this paragraph shall be based upon the reasonable cost of the service provided by the
14 department, together with a reasonable share of the costs of developing and
15 maintaining the department's computer databases, computer networks and
16 computer systems.

17 (b) The department may not charge a fee under par. (a) to a person who accesses
18 or uses a department data base or computer system at an office of the register of
19 deeds under s. 409.407 (2m) (b).

20 **SECTION 2353m.** 227.01 (1) of the statutes is amended to read:

21 227.01 (1) "Agency" means the Wisconsin land council or a board, commission,
22 committee, department or officer in the state government, except the governor, a
23 district attorney or a military or judicial officer.

24 **SECTION 2353n.** 227.01 (1) of the statutes, as affected by 1999 Wisconsin Act
25 (this act), is amended to read:

1 227.01 (1) “Agency” means the ~~Wisconsin land council~~ or a board, commission,
2 committee, department or officer in the state government, except the governor, a
3 district attorney or a military or judicial officer.

4 **SECTION 2353s.** 227.01 (13) (t) of the statutes is amended to read:

5 227.01 (13) (t) Ascertains and determines prevailing wage rates and prevailing
6 hours of labor under ~~ss. s. 20.924 (1) (i) 3. or (j) 3. c., 66.293, 103.49 and or 103.50,~~
7 except that any action or inaction which ascertains and determines prevailing wage
8 rates and prevailing hours of labor under ~~ss. s. 20.924 (1) (i) 3. or (j) 3. c., 66.293,~~
9 103.49 and or 103.50 is subject to judicial review under s. 227.40.

10 **SECTION 2355m.** 227.113 of the statutes is created to read:

11 **227.113 Incorporation of state land use planning goals.** Each agency
12 shall ensure that, consistently with the laws that it administers, the rules
13 promulgated by the agency are designed to further the goals specified in s. 1.13 (2).

14 **SECTION 2356m.** 227.43 (1) (bg) of the statutes is amended to read:

15 227.43 (1) (bg) Assign a hearing examiner to preside over any hearing or review
16 under ss. 84.30 (18), 84.31 (6) (a), 85.013 (1), 86.073 (3), 86.16 (5), 86.195 (9) (b), 86.32
17 (1), 101.935 (2) (b), 101.951 (7) (a) and (b), 114.134 (4) (b), 114.135 (9), 114.20 (19),
18 175.05 (4) (b), 194.145 (1), 194.46, 218.01 (2) (bd) 2. and (c) 2., (3) (b), (c), (f) 1., (fm)
19 1. and (h) and (3c) (d), 218.11 (7) (a) and (b), 218.22 (4) (a) and (b), 218.32 (4) (a) and
20 (b), 218.41 (4), 218.51 (5) (a) and (b), 341.09 (2m) (d), 342.26, 343.69 and 348.25 (9).

21 **SECTION 2359h.** 229.42 (7) (b) 1. of the statutes is amended to read:

22 229.42 (7) (b) 1. Subject to subds. 2. and 3., the terms of office of the members
23 of the board shall be 3 years, except that for the initial appointments for a newly
24 created district, as specified in the enabling resolution, 4 of the appointments shall
25 be for one year, 4 appointments, including the 3 members appointed under sub. (4)

1 (d), shall be for 2 years and 4 appointments shall be for 3 years. The cochairpersons
2 of the joint committee on finance or their designees shall serve on the board for a term
3 that is concurrent with their terms in office and the comptroller's appointment shall
4 be for the comptroller's tenure in his or her position. ~~No member who is an officer
5 or employe of a private sector entity may serve more than 2 consecutive full terms.~~

6 **SECTION 2359p.** 230.04 (16) of the statutes is created to read:

7 230.04 (16) The secretary shall establish in the classified service in-service
8 training internships designed to give rigorous training in public service
9 administration for periods not to exceed 3 years under the direct supervision of
10 experienced administrators.

11 **SECTION 2359q.** 230.04 (17) of the statutes is created to read:

12 230.04 (17) To stimulate the interest of qualified students of exceptional merit
13 in government career service, the secretary shall cooperate with the board of regents
14 of the University of Wisconsin System in providing opportunities for recipients of
15 public service scholarship loans to secure employment under the internship plan.

16 **SECTION 2359r.** 230.04 (18) of the statutes is created to read:

17 230.04 (18) The secretary may establish by rule in the classified service a
18 tuition refund program to supplement agency training, to encourage employe
19 job-related development and, upon satisfactory completion of training under this
20 program, to refund to the employe an amount not to exceed the cost of tuition and
21 necessary fees.

22 **SECTION 2359t.** 230.04 (19) of the statutes is created to read:

23 230.04 (19) The secretary may provide training services to persons covered
24 under a plan of action under s. 230.147 (1) or (2).

25 **SECTION 2359tc.** 230.046 (title) of the statutes is amended to read:

1 **230.046** (title) **Training Agency training programs.**

2 **SECTION 2359te.** 230.046 (1) of the statutes is amended to read:

3 **230.046 (1) DECLARATION OF POLICY.** In order to promote efficiency and economy
4 in the operation of the state government, to provide means for the development of
5 maximum proficiency by employes thereof, to establish and maintain the highest
6 standards of performance in the transaction of the state's business, and to install and
7 utilize effectively the best modern practices and techniques which have been
8 developed, tested and proved, it is necessary and desirable in the public interest that
9 self-improvement be supplemented and extended by ~~state-sponsored~~ agency
10 training programs. The objective of these programs is to develop skills, knowledge,
11 and abilities which will best qualify state employes for effective performance of their
12 official duties, and to retain skilled and efficient state employes in order to
13 continually improve the quality of public service.

14 **SECTION 2359ti.** 230.046 (2) of the statutes is amended to read:

15 **230.046 (2) SUPERVISORY TRAINING.** After initial appointment to a supervisory
16 position, ~~the~~ each appointing authority shall ensure that each classified service
17 supervisor successfully completes a supervisory development program ~~approved by~~
18 ~~the secretary.~~ A waiver of any part of the probationary period under s. 230.28 (1) (c)
19 may not be granted before completion of the development program. The program
20 shall include such subjects as state personnel policies, grievance handling,
21 discipline, performance evaluation, understanding the concerns of state employes
22 with children, the supervisor's role in management and the concept of the total
23 quality leadership process, including quality improvement through participatory
24 management.

25 **SECTION 2359to.** 230.046 (3) (intro.) of the statutes is amended to read:

1 230.046 (3) TRAINING PROGRAMS. (intro.) ~~The secretary, pursuant to sub. (5),~~
2 ~~may authorize~~ Each appointing authorities to authority may do any of the following:

3 **SECTION 2359tr.** 230.046 (3) (b) of the statutes is repealed.

4 **SECTION 2359tv.** 230.046 (3) (c) of the statutes is amended to read:

5 230.046 (3) (c) Provide specialized training to designated employes through
6 assignment to research projects, prescribed courses of study, institutes and short
7 courses which are related to the performance of official duties, and to pay the cost of
8 required tuition and other necessary fees and expense in connection therewith.

9 **SECTION 2359ty.** 230.046 (3) (d) of the statutes is amended to read:

10 230.046 (3) (d) Conduct on-the-job courses of instruction deemed necessary for
11 the efficient performance of agency functions ~~and to pay honorariums to qualified~~
12 experts instructing in such courses.

13 **SECTION 2359u.** 230.046 (4) to (11) of the statutes are repealed.

14 **SECTION 2359x.** 230.08 (2) (e) 3e. of the statutes is created to read:

15 230.08 (2) (e) 3e. Corrections -- 5.

16 **SECTION 2360f.** 230.08 (2) (e) 3m. of the statutes is amended to read:

17 230.08 (2) (e) 3m. Educational communications board — 4. If the secretary of
18 administration determines that the federal communications commission has
19 approved the transfer of all broadcasting licenses held by the educational
20 communications board to the broadcasting corporation as defined in s. 39.81 (2), this
21 subdivision does not apply on and after the effective date of the last license
22 transferred as determined by the secretary of administration under s. 39.88 (2).

23 **SECTION 2360m.** 230.08 (2) (e) 4. of the statutes is amended to read:

24 230.08 (2) (e) 4. Employment relations — 4 3.

25 **SECTION 2361.** 230.08 (2) (e) 6. of the statutes is amended to read:

1 230.08 (2) (e) 6. Workforce development — 8 7.

2 **SECTION 2361m.** 230.08 (2) (km) of the statutes is created to read:

3 230.08 (2) (km) Persons employed by the department of administration who
4 were transferred to the department of administration under s. 39.87 (4) and who
5 immediately before their transfer occupied a position described under par. (e) 3m.,
6 (L) 2. or (we).

7 **SECTION 2362m.** 230.08 (2) (L) 2. of the statutes is amended to read:

8 230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).

9 If the secretary of administration determines that the federal communications
10 commission has approved the transfer of all broadcasting licenses held by the
11 educational communications board to the broadcasting corporation, as defined in s.
12 39.81 (2), this subdivision does not apply on and after the effective date of the last
13 license transferred as determined by the secretary of administration under s. 39.88
14 (2).

15 **SECTION 2363.** 230.08 (2) (u) of the statutes is repealed.

16 **SECTION 2364m.** 230.08 (2) (we) of the statutes is amended to read:

17 230.08 (2) (we) Professional staff members of the educational communications
18 board authorized under s. 39.13 (2). If the secretary of administration determines
19 that the federal communications commission has approved the transfer of all
20 broadcasting licenses held by the educational communications board to the
21 broadcasting corporation, as defined in s. 39.81 (2), this paragraph does not apply on
22 and after the effective date of the last license transferred as determined by the
23 secretary of administration under s. 39.88 (2).

24 **SECTION 2365.** 230.08 (2) (yr) of the statutes is created to read:

1 230.08 (2) (yr) The executive director of the governor’s work-based learning
2 board.

3 **SECTION 2366m.** 230.08 (4) (a) of the statutes is amended to read:

4 230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)
5 includes all administrator positions specifically authorized by law to be employed
6 outside the classified service in each department, board or commission and the
7 historical society. ~~In~~ Except as provided in par. (am), in this paragraph,
8 “department” has the meaning given under s. 15.01 (5), “board” means the
9 educational communications board, investment board, public defender board and
10 technical college system board and “commission” means the public service
11 commission. Notwithstanding sub. (2) (z), no division administrator position
12 exceeding the number authorized in sub. (2) (e) may be created in the unclassified
13 service.

14 **SECTION 2367b.** 230.08 (4) (am) of the statutes is created to read:

15 230.08 (4) (am) If the secretary of administration determines that the federal
16 communications commission has approved the transfer of all broadcasting licenses
17 held by the educational communications board to the broadcasting corporation, as
18 defined in s. 39.81 (2), on and after the effective date of the last license transferred
19 as determined by the secretary of administration under s. 39.88 (2), “board” in par.
20 (a) means the investment board, public defender board and technical college system
21 board.

22 **SECTION 2367d.** 230.28 (1) (am) of the statutes is amended to read:

23 230.28 (1) (am) All probationary periods for employes in supervisory or
24 management positions are one year unless waived after 6 months under par. (c). The
25 waiver under par. (c) may be exercised for an employe in a supervisory position only

1 if the employe has successfully completed the a supervisory development program
2 under s. 230.046 (2). However, persons who transfer or are reinstated to supervisory
3 or management positions consistent with conditions under sub. (4) and who had
4 previously obtained permanent status in class in a supervisory or management
5 position prior to the transfer or reinstatement shall serve a probationary period in
6 accordance with sub. (4).

7 **SECTION 2367e.** 231.03 (6) (intro.) of the statutes is amended to read:

8 231.03 (6) (intro.) ~~Issue~~ Subject to s. 231.08 (7), issue bonds of the authority,
9 and may refuse to issue bonds of the authority only if it determines that the issuance
10 would not be financially feasible, to do the following:

11 **SECTION 2367m.** 231.08 (1) of the statutes is amended to read:

12 231.08 (1) ~~The~~ Subject to sub. (7), the authority may from time to time issue
13 bonds for any corporate purpose. All such bonds or other obligations of the authority
14 issued under this chapter are declared to be negotiable for all purposes,
15 notwithstanding their payment from a limited source and without regard to any
16 other law. The authority shall employ the building commission as its financial
17 consultant to assist and coordinate the issuance of bonds and notes of the authority.

18 **SECTION 2367o.** 231.08 (7) of the statutes is created to read:

19 231.08 (7) Beginning on the effective date of this subsection [revisor inserts
20 date], the authority may not issue bonds for the purpose of purchasing a health
21 maintenance organization, as defined in s. 609.01 (2), or any other insurer, as defined
22 in s. 600.03 (27).

23 **SECTION 2367q.** 233.03 (12) of the statutes is amended to read:

24 233.03 (12) ~~Seek~~ Subject to s. 233.24, seek financing from, and incur
25 indebtedness to, the Wisconsin Health and Educational Facilities Authority.

1 **SECTION 2367r.** 233.10 (3) (c) 5. of the statutes is amended to read:

2 233.10 **(3)** (c) 5. Grant to the carry-over employe the same opportunity for
3 employe training provided under s. 230.046, 1995 stats., as of the last day of his or
4 her employment as a state employe if the employe was entitled to those benefits on
5 that day.

6 **SECTION 2368m.** 233.20 (1) of the statutes is amended to read:

7 233.20 **(1)** The Subject to s. 233.24, the authority may issue bonds for any
8 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their
9 payment from a limited source.

10 **SECTION 2368r.** 233.24 of the statutes is created to read:

11 **233.24 Limits on issuing bonds and incurring indebtedness.** Beginning
12 on the effective date of this section [revisor inserts date], the authority may not
13 issue bonds or incur indebtedness to the Wisconsin Health and Educational
14 Facilities Authority for the purpose of purchasing a health maintenance
15 organization, as defined in s. 609.01 (2), or any other insurer, as defined in s. 600.03
16 (27).

17 **SECTION 2369.** 233.27 of the statutes is amended to read:

18 **233.27 Limit on the amount of outstanding bonds.** The authority may not
19 issue bonds or incur indebtedness described under s. 233.03 (12) if, after the bonds
20 are issued or the indebtedness is incurred, the aggregate principal amount of the
21 authority's outstanding bonds, together with all indebtedness described under s.
22 233.03 (12) would exceed \$50,000,000 \$106,500,000. Bonds issued to fund or refund
23 outstanding bonds, or indebtedness incurred to pay off or purchase outstanding
24 indebtedness, is not included in calculating compliance with the \$50,000,000
25 \$106,500,000 limit.

1 **SECTION 2370.** 234.04 (2) of the statutes is amended to read:

2 234.04 (2) The authority may make or participate in the making and enter into
3 commitments for the making of long-term mortgage loans to eligible sponsors of
4 housing projects for occupancy by persons and families of low and moderate income,
5 or for the making of homeownership mortgage loans or housing rehabilitation loans
6 to persons and families of low and moderate income, an applicant under s. 234.59 or
7 other eligible beneficiaries as defined in s. 234.49. The loans may be made only upon
8 the determination by the authority that they are not otherwise available from
9 private lenders upon reasonably equivalent terms and conditions. The authority
10 may not make a loan to a person ~~if it receives a certification under s. 49.855 (7) that~~
11 ~~the person is delinquent in child support or maintenance payments or owes past~~
12 ~~support, medical expenses or birth expenses~~ whose name appears on the statewide
13 support lien docket under s. 49.854 (2) (b), unless the person provides to the authority
14 a payment agreement that has been approved by the county child support agency
15 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)
16 (a). The authority may employ, for such compensation as it determines, the services
17 of any financial institution in connection with any loan.

18 **SECTION 2370m.** 234.265 (2) of the statutes is amended to read:

19 234.265 (2) Records or portions of records consisting of personal or financial
20 information provided by a person seeking a grant or loan under s. 234.08, 234.49,
21 234.59, 234.61, 234.65, 234.67, 234.83, 234.84, 234.88, 234.90, 234.905, 234.907 or
22 234.91, seeking a loan under ss. 234.621 to 234.626, seeking financial assistance
23 under s. 234.66, seeking investment of funds under s. 234.03 (18m) or in which the
24 authority has invested funds under s. 234.03 (18m), unless the person consents to
25 disclosure of the information.

1 **SECTION 2371.** 234.49 (1) (c) of the statutes is renumbered 234.49 (1) (c) (intro.)
2 and amended to read:

3 234.49 (1) (c) (intro.) “Eligible beneficiary” means a any of the following:

4 1. ~~A person for whom the authority has not received a certification from the~~
5 ~~department of workforce development under s. 49.855 (7) or a~~ whose name does not
6 appear on the statewide support lien docket under s. 49.854 (2) (b), except that a
7 person whose name appears on the statewide support lien docket is an “eligible
8 beneficiary” if the person provides to the authority a payment agreement that has
9 been approved by the county child support agency under s. 59.53 (5) and that is
10 consistent with rules promulgated under s. 49.858 (2) (a).

11 2. A family who or which falls within the income limits specified in par. (f).

12 **SECTION 2372c.** 234.51 (2) (intro.) of the statutes is amended to read:

13 234.51 (2) (intro.) Subject to agreements with bondholders, the authority shall
14 use moneys in the fund solely for the following purposes:

15 **SECTION 2372d.** 234.51 (2) (a) of the statutes is amended to read:

16 234.51 (2) (a) To pay all administrative costs, expenses and charges, including
17 origination fees and servicing fees, incurred in conducting the housing rehabilitation
18 loan program other than those described in ss. 234.53 (4) and 234.55 (2) (b); ~~or,~~

19 **SECTION 2372e.** 234.51 (2) (b) of the statutes is repealed and recreated to read:

20 234.51 (2) (b) To transfer annually to the general fund, beginning no later than
21 October 1, 2000, all moneys in the housing rehabilitation loan program
22 administration fund that are no longer required for the housing rehabilitation loan
23 program.

24 **SECTION 2372f.** 234.51 (2) (c) of the statutes is created to read:

1 234.51 (2) (c) To make the transfer under 1999 Wisconsin Act (this act),
2 section 9125 (1), to the Wisconsin development reserve fund under s. 234.93.

3 **SECTION 2372g.** 234.51 (2) (c) of the statutes, as created by 1999 Wisconsin Act
4 (this act), is repealed.

5 **SECTION 2373.** 234.52 (2) of the statutes is amended to read:

6 234.52 (2) Subject to agreements with bondholders, the authority shall use
7 moneys in the fund solely for transfer to the housing rehabilitation loan program
8 bond redemption fund in amounts equal to losses on housing rehabilitation loans
9 owned by that fund which are not made good by federal insurance or guarantee
10 payments, and solely for the purposes described in s. 234.55 (2) (a). Any balance
11 remaining after payment or due provision for payment of all outstanding bonds
12 issued under the authority of s. 234.50 shall be transferred to the housing
13 rehabilitation loan program administration fund ~~only for the purpose of deposit in~~
14 ~~the state general fund.~~

15 **SECTION 2374.** 234.55 (3) of the statutes is amended to read:

16 234.55 (3) Any balance remaining after satisfaction of all obligations under
17 sub. (2) shall be transferred to the housing rehabilitation loan program
18 administration fund ~~only for the purpose of deposit in the state general fund.~~

19 **SECTION 2375.** 234.59 (3) (c) of the statutes is amended to read:

20 234.59 (3) (c) The authority shall notify an eligible lender if it ~~receives a~~
21 ~~certification under s. 49.855 (7) that a person is delinquent in child support or~~
22 ~~maintenance payments or owes past support, medical expenses or birth expenses a~~
23 person's name appears on the statewide support lien docket under s. 49.854 (2) (b).

24 An eligible lender may not make a loan to an applicant if it receives notification under
25 this paragraph concerning the applicant, unless the applicant provides to the lender

1 a payment agreement that has been approved by the county child support agency
2 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)
3 (a).

4 **SECTION 2377.** 234.65 (3) (f) of the statutes is amended to read:

5 234.65 (3) (f) ~~The authority has not received a certification under s. 49.855 (7)~~
6 ~~that the person receiving the loan is delinquent in child support or maintenance~~
7 ~~payments or owes past support, medical expenses or birth expenses~~ name of the
8 person receiving the loan does not appear on the statewide support lien docket under
9 s. 49.854 (2) (b). The condition under this paragraph is met for a person whose name
10 does appear if the person provides to the authority a payment agreement that has
11 been approved by the county child support agency under s. 59.53 (5) and that is
12 consistent with rules promulgated under s. 49.858 (2) (a).

13 **SECTION 2383.** 234.83 (2) (a) 3. of the statutes is amended to read:

14 234.83 (2) (a) 3. ~~The authority has not received a certification under s. 49.855~~
15 ~~(7) that the owner of the business is delinquent in making child support or~~
16 ~~maintenance payments~~ name of the owner of the business does not appear on the
17 statewide support lien docket under s. 49.854 (2) (b). The condition under this
18 subdivision is met for an owner whose name does appear if the owner of the business
19 provides to the authority a payment agreement that has been approved by the county
20 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
21 under s. 49.858 (2) (a).

22 **SECTION 2388b.** 234.88 of the statutes is repealed.

23 **SECTION 2389.** 234.90 (2) (b) of the statutes is amended to read:

24 234.90 (2) (b) The total outstanding principal amount of all loans to the
25 borrower that are guaranteed under this section will not exceed \$20,000 \$30,000.

1 **SECTION 2390.** 234.90 (3) (d) of the statutes is amended to read:

2 234.90 **(3)** (d) ~~The authority has not received a certification under s. 49.855 (7)~~
3 ~~that the farmer is delinquent in making child support or maintenance payments or~~
4 ~~owes past support, medical expenses or birth expenses~~ farmer's name does not
5 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition
6 under this paragraph is met for a farmer whose name does appear if the farmer
7 provides to the authority a payment agreement that has been approved by the county
8 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
9 under s. 49.858 (2) (a).

10 **SECTION 2391.** 234.90 (3g) (c) of the statutes is amended to read:

11 234.90 **(3g)** (c) ~~The authority has not received a certification under s. 49.855~~
12 ~~(7) that the farmer is delinquent in making child support or maintenance payments~~
13 ~~or owes past support, medical expenses or birth expenses~~ farmer's name does not
14 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition
15 under this paragraph is met for a farmer whose name does appear if the farmer
16 provides to the authority a payment agreement that has been approved by the county
17 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
18 under s. 49.858 (2) (a).

19 **SECTION 2392.** 234.905 (3) (d) of the statutes is amended to read:

20 234.905 **(3)** (d) ~~The authority has not received a certification under s. 49.855~~
21 ~~(7) that the farmer is delinquent in making child support or maintenance payments~~
22 ~~or owes past support, medical expenses or birth expenses~~ farmer's name does not
23 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition
24 under this paragraph is met for a farmer whose name does appear if the farmer
25 provides to the authority a payment agreement that has been approved by the county

1 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
2 under s. 49.858 (2) (a).

3 **SECTION 2393.** 234.91 (2) (c) of the statutes is amended to read:

4 234.91 (2) (c) The total outstanding guaranteed principal amount of all loans
5 made to the borrower that are guaranteed under this section will not exceed \$100,000
6 \$200,000, or \$50,000 \$100,000 if any of the loans is affected by any other state or
7 federal credit assistance program.

8 **SECTION 2393c.** 234.91 (5) (a) of the statutes is amended to read:

9 234.91 (5) (a) Subject to par. (c), the authority shall guarantee collection of a
10 percentage of the principal of a loan eligible for a guarantee under sub. (2). The
11 principal amount of an eligible loan that the authority may guarantee may not
12 exceed the borrower's net worth calculated at the time the loan is made or 25% of the
13 total loan outstanding principal amount, whichever is less, ~~calculated at the time the~~
14 ~~loan is made.~~

15 **SECTION 2394.** 234.93 (1) (cm) of the statutes is created to read:

16 234.93 (1) (cm) Any moneys transferred under 1999 Wisconsin Act (this act),
17 section 9125 (1), from the housing rehabilitation loan program administration fund.

18 **SECTION 2394r.** 234.93 (1) (e) of the statutes is repealed.

19 **SECTION 2396.** 234.93 (4) (a) 2. of the statutes is amended to read:

20 234.93 (4) (a) 2. To fund guarantees under all of the programs guaranteed by
21 funds from the Wisconsin development reserve fund, except for the program under
22 s. 234.935, 1997 stats., at a ratio of \$1 of reserve funding to \$4.50 of total outstanding
23 principal and outstanding guaranteed principal that the authority may guarantee
24 under all of those programs.

25 **SECTION 2397.** 234.93 (4) (a) 3. of the statutes is amended to read:

1 234.93 (4) (a) 3. To fund guarantees under the program under s. 234.935, 1997
2 stats., at a ratio of \$1 of reserve funding to \$4 of total principal and outstanding
3 guaranteed principal that the authority may guarantee under that program.

4 **SECTION 2398.** 234.935 of the statutes is repealed.

5 **SECTION 2398c.** 236.11 (1) (a) of the statutes is amended to read:

6 236.11 (1) (a) Before submitting a final plat for approval, the subdivider may
7 submit, or the approving authority may require that the subdivider submit, a
8 preliminary plat. It shall be clearly marked “preliminary plat” and shall be in
9 sufficient detail to determine whether the final plat will meet layout requirements.
10 ~~Within~~ Subject to s. 236.13 (4m), within 90 days the approving authority, or its agent
11 authorized to approve preliminary plats, shall take action to approve, approve
12 conditionally, or reject the preliminary plat and shall state in writing any conditions
13 of approval or reasons for rejection, unless the time is extended by agreement with
14 the subdivider. Failure of the approving authority or its agent to act within the 90
15 days, or extension thereof, constitutes an approval of the preliminary plat.

16 **SECTION 2398d.** 236.11 (1) (b) of the statutes is amended to read:

17 236.11 (1) (b) If the final plat conforms substantially to the preliminary plat
18 as approved, including any conditions of that approval, and to local plans and
19 ordinances adopted as authorized by law, it is entitled to approval. ~~If~~
20 Notwithstanding s. 236.13 (4m), if the final plat is not submitted within 24 months
21 after the last required approval of the preliminary plat, any approving authority may
22 refuse to approve the final plat. The final plat may, if permitted by the approving
23 authority, constitute only that portion of the approved preliminary plat which the
24 subdivider proposes to record at that time.

25 **SECTION 2398g.** 236.13 (1) (c) of the statutes is repealed and recreated to read:

1 236.13 **(1)** (c) A comprehensive plan under s. 66.0295 or, if the municipality,
2 town or county does not have a comprehensive plan, either of the following:

3 1. With respect to a municipality or town, a master plan under s. 62.23.

4 2. With respect to a county, a development plan under s. 59.69.

5 **SECTION 2398v.** 236.13 (2s) of the statutes is created to read:

6 236.13 **(2s)** No fee or charge of any kind may be imposed under this chapter,
7 as a condition of plat approval, to fund the acquisition or installation of property
8 unless the fee or charge meets the standards under s. 66.55 (6). The amount of any
9 property, or value of any improvements, that is required to be dedicated, constructed
10 or installed under this chapter as a condition of plat approval may not exceed the
11 proportionate amount of property, or value of improvements, that is reasonably
12 necessary to serve the land which is the subject of the land division.

13 **SECTION 2398w.** 236.13 (3) of the statutes is repealed.

14 **SECTION 2398x.** 236.13 (4m) of the statutes is created to read:

15 236.13 **(4m)** If a preliminary or final plat meets the requirements specified in
16 this section and any requirements imposed under this section, an approving
17 authority shall approve the plat, and an agency with the power to approve or object
18 to plats shall approve the plat or certify that it has no objection to the plat, within
19 the time limits specified in ss. 236.11 and 236.12.

20 **SECTION 2400e.** 236.45 (1) of the statutes is amended to read:

21 236.45 **(1)** **DECLARATION OF LEGISLATIVE INTENT.** The purpose of this section is
22 to promote the public health, safety and general welfare of the community and the
23 regulations authorized to be made are designed to lessen congestion in the streets
24 and highways; to further the orderly layout and use of land; to secure safety from fire,
25 panic and other dangers; to provide adequate light and air, including access to

1 sunlight for solar collectors and to wind for wind energy systems; to prevent the
2 overcrowding of land; to avoid undue concentration of population; to facilitate
3 adequate provision for transportation, water, sewerage, schools, parks, playgrounds
4 and other public requirements; to facilitate the further resubdivision of larger tracts
5 into smaller parcels of land. The regulations provided for by this section shall be
6 made with reasonable consideration, among other things, of the character of the
7 municipality, town or county with a view of conserving the value of the buildings
8 placed upon land, providing the best possible environment for human habitation,
9 and for encouraging the most appropriate use of land throughout the municipality,
10 town or county. Any fee or charge of any kind that is imposed under this section may
11 be imposed only if it meets the standards under s. 66.55 (6).

12 **SECTION 2400h.** 250.10 of the statutes is amended to read:

13 **250.10 Grant for dental services.** From the appropriation under s. 20.435
14 (5) (de), the department shall provide funding in each fiscal year to the Marquette
15 University School of Dentistry for clinical education of Marquette University School
16 of Dentistry students through the provision of dental services by the students and
17 faculty of the Marquette University School of Dentistry in Waushara County and
18 Monroe County, in underserved areas and to underserved populations in the state,
19 as determined by the department in conjunction with the Marquette University
20 School of Dentistry; to inmates of correctional centers in Milwaukee County; and in
21 clinics in the city of Milwaukee. Beginning July 1, 2000, the department shall also
22 distribute to qualified applicants grants totaling \$25,000 for fluoride supplements,
23 \$25,000 for a fluoride mouth-rinse program and \$60,000 for a school-based dental
24 sealant program.

25 **SECTION 2400m.** 250.15 of the statutes is created to read:

1 **250.15 Grants for community health centers. (1) DEFINITION.** In this
2 section, “community health center” means a health care entity that provides primary
3 health care, health education and social services to low–income individuals.

4 **(2) GRANTS.** (a) From the appropriation under s. 20.435 (5) (fh), the department
5 shall award \$50,000 in each fiscal year as a grant to a community health center in
6 a 1st class city and shall award \$100,000 in each fiscal year as a grant to a
7 nurse–managed community health center in a first class city.

8 (b) From the appropriation under s. 20.435 (5) (fh), the department shall award
9 grants totaling \$3,500,000 in fiscal year 1999–2000 and totaling \$4,000,000 in fiscal
10 year 2000–01 and in each fiscal year thereafter, to community health centers that
11 receive federal grants under 42 USC 254b (e), (g) or (h). Each grant shall equal the
12 amount that results from multiplying the total amount available for grants under
13 this paragraph in the fiscal year in which the grants are to be awarded by the
14 quotient obtained by dividing the amount that the community health center received
15 under 42 USC 254b (e), (g) or (h) in the most recently concluded federal fiscal year
16 in which those grants were made by the total amount of federal grants under 42 USC
17 254b (e), (g) and (h) made in that federal fiscal year to community health centers in
18 this state.

19 **SECTION 2421.** 252.10 (1) of the statutes is amended to read:

20 252.10 ~~(1) Counties with populations of more than 25,000 may establish and~~
21 ~~maintain public health dispensaries and, where necessary, branches of the~~
22 ~~dispensaries~~ A local health department may request from the department
23 certification to establish and maintain a public health dispensary for the diagnosis
24 and treatment of persons suffering from or suspected of having mycobacterium
25 tuberculosis ~~or other pulmonary diseases.~~ Two or more counties local health

1 departments may jointly establish, operate and maintain public health dispensaries
2 in order to serve a total population of not less than 25,000. Counties. The department
3 shall certify a local health department to establish and maintain a public health
4 dispensary if the local health department meets the standards established by the
5 department by rule. The department of health and family services may withhold,
6 suspend or revoke a certification if the local health department fails to comply with
7 any rules promulgated by the department. The department shall provide the local
8 health department with reasonable notice of the decision to withhold, suspend or
9 revoke certification. The department shall offer the local health department an
10 opportunity to comply with the rules and an opportunity for a fair hearing. Certified
11 local health departments may contract with each other for public health dispensary
12 services. The department and department of revenue shall be notified of the
13 establishment of public health dispensaries and any contracts pertaining to the
14 dispensaries. If the provider of those services fails to comply, the department may
15 suspend or revoke the local health department's certification. The department may
16 establish, operate and maintain public health dispensaries and branches in areas of
17 the state where local authorities have not provided public health dispensaries.

18 **SECTION 2422.** 252.10 (3) of the statutes is repealed.

19 **SECTION 2423.** 252.10 (5) of the statutes is repealed.

20 **SECTION 2424.** 252.10 (6) (a) of the statutes is amended to read:

21 252.10 **(6)** (a) The state shall credit or reimburse each dispensary on an annual
22 or quarterly basis for the operation of public health dispensaries established and
23 maintained in accordance with this section and rules promulgated by the
24 department.

25 **SECTION 2425.** 252.10 (6) (b) of the statutes is amended to read:

1 252.10 (6) (b) ~~The state department shall determine by rule the reimbursement~~
2 ~~for each visit rate under par. (a) for services as ordered by a physician shall be \$6 or~~
3 ~~a greater amount prescribed in rules promulgated by the department. If an X-ray~~
4 ~~is taken, an additional \$6 or any greater amount prescribed in rules promulgated by~~
5 ~~the department will be credited. Any X-ray taken outside a facility under this~~
6 ~~section or outside a facility approved under s. 252.08 on individuals who have a~~
7 ~~significant reaction to a test for mycobacterium tuberculosis shall qualify for state~~
8 ~~aid in the same manner as an X-ray taken inside a facility, and the X-ray shall take~~
9 ~~the place of the first X-ray eligible for reimbursement as part of a case finding and~~
10 ~~preventive program under par. (e). The administration and reading of the test for~~
11 ~~mycobacterium tuberculosis for diagnostic purposes shall be considered one visit.~~
12 ~~Tests for mycobacterium tuberculosis given in school programs, employment health~~
13 ~~programs, community preventive and case finding programs are not reimbursable~~
14 ~~as a clinic visit.~~

15 **SECTION 2426.** 252.10 (6) (c) of the statutes is repealed.

16 **SECTION 2427.** 252.10 (6) (d) of the statutes is repealed.

17 **SECTION 2428.** 252.10 (6) (e) of the statutes is repealed.

18 **SECTION 2429.** 252.10 (6) (f) of the statutes is repealed.

19 **SECTION 2430.** 252.10 (6) (g) of the statutes is amended to read:

20 252.10 (6) (g) The reimbursement by the state under pars. (a) ~~to (f)~~ and (b) shall
21 apply only to funds that the department allocates for the reimbursement under the
22 appropriation under s. 20.435 (5) (e).

23 **SECTION 2432.** 252.10 (9) of the statutes is amended to read:

24 252.10 (9) Public health dispensaries shall maintain such records as are
25 required by the department to enable them to carry out their responsibilities

1 designated in this section and in rules promulgated by the department. Records
2 shall be submitted annually to the department as soon as possible after the close of
3 each fiscal year and not later than August 15 following may be audited by the
4 department.

5 **SECTION 2432g.** 252.12 (2) (a) 8. of the statutes is amended to read:

6 252.12 (2) (a) 8. ‘Life care and early intervention services.’ The department
7 shall award not more than \$1,894,900 \$1,994,900 in each year in grants to applying
8 organizations for the provision of needs assessments; assistance in procuring
9 financial, medical, legal, social and pastoral services; counseling and therapy;
10 homecare services and supplies; advocacy; and case management services. These
11 services shall include early intervention services. The department shall also award
12 not more than \$74,000 in each year from the appropriation under s. 20.435 (7) (md)
13 for the services under this subdivision. The state share of payment for case
14 management services that are provided under s. 49.45 (25) (be) to recipients of
15 medical assistance shall be paid from the appropriation under s. 20.435 (5) (am).

16 **SECTION 2432h.** 252.12 (2) (c) of the statutes is renumbered 252.12 (2) (c) 1.

17 **SECTION 2432i.** 252.12 (2) (c) 2. of the statutes is created to read:

18 252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the
19 department shall award \$75,000 in each fiscal year as grants for services to prevent
20 HIV. Criteria for award of the grants shall include the criteria specified under subd.
21 1. The department shall award 60% of the funding to applying organizations that
22 receive funding under par. (a) 8. and 40% of the funding to applying
23 community-based organizations that are operated by minority group members, as
24 defined in s. 560.036 (1) (f).

25 **SECTION 2432j.** 252.12 (2) (c) 3. of the statutes is created to read:

1 252.12 (2) (c) 3. From the appropriation under s. 20.435 (5) (am), the
2 department shall award to the African American AIDS task force of the Black Health
3 Coalition of Wisconsin, Inc., \$25,000 in each fiscal year as grants for services to
4 prevent HIV.

5 **SECTION 2435q.** 253.06 (9) of the statutes is created to read:

6 253.06 (9) COUNCIL. (a) In this subsection, “council” means the supplemental
7 food program for women, infants and children council under s. 15.197 (26).

8 (b) The council shall do all of the following:

9 1. Review all of the state statutes, administrative rules and department
10 policies regarding the program under this section.

11 2. Propose statutory, rule or policy changes that would limit the occurrences of
12 vendor suspensions and terminations under sub. (5) (b) 2.

13 3. Propose statutory and rule changes necessary to ensure compliance with
14 federal law.

15 4. Study the feasibility of distributing drafts to participants via the electronic
16 benefit transfer system established under s. 49.129 and advise the department and
17 the legislature regarding any policies necessary to ensure that no additional costs be
18 incurred by vendors under the electronic benefit transfer system.

19 5. Submit a report to the secretary and to the legislature in the manner
20 described under s. 13.172 (2) that details the council’s recommendations for
21 increasing the number of vendors participating in the program under this section.

22 (c) This subsection does not apply beginning on January 1, 2001.

23 **SECTION 2439.** 253.10 (3) (d) 1. of the statutes is amended to read:

24 253.10 (3) (d) 1. Geographically indexed materials that are designed to inform
25 a woman about public and private agencies, including adoption agencies, and

1 services that are available to provide information on family planning, as defined in
2 s. 253.07 (1) (a), including natural family planning information, to provide
3 ultrasound imaging services, to assist her if she has received a diagnosis that her
4 unborn child has a disability or if her pregnancy is the result of sexual assault or
5 incest and to assist her through pregnancy, upon childbirth and while the child is
6 dependent. The materials shall include a comprehensive list of the agencies
7 available, a description of the services that they offer and a description of the manner
8 in which they may be contacted, including telephone numbers and addresses, or, at
9 the option of the department, the materials shall include a toll-free, 24-hour
10 telephone number that may be called to obtain an oral listing of available agencies
11 and services in the locality of the caller and a description of the services that the
12 agencies offer and the manner in which they may be contacted. The materials shall
13 provide information on the availability of governmentally funded programs that
14 serve pregnant women and children. Services identified for the woman shall include
15 ~~aid to families with dependent children under s. 49.19,~~ medical assistance for
16 pregnant women and children under s. 49.47 (4) (am), ~~the job opportunities and basic~~
17 ~~skills program under s. 49.193,~~ the availability of family or medical leave under s.
18 103.10, the Wisconsin works program under ss. 49.141 to 49.161, child care services,
19 child support laws and programs and the credit for expenses for household and
20 dependent care and services necessary for gainful employment under section 21 of
21 the internal revenue code. The materials shall state that it is unlawful to perform
22 an abortion for which consent has been coerced, that any physician who performs or
23 induces an abortion without obtaining the woman's voluntary and informed consent
24 is liable to her for damages in a civil action and is subject to a civil penalty, that the
25 father of a child is liable for assistance in the support of the child, even in instances

1 in which the father has offered to pay for an abortion, and that adoptive parents may
2 pay the costs of prenatal care, childbirth and neonatal care. The materials shall
3 include information, for a woman whose pregnancy is the result of sexual assault or
4 incest, on legal protections available to the woman and her child if she wishes to
5 oppose establishment of paternity or to terminate the father’s parental rights. The
6 materials shall state that fetal ultrasound imaging and auscultation of fetal heart
7 tone services are obtainable by pregnant women who wish to use them and shall
8 describe the services.

9 **SECTION 2439r.** 253.115 of the statutes is created to read:

10 **253.115 Newborn hearing screening programs. (1)** In this section:

11 (a) “Hearing loss” means an inability in one or both ears to detect sounds at 30
12 decibels hearing level or greater in the frequency region of 500 to 4,000 hertz, which
13 affects speech recognition and auditory comprehension.

14 (b) “Hertz” means a unit of frequency equal to one cycle per second.

15 (c) “Hospital” has the meaning given in s. 50.33 (2).

16 (d) “Infant” means a child from birth to 3 months of age.

17 (e) “Newborn hearing screening program” means a system of a hospital under
18 which an infant may be tested, using currently available medical techniques, to
19 determine if the infant has a hearing loss.

20 **(2)** Beginning July 1, 2002, the department shall annually collect information
21 from hospitals for the previous calendar year concerning the numbers of deliveries
22 in each hospital and the availability in each hospital of a newborn hearing screening
23 program. From this information, by July 31, 2003, and annually thereafter, the
24 department shall determine the percentage of deliveries in this state that are
25 performed in hospitals that have newborn hearing screening programs and shall

1 report this information to the appropriate standing committees of the legislature
2 under s. 13.172 (3).

3 (3) If, by August 5, 2003, the department determines that fewer than 88% of
4 all deliveries in this state are performed in hospitals that have a newborn hearing
5 screening program and so notifies the hospitals, every hospital shall, by January 1,
6 2004, have a newborn hearing screening program that is available to all infants who
7 are delivered in the hospital.

8 (4) From the appropriation under section 20.435 (5) (jk), the department shall
9 award up to \$333,000 in each fiscal year as grants to applying hospitals to fund the
10 costs of establishing newborn hearing screening programs, as follows:

11 (a) For the period from January 1, 2000, to June 30, 2001, the department shall
12 award moneys under this subsection only for payment of costs of capital equipment.

13 (b) For the period from July 1, 2001, to December 31, 2002, the department
14 shall award moneys under this subsection for payment of training or any other initial
15 costs of establishing a newborn hearing screening program.

16 **SECTION 2439s.** 253.115 (4) of the statutes, as created by 1999 Wisconsin Act
17 (this act), is repealed.

18 **SECTION 2441.** 254.31 (1) (b) of the statutes is created to read:

19 254.31 (1) (b) The tailings or waste produced by the extraction or concentration
20 of uranium or thorium from any ore processed primarily for its source material
21 content.

22 **SECTION 2442.** 254.31 (2) of the statutes is created to read:

23 254.31 (2) “Decommissioning” means conducting final operational activities at
24 a nuclear facility to dismantle site structures, to decontaminate site surfaces and

1 remaining structures, to stabilize and contain residual radioactive material and to
2 carry out any other activities necessary to prepare the site for postoperational care.

3 **SECTION 2443.** 254.31 (2m) of the statutes is created to read:

4 254.31 (2m) “General license” means a license, under requirements prescribed
5 by the department by rule, to possess, use, transfer or acquire by-product material
6 or devices or equipment utilizing by-product material without the filing of a license
7 application by a person or issuance of licensing confirmation by the department.

8 **SECTION 2444.** 254.31 (3) of the statutes is renumbered 254.31 (1) (intro.) and
9 amended to read:

10 254.31 (1) (intro.) “By-product material” means any radioactive of the
11 following:

12 (a) Radioactive material ~~(except special nuclear material)~~, yielded in or made
13 radioactive by exposure to the radiation incident to the process of producing or
14 utilizing special nuclear material.

15 **SECTION 2445.** 254.31 (3g) of the statutes is repealed and recreated to read:

16 254.31 (3g) “Ionizing radiation” means all radiations capable of producing ions
17 directly or indirectly in their passage through matter, including all of the following:

18 (a) Electromagnetic radiations, including X-rays and gamma rays.

19 (b) Particulate radiations, including electrons, beta particles, protons,
20 neutrons, alpha particles and other nuclear particles.

21 **SECTION 2446.** 254.31 (5) of the statutes is created to read:

22 254.31 (5) “Radiation generating equipment” means a system, manufactured
23 product or device or component part of such a product or device that, during
24 operation, is capable of generating or emitting ionizing radiation without the use of

1 radioactive material. “Radiation generating equipment” does not include a device
2 that emits nonionizing radiation.

3 **SECTION 2447.** 254.31 (6) of the statutes is amended to read:

4 254.31 (6) “Radiation installation” is any location or facility where radiation
5 ~~machines are generating equipment is~~ used or where radioactive material is
6 produced, transported, stored, disposed of or used for any purpose.

7 **SECTION 2448.** 254.31 (7) of the statutes is repealed.

8 **SECTION 2449.** 254.31 (8) of the statutes is renumbered 254.31 (9m) and
9 amended to read:

10 254.31 (9m) “Radioactive material” includes any solid, liquid or gaseous
11 substance which emits ionizing radiation spontaneously, including
12 accelerator-produced material, by-product material, naturally occurring material,
13 source material and special nuclear material.

14 **SECTION 2450.** 254.31 (9) of the statutes is amended to read:

15 254.31 (9) “Radiation source” means a radiation ~~machine~~ generating
16 equipment or radioactive material ~~as defined herein.~~

17 **SECTION 2451.** 254.31 (11g) of the statutes is created to read:

18 254.31 (11g) “Specific license” means a license, under requirements prescribed
19 by the department by rule, to possess, use, manufacture, produce, transfer or acquire
20 radioactive material or devices or equipment utilizing radioactive material.

21 **SECTION 2452.** 254.31 (11m) of the statutes is created to read:

22 254.31 (11m) “Transuranic” means a radioactive material having an atomic
23 number that is greater than 92.

24 **SECTION 2453.** 254.31 (12) of the statutes is amended to read:

1 254.31 **(12)** “X-ray tube” means any electron tube ~~which~~ that is contained in
2 a device and that is specifically designed for the conversion of electrical energy into
3 X-ray energy.

4 **SECTION 2454.** 254.33 of the statutes is amended to read:

5 **254.33 Public policy.** Since radiations and their sources can be instrumental
6 in the improvement of the health and welfare of the public if properly utilized, and
7 may be destructive or detrimental to life or health if carelessly or excessively
8 employed or may detrimentally affect the environment of the state if improperly
9 utilized, it is hereby declared to be the public policy of this state to encourage the
10 constructive uses of radiation and to prohibit and prevent exposure to radiation in
11 amounts which are or may be detrimental to health. It is further the policy for the
12 department to advise, consult and cooperate with ~~the department of commerce and~~
13 other agencies of the state, the federal government, other states and interstate
14 agencies and with affected groups, political subdivisions and industries; and, in
15 general, to conform as nearly as possible to nationally accepted standards in the
16 promulgation and enforcement of rules.

17 **SECTION 2455.** 254.335 of the statutes is created to read:

18 **254.335 Agreements with the U.S. nuclear regulatory commission**
19 **transition. (1)** The governor may, on behalf of the state, enter into agreements with
20 the U.S. nuclear regulatory commission, as provided in 42 USC 2021 (b), to
21 discontinue certain federal licensing and related regulatory authority with respect
22 to by-product material, source material and special nuclear material and to assume
23 state regulatory authority.

24 **(2)** Any person who, on the effective date of an agreement specified under sub.
25 (1), possesses a license issued by the U.S. nuclear regulatory commission that is

1 subject to the agreement is considered to possess a specific license issued under s.
2 254.365 (1) (a) or to fulfill requirements specified for a general license under s.
3 254.365 (1) (b). The specific license expires 90 days after the date of receipt by the
4 person from the department of a notice of expiration of the license or on the date of
5 expiration that was specified in the license issued by the U.S. nuclear regulatory
6 commission, whichever is earlier.

7 **SECTION 2456.** 254.34 (1) (intro.) of the statutes is amended to read:

8 254.34 (1) (intro.) The department ~~and the department of commerce~~ is the state
9 radiation control agency and shall do all of the following:

10 **SECTION 2457.** 254.34 (1) (a) of the statutes is amended to read:

11 254.34 (1) (a) ~~Formulate, adopt and enforce, amend and repeal~~ Promulgate and
12 enforce rules, including registration and licensing of sources of ionizing radiation, as
13 may be necessary to prohibit and prevent unnecessary radiation. ~~Such exposure.~~
14 The rules may incorporate by reference the recommended standards of nationally
15 recognized bodies in the field of radiation protection and other fields of atomic energy,
16 under the procedure established by s. 227.21 (2). ~~The rules for by-product material,~~
17 source material and special nuclear material may be no less stringent than the
18 requirements under 42 USC 2011 to 2114 and regulations adopted under 42 USC
19 2011 to 2114.

20 **SECTION 2458.** 254.34 (1) (c) of the statutes is renumbered 254.34 (1) (c) (intro.)
21 and amended to read:

22 254.34 (1) (c) (intro.) Develop comprehensive policies and programs for the
23 evaluation ~~and~~ determination and reduction of hazards associated with the use of
24 radiation, ~~and for their amelioration.~~ that are compatible with requirements of the
25 U.S. nuclear regulatory commission for the regulation of by-product material.

1 source material and special nuclear material. The department shall maintain all of
2 the following records:

3 **SECTION 2459.** 254.34 (1) (c) 1. of the statutes is created to read:

4 254.34 (1) (c) 1. Files of all license applications, issuances, denials, transfers,
5 renewals, modifications, suspensions and revocations under s. 254.365.

6 **SECTION 2460.** 254.34 (1) (c) 2. of the statutes is created to read:

7 254.34 (1) (c) 2. Files of all registrants under s. 254.35 and any related
8 administrative or judicial action.

9 **SECTION 2461.** 254.34 (2) (intro.) of the statutes is amended to read:

10 254.34 (2) (intro.) ~~The department, serving as the lead agency, and the~~
11 ~~department of commerce~~ may:

12 **SECTION 2462.** 254.34 (4) of the statutes is renumbered 254.34 (1) (h) 5. and
13 amended to read:

14 254.34 (1) (h) 5. ~~The department shall develop~~ Develop standards of
15 performance for the regional radon centers and, from the appropriation under s.
16 20.435 (5) (ed), ~~the department shall~~ allocate funds based on compliance with the
17 standards to provide radon protection information dissemination from the regional
18 radon centers.

19 **SECTION 2463.** 254.345 of the statutes is created to read:

20 **254.345 Assessment of Fee. (1)** The department may annually assess a fee
21 of 36% of the U.S. nuclear regulatory commission license application fee and
22 materials license annual fee, for any licensee of the U.S. nuclear regulatory
23 commission in this state. The fee amounts shall be used by the department for the
24 department's activities under this subchapter. The department may revise the fee
25 amounts by rule.

1 **(2)** This section does not apply after December 31, 2002.

2 **SECTION 2464.** 254.35 (1) of the statutes is amended to read:

3 254.35 **(1)** APPLICATION. ~~Every~~ For every site in this state ~~having that has an~~
4 ionizing radiation installation, that is not exempted by this section or the rules of the
5 department ~~shall be registered by the department by January 1, 1964, by,~~ the person
6 in control of ~~an~~ the installation, including installations in sites that are administered
7 by a state agency or in an institution under the jurisdiction of a state agency, ~~and no~~
8 ~~such shall, prior to operation, register the ionizing radiation installation with the~~
9 department. No ionizing radiation installation may be operated thereafter unless
10 the site has been duly registered by January 1 of each year and a notice of the
11 registration is possessed by the person in control. ~~Every site having an ionizing~~
12 ~~radiation installation established in this state after July 20, 1985, shall be registered~~
13 ~~prior to its operation.~~ The application for registration shall be made on forms
14 provided by the department which shall be devised to obtain any information that
15 is considered necessary for evaluation of hazards. Multiple radiation sources at a
16 single radiation installation and under the control of one person shall be listed on a
17 single registration form. Registration fees shall be levied in accordance with sub. (3).
18 Registration alone shall does not imply approval of manufacture, storage, use,
19 handling, operation or disposal of the radiation installation or radioactive materials,
20 but ~~shall serve~~ serves merely to inform the department of the location and character
21 of radiation sources. ~~The department shall furnish the department of commerce with~~
22 ~~a copy of each amended and new registration.~~ Persons engaged in manufacturing,
23 demonstration, sale, testing or repair of radiation sources ~~shall not be~~ are not
24 required to list such sources on the registration form.

25 **SECTION 2465.** 254.35 (2) of the statutes is amended to read:

1 254.35 (2) AMENDED REGISTRATION. If the person in control increases the
2 number of sources, source strength, rated output or energy of radiation produced in
3 any installation, he or she shall notify the department of the increase prior to
4 operation on the revised basis. The department shall record the change in the
5 registration. No registration is transferable from one premises to another or from
6 one person to another. If the person in control transfers intends to transfer control
7 of ownership of the radiation installation to another person the registration also
8 transfers to the other person, who, at least 15 days before the final transfer the
9 registrant shall notify the department of the transfer within 15 days. The
10 department shall record the change in the and the intended transferee shall file
11 under sub. (1) an application for registration. If any installation is discontinued, the
12 person in control shall notify the department within 30 days of the discontinuance.

13 **SECTION 2466.** 254.35 (3) (title) of the statutes is amended to read:

14 254.35 (3) (title) FEES REGISTRATION FEES.

15 **SECTION 2467.** 254.35 (3) (a) of the statutes is amended to read:

16 254.35 (3) (a) An annual registration fee under pars. (b) to (f) (~~fm~~) shall be
17 levied for each site registration under this section. An additional penalty fee of \$10
18 \$25, regardless of the number of X-ray tubes or generally licensed devices, shall be
19 required for each registration whenever the annual fee for renewal is not paid prior
20 to expiration of the registration. No additional fee may be required for recording
21 changes in the registration information.

22 **SECTION 2468.** 254.35 (3) (b) of the statutes is amended to read:

23 254.35 (3) (b) For a ~~medical~~ site having an ionizing radiation installation
24 serving physicians and clinics, osteopaths and clinics, ~~and~~ chiropractors or hospitals

1 that possesses radioactive materials in any quantity, the fee shall be at least \$25 \$36
2 for each site and at least \$30 \$44 for each X-ray tube.

3 **SECTION 2469.** 254.35 (3) (c) of the statutes is amended to read:

4 254.35 (3) (c) For a ~~chiropractic~~, podiatric or veterinary site having an ionizing
5 radiation installation, the fee shall be at least \$25 \$36 for each site and at least \$30
6 \$44 for each X-ray tube.

7 **SECTION 2470.** 254.35 (3) (d) of the statutes is amended to read:

8 254.35 (3) (d) For a dental site having an ionizing radiation installation, the
9 fee shall be at least \$25 \$36 for each site and at least \$20 \$30 for each X-ray tube.

10 **SECTION 2471.** 254.35 (3) (f) of the statutes is amended to read:

11 254.35 (3) (f) For an industrial, school, research project or other site having an
12 ionizing radiation installation ~~and radioactive materials in any quantity~~, the fee
13 shall be at least \$25 \$36 for each site and at least \$30 \$44 for each X-ray tube.

14 **SECTION 2472.** 254.35 (3) (fm) of the statutes is created to read:

15 254.35 (3) (fm) For any site that has generally licensed devices that are not
16 exempted by the department, the fee shall be at least \$100 for each site and at least
17 \$50 for each device that contains at least 370 MBq or 10 mCi of cesium-137; 37 MBq
18 or 1.0 mCi of cobalt-60; 3.7 MBq or 0.1 mCi of strontium-90; or 37 MBq or 1.0 mCi
19 of a transuranic.

20 **SECTION 2473.** 254.35 (3) (g) of the statutes is amended to read:

21 254.35 (3) (g) The fees under this subsection shall be as stated unless the
22 department promulgates rules to increase the annual registration fee ~~after January~~
23 ~~1, 1986~~, for a site having an ionizing radiation installation ~~or~~, for an X-ray tube or
24 for generally licensed devices that are not exempted by the department.

25 **SECTION 2474.** 254.35 (4) of the statutes is amended to read:

1 254.35 (4) EXEMPTIONS. ~~The department shall~~ After initial registration under
2 sub. (1), the department may exempt from annual registration any source licensed
3 ~~by the nuclear regulatory commission and may exempt from registration any source~~
4 ~~of radiation installation which~~ of radiation that the department finds to be without
5 undue radiation hazard as ~~determined by standards established by the national~~
6 ~~committee on radiation protection and measurements or any comparable nationally~~
7 ~~recognized agency established for the purpose of recommending standards for~~
8 ~~radiation protection, and after the initial registration may exempt from subsequent~~
9 ~~annual radiation requirements any source of radiation devoted primarily to~~
10 ~~industrial purposes.~~

11 **SECTION 2475.** 254.36 of the statutes is renumbered 254.34 (1) (am) and
12 amended to read:

13 254.34 (1) (am) *Radiation protection.* ~~The department shall promulgate a~~
14 ~~radiation protection code. Other departments and agencies of state government and~~
15 A rule identical to a rule specified under par. (a) may be promulgated by a state
16 agency other than the department and an ordinance identical to a rule specified
17 under par. (a) may be enacted by a local governmental units may adopt the identical
18 code unit, but no other rule, code or ordinance relating to this subject may be
19 promulgated or enacted may be promulgated or ordinance may be enacted that
20 differs from a rule under par. (a) and relates to the same subject area except as
21 provided under ss. 166.03 (2) (b) 6., 293.15 (8) and 293.25.

22 **SECTION 2476.** 254.365 of the statutes is created to read:

23 **254.365 Licensing of radioactive material. (1) LICENSE REQUIRED.** No
24 person may possess, use, manufacture, transport, store, transfer or dispose of
25 radioactive material or a device or item of equipment that uses radioactive material

1 or may operate a site that uses radioactive material that is not under the authority
2 of the U.S. nuclear regulatory commission unless one of the following applies:

3 (a) The person has a specific license issued by the department.

4 (b) The person meets general license requirements.

5 (c) The person possesses a license issued by another state or by the U.S. nuclear
6 regulatory commission that is reciprocally recognized by the department.

7 (d) The person is exempted from licensure under sub. (7).

8 **(2) APPLICATION.** Application for a license under sub. (1) (a) or for reciprocal
9 recognition under sub. (1) (c) shall be made on forms provided by the department.

10 **(3) MODIFICATION OR TERMINATION OF LICENSE.** Within 30 days after any change
11 to the information on a license issued under this section, the licensee shall inform the
12 department of the change and the department shall record the changed information.
13 Within 30 days after termination of an activity licensed under this section, the person
14 in control of the activity shall notify the department. The department may require
15 that the person in control submit to the department for approval a plan for
16 decommissioning the activity.

17 **(4) RULES.** The department shall promulgate rules for all of the following:

18 (a) The issuance, modification, suspension, termination and revocation of
19 specific licenses under sub. (1) (a) under the standards specified in s. 254.34 (1) (a).

20 (b) The requirements for a general license under sub. (1) (b).

21 **(5) FEES AND CHARGES.** (a) The department may assess fees, the amounts of
22 which are prescribed by the department by rule, for any of the following:

23 1. Issuance of an initial or renewal specific license under sub. (1) (a).

24 2. Annual license maintenance.

25 3. Issuance of a license amendment.

1 4. Termination of a license.

2 5. Issuance of reciprocal recognition of a license for radioactive materials of
3 another state or the U.S. nuclear regulatory commission.

4 (b) The department may assess a late payment charge of 25% of the specific
5 license renewal fee, in addition to the fee under par. (a) for renewal of a specific
6 license, if payment for renewal of a specific license is not made within 30 days after
7 the license expiration date.

8 **(6) DENIAL, SUSPENSION OR REVOCATION OF LICENSURE.** The department may, after
9 a hearing under ch. 227, refuse to issue a license or suspend or revoke a license for
10 failure by the licensee to comply with this subchapter, rules promulgated by the
11 department under this subchapter or any condition of the license.

12 **(7) EXEMPTION.** The department may exempt from licensing requirements of
13 this section radioactive material that the department finds is without undue
14 radiation hazard.

15 **SECTION 2477.** 254.37 (1) of the statutes is renumbered 254.37 (1) (intro.) and
16 amended to read:

17 254.37 **(1)** NOTIFICATION OF VIOLATION AND ORDER OF ABATEMENT. (intro.)
18 Whenever the department ~~or the department of commerce~~ finds, upon inspection and
19 examination, that a source of radiation as constructed, operated or maintained
20 results in a violation of this subchapter or of any rules promulgated under this
21 subchapter, ~~it the department shall notify~~ do all of the following:

22 (a) Notify the person in control that is causing, allowing or permitting the
23 violation as to the nature of the violation ~~and order.~~

24 (b) Order that, prior to a specified time, the person in control shall cease and
25 abate causing, allowing or permitting the violation and take such action as may be

1 necessary to have the source of radiation constructed, operated, or maintained in
2 compliance with this subchapter and rules promulgated under this subchapter.

3 **SECTION 2478.** 254.37 (2) of the statutes is amended to read:

4 254.37 (2) ORDERS. The department ~~or the department of commerce~~ shall issue
5 and enforce such orders or modifications of previously issued orders as may be
6 required in connection with proceedings under this subchapter. The orders shall be
7 subject to review by the department upon petition of the persons affected. Whenever
8 the department ~~or the department of commerce~~ finds that a condition exists which
9 that constitutes an immediate threat to health due to violation of this subchapter or
10 any rule or order promulgated under this subchapter, it may issue an order reciting
11 the existence of the threat and the findings pertaining to the threat. The department
12 ~~or the department of commerce~~ may summarily cause the abatement of the violation.

13 **SECTION 2479.** 254.37 (3) of the statutes is amended to read:

14 254.37 (3) RULES. The department shall promulgate and enforce the rules
15 pertaining to ionizing radiation in establishments principally engaged in furnishing
16 medical, surgical, chiropractic and other health services to persons and animals. ~~The~~
17 ~~department of commerce shall enforce the rules pertaining to ionizing radiation in~~
18 ~~industrial establishments. The department shall notify the department of commerce~~
19 ~~and deliver to it a copy of each new registration and at such time a decision shall be~~
20 ~~made as to which state agency shall enforce the rules pertaining to ionizing~~
21 ~~radiation.~~

22 **SECTION 2480.** 254.37 (4) of the statutes is amended to read:

23 254.37 (4) ENFORCEMENT JURISDICTION. ~~All orders issued under this subchapter~~
24 ~~shall be enforced by the attorney general.~~ The circuit court of Dane county shall have
25 jurisdiction to enforce the orders by injunctive and other appropriate relief.

1 **SECTION 2481.** 254.38 (title) of the statutes is created to read:

2 **254.38 (title) Emergency authority.**

3 **SECTION 2482.** 254.38 of the statutes is renumbered 254.38 (1) and amended
4 to read:

5 254.38 (1) IMPOUNDING MATERIALS. The department ~~or department of commerce~~
6 may impound or order the sequestration of sources of radiation in the possession of
7 any person who is not equipped to observe or who fails to observe safety standards
8 to protect health that are established in rules promulgated by the department ~~or the~~
9 ~~department of commerce.~~

10 **SECTION 2483.** 254.38 (2) of the statutes is created to read:

11 254.38 (2) EMERGENCY ORDERS. If the department finds that an emergency
12 exists concerning a matter subject to regulation under this subchapter that requires
13 immediate action to protect the public health or safety, the department may issue an
14 emergency order without notice or hearing that recites the existence of the
15 emergency and requires such action as is necessary to mitigate the emergency. Any
16 person to whom the order is issued shall immediately comply with the order. A
17 person to whom an emergency order is issued shall be afforded a hearing within 30
18 days after receipt by the department of a written request for the hearing. An
19 emergency order is effective upon issuance and remains in effect for up to 90 days
20 after issuance, except that the order may be revoked or modified based on the results
21 of the hearing.

22 **SECTION 2484.** 254.39 (2) of the statutes is amended to read:

23 254.39 (2) This subchapter does not apply to on-site activities of any nuclear
24 reactor plant licensed by the ~~nuclear regulatory commission~~ U.S. nuclear regulatory
25 commission.

1 **SECTION 2485.** 254.45 of the statutes is repealed and recreated to read:

2 **254.45 Penalties. (1) GENERAL.** (a) Any person who violates this subchapter
3 or a rule promulgated under this subchapter or a condition of a license or registration
4 issued by the department under this subchapter may be required to forfeit not less
5 than \$100 nor more than \$100,000. Each day of continued violation constitutes a
6 separate offense.

7 (b) The amount of the forfeiture assessed under par. (a) shall be determined by
8 considering all of the following:

9 1. The wilfulness of the violation.

10 2. The person's previous violations, if any, of this subchapter, rules
11 promulgated under this subchapter or conditions of a license or registration issued
12 by the department under this subchapter.

13 3. The potential danger or actual or potential injury to the environment or to
14 public health caused by the violation.

15 4. The actual or potential costs of the damage or injury caused by the violation.

16 **(2) ASSESSMENT OF FORFEITURES; NOTICE.** The department may directly assess
17 forfeitures provided for in sub. (1). If the department determines that a forfeiture
18 should be assessed for a particular violation, the department shall send a notice of
19 assessment to the person. The notice shall specify the amount of the forfeiture
20 assessed and the violation and the statute or rule alleged to have been violated and
21 shall inform the person of the right to hearing under sub. (3).

22 **(3) HEARING.** A person upon whom a forfeiture is imposed may contest the
23 action by sending, within 10 days after receipt of notice of a contested action, a
24 written request for hearing under s. 227.44 to the division of hearings and appeals
25 created under s. 15.103 (1). The administrator of the division may designate a

1 hearing examiner to preside over the case and recommend a decision to the
2 administrator under s. 227.46. The decision of the administrator of the division shall
3 be the final administrative decision. The division shall commence the hearing within
4 30 days of receipt of the request for hearing and shall issue a final decision within
5 15 days after the close of the hearing. Proceedings before the division are governed
6 by ch. 227.

7 **(4) FORFEITURE PAYMENT AND DISPOSITION.** (a) A person against whom the
8 department has assessed a forfeiture shall pay the forfeiture to the department
9 within 10 days after receipt of the notice under sub. (2) or, if the person contests the
10 assessment, within 10 days after receipt of the final decision after exhaustion of
11 administrative review. If the person petitions for judicial review under ch. 227, the
12 person shall pay the forfeiture within 10 days after receipt of the final judicial
13 decision.

14 (b) The department shall remit all forfeitures paid to the state treasurer for
15 deposit in the school fund.

16 **(5) ENFORCEMENT.** The attorney general may bring an action in the name of the
17 state to collect any forfeiture imposed under this section if the forfeiture has not been
18 paid as required under sub. (4). The only issue to be contested in an action under this
19 subsection is whether the forfeiture has been paid.

20 **SECTION 2486g.** 255.15 of the statutes is created to read:

21 **255.15 Statewide tobacco control program. (1) DEFINITIONS.** In this
22 section, “council” means the tobacco control council.

23 **(2) PROGRAM DEVELOPMENT.** (a) The council shall develop program and budget
24 recommendations annually for a statewide tobacco control program and shall submit
25 its recommendations not later than February 1, 2000, and annually thereafter, to the

1 secretary of health and family services. In developing the recommendations, the
2 council shall consider successful tobacco control programs in other states and shall
3 base its recommendations on recommendations of the U.S. Centers for Disease
4 Control and Prevention regarding the allocation of funding for comprehensive
5 tobacco control programs. The department shall review the council's
6 recommendations and shall develop, and prepare an annual detailed plan for, a
7 statewide tobacco control program based on the recommendations. The annual plan
8 shall specify how the funds under sub. (3) (b) will be distributed and the projected
9 cost of administering the statewide tobacco control program.

10 (b) Not later than March 1, 2000, and annually thereafter, the department shall
11 submit the plan under par. (a) to the joint committee on finance. If, within 14 days
12 after the submission of the plan, the cochairpersons of the committee do not notify
13 the secretary that a meeting has been scheduled for the purpose of reviewing the
14 plan, the department may expend the funds under sub. (3) (b) and (d) in the manner
15 proposed in the plan. If, within 14 days after the submission of the plan, the
16 cochairpersons notify the secretary that the committee has scheduled a meeting for
17 the purpose of reviewing the plan, the department may expend the funds under sub.
18 (3) (b) and (d) in the manner proposed in the plan only to the extent approved by the
19 committee.

20 **(3) USE OF FUNDS.** (a) From the appropriation under s. 20.435 (5) (tc), the
21 department shall distribute the following amounts to or for all of the following:

22 1. The board of regents of the University of Wisconsin System for the tobacco
23 research and intervention center at the University of Wisconsin–Madison,
24 \$1,000,000 in each fiscal year.

1 2. The Thomas T. Melvin youth tobacco prevention and education program
2 under s. 255.10, \$1,000,000 in fiscal year 1999–2000 and not less than \$1,000,000 in
3 fiscal year 2000–01 and in each fiscal year thereafter.

4 3. A youth smokeless tobacco cessation and prevention campaign developed by
5 the division within the department that has primary responsibility for
6 administering public health programs, \$92,000 in fiscal year 1999–2000.

7 4. The Medical College of Wisconsin for tobacco use prevention and cessation
8 activities, \$500,000 in fiscal year 2000–01 and in each fiscal year thereafter. Funds
9 distributed under this subdivision may only be used for activities directly related to
10 preventing individuals from smoking and assisting smokers to quit smoking.

11 5. Grants to any applying school in which grade 6, 7 or 8 is taught that
12 purchases in calendar year 1998 or after the module of the Body Awareness Resource
13 Network software produced by Pyramid Media that concerns smoking and tobacco
14 use, \$150,000 in fiscal year 2000–01. The amount of the grant to each school may
15 not exceed the actual cost to the school of the software.

16 (b) After consulting with the council regarding the selection of specific
17 programs or activities to be funded under this paragraph and subject to sub. (2) (b),
18 from the appropriation under s. 20.435 (5) (tc), the department may distribute grants
19 for any of the following:

20 1. Community–based programs to reduce tobacco use.

21 2. Community–based programs to reduce the burden of tobacco–related
22 diseases.

23 3. School–based programs relating to tobacco use cessation and prevention.

24 4. Enforcement of local laws aimed at reducing exposure to secondhand smoke
25 and restricting underage access to tobacco.

1 5. Grants for partnerships among statewide organizations and businesses that
2 support activities related to tobacco use cessation and prevention.

3 6. Marketing activities that promote tobacco use cessation and prevention.

4 7. Projects designed to reduce tobacco use among minorities and pregnant
5 women.

6 8. Other tobacco use cessation programs.

7 9. Surveillance of indicators of tobacco use and evaluation of the activities
8 funded under this section.

9 (c) No recipient of moneys distributed under par. (b) may expend more than
10 10% of those moneys for administrative costs.

11 (d) From the appropriation under s. 20.435 (1) (tc), subject to sub. (2) (b),
12 beginning in fiscal year 2000–01, the department may expend for administration of
13 the program under this section not more than 5% of the total amount deposited in
14 that fiscal year into the tobacco control fund under s. 25.66.

15 **(4) REPORTS.** Not later than September 1, 2002, and annually thereafter, the
16 department shall submit to the governor and to the chief clerk of each house of the
17 legislature for distribution under s. 13.172 (2) a report that evaluates the success of
18 the program under this section. The report shall specify the number of programs
19 supported under sub. (3) (b) during the immediately preceding fiscal year and the
20 purpose of each program. The report shall also specify any donations, grants or
21 bequests to the department for the tobacco control program under this section.

22 **SECTION 2487.** 281.01 (15) of the statutes is amended to read:

23 281.01 **(15)** “Solid waste” means any garbage, refuse, sludge from a waste
24 treatment plant, water supply treatment plant or air pollution control facility and
25 other discarded or salvageable materials, including solid, liquid, semisolid, or

1 contained gaseous materials resulting from industrial, commercial, mining and
2 agricultural operations, and from community activities, but does not include solids
3 or dissolved material in domestic sewage, or solid or dissolved materials in irrigation
4 return flows or industrial discharges which are point sources subject to permits
5 under ch. 283, or source material, as defined in s. 254.31 (10), special nuclear
6 material, as defined in s. 254.31 (11), or by-product material, as defined in s. 254.31
7 ~~(3)~~ (1).

8 **SECTION 2487p.** 281.16 (3) (e) of the statutes is amended to read:

9 281.16 **(3)** (e) An owner or operator of an agricultural facility or practice that
10 is in existence before October 14, 1997, may not be required by this state or a
11 municipality to comply with the performance standards, prohibitions, conservation
12 practices or technical standards under this subsection unless cost-sharing is
13 available, under ~~sub. (5)~~ or s. 92.14 or 281.65 or from any other source, to the owner
14 or operator. For the purposes of this paragraph, sub. (4) and ss. 92.07 (2), 92.105 (1),
15 92.15 (4) and 823.08 (3) (c) 2., the department of natural resources shall promulgate
16 rules that specify criteria for determining whether cost-sharing is available under
17 ~~sub. (5)~~ or s. 281.65 and the department of agriculture, trade and consumer
18 protection shall promulgate rules that specify criteria for determining whether
19 cost-sharing is available under s. 92.14 or from any other source. The rules may not
20 allow a determination that cost-sharing is available to meet local regulations under
21 s. 92.07 (2), 92.105 (1) or 92.15 that are consistent with or that exceed the
22 performance standards, prohibitions, conservation practices or technical standards
23 under this subsection unless the cost-sharing is at least 70% of the cost of compliance
24 or is from 70% to 90% of the cost of compliance in cases of economic hardship, as
25 defined in the rules.

1 **SECTION 2487r.** 281.16 (4) of the statutes is amended to read:

2 **281.16 (4) APPLICATION TO ANIMAL FEEDING OPERATIONS.** If the department issues
3 a notice of discharge under ch. 283 for an animal feeding operation, the performance
4 standards, prohibitions, conservation practices and technical standards under sub.
5 (3) apply to the animal feeding operation, except that if the animal feeding operation
6 is in existence before October 14, 1997, the performance standards, prohibitions,
7 conservation practices and technical standards only apply if the department
8 determines that cost-sharing is available to the owner or operator of the animal
9 feeding operation under ~~sub. (5)~~, s. 92.14 or 281.65 or from any other source.

10 **SECTION 2487t.** 281.16 (5) of the statutes is repealed.

11 **SECTION 2490x.** 281.57 (10r) of the statutes is created to read:

12 **281.57 (10r) LOAN FOR REPLACEMENT OF A FAILED SEQUENTIAL BATCH REACTOR.**
13 Notwithstanding subs. (2), (4) to (10) and (12), during the 1999–2001 biennium, the
14 department shall provide a loan of \$770,000 to a municipality for all of the
15 administrative, planning, design and construction costs incurred after January 1,
16 1997, for the replacement of a failed sequential batch reactor point source pollution
17 abatement facility for which the department has issued written concurrence on or
18 before March 26, 1999, that the construction of a new wastewater treatment plant
19 is the most cost-effective option, and for which the municipality has on or before
20 March 26, 1999, committed to work with the department towards securing
21 reimbursement of the loan from the federal environmental protection agency under
22 40 CFR 35.2032. The department may not charge any interest on the loan and may
23 not require the municipality to repay the loan until the municipality receives a grant
24 from the federal environmental protection agency for the replacement of the point
25 source pollution abatement facility. If the federal environmental protection agency

1 denies the grant or a portion of the grant, the department shall forgive the amount
2 of the loan that exceeds the amount of the grant.

3 **SECTION 2491.** 281.58 (1) (ae) of the statutes is repealed.

4 **SECTION 2492.** 281.58 (6) (a) 4. of the statutes is repealed.

5 **SECTION 2493.** 281.58 (6) (b) 1. of the statutes is amended to read:

6 281.58 **(6)** (b) 1. Purchasing or refinancing the obligation of a municipality if
7 the obligation was incurred to finance the cost of constructing a water pollution
8 control project located in this state ~~and the obligation was initially incurred on or~~
9 ~~after May 17, 1988.~~

10 **SECTION 2494.** 281.58 (6) (b) 2. of the statutes is repealed.

11 **SECTION 2495.** 281.58 (7) (b) 3. of the statutes is repealed.

12 **SECTION 2495p.** 281.58 (7) (b) 5. of the statutes is repealed.

13 **SECTION 2496.** 281.58 (7) (b) 7. of the statutes is repealed.

14 **SECTION 2496m.** 281.58 (8) (a) 1. of the statutes is amended to read:

15 281.58 **(8)** (a) 1. A person or municipality that has failed to substantially
16 comply, as specified by the rules promulgated under sub. (2), with the terms of a
17 federal or state grant or loan used to pay the costs of studies, investigations, plans,
18 designs or construction associated with wastewater collection, transportation,
19 treatment or disposal ~~or used to pay the cost of studies, investigations, plans, designs~~
20 ~~or construction associated with implementing a nonpoint source control~~
21 ~~management program.~~

22 **SECTION 2497.** 281.58 (8) (h) of the statutes is amended to read:

23 281.58 **(8)** (h) Except as provided in par. (k), a municipality that is a violator
24 of an effluent limitation at the time that the application for a treatment work project
25 is approved under sub. (9m) may not receive financial assistance of a method

1 specified under sub. (6) (b) 1., ~~2.,~~ 3., 4. or 5. for that part of the treatment work project
2 that is needed to correct the violation. This paragraph does not apply to a
3 municipality that after May 17, 1988, is in compliance with a court or department
4 order to correct a violation of the enforceable requirements of its ch. 283 permit, and
5 that is applying for financial assistance under s. 281.59 (13) to correct that violation.

6 **SECTION 2498.** 281.58 (8) (j) of the statutes is created to read:

7 281.58 (8) (j) The amount of a payment under sub. (6) (b) 8. may not exceed the
8 amount of subsidy necessary to reduce the interest rate on the loan from market rate
9 to the interest rate that would have been charged on a loan to the municipality under
10 sub. (6) (b) 4.

11 **SECTION 2499.** 281.58 (8) (L) of the statutes is repealed.

12 **SECTION 2500.** 281.58 (8e) (a) of the statutes is amended to read:

13 281.58 (8e) (a) The type of project and the order in which it is listed under sub.
14 (7) (b) 1. to ~~7.~~ 6.

15 **SECTION 2501.** 281.58 (8s) of the statutes is amended to read:

16 281.58 (8s) FACILITY PLAN. A municipality seeking financial assistance for a
17 project under this section, ~~except for a municipality seeking a capital cost loan,~~ shall
18 complete a facility plan as required by the department by rule.

19 **SECTION 2502.** 281.58 (9) (b) of the statutes is amended to read:

20 281.58 (9) (b) A municipality seeking financial assistance, ~~except for a~~
21 ~~municipality seeking a capital cost loan,~~ for a project under the clean water fund
22 program shall complete an environmental analysis sequence as required by the
23 department by rule.

24 **SECTION 2502v.** 281.58 (12) (a) 2. of the statutes is repealed.

25 **SECTION 2503.** 281.58 (12) (a) 4. of the statutes is amended to read:

1 281.58 (12) (a) 4. The interest rate for projects specified in sub. (7) (b) 6. and
2 7. and for those portions of projects under subd. 1. that are restricted by sub. (8) (b),
3 (c), (f) or (h) is market interest rate.

4 **SECTION 2504.** 281.58 (12) (a) 5. of the statutes is repealed.

5 **SECTION 2504e.** 281.58 (12) (f) of the statutes is amended to read:

6 281.58 (12) (f) The department and the department of administration jointly
7 may request the joint committee on finance to take action under s. 13.101 (11) to
8 modify the percentage of market interest rates established in par. (a) 1. to or 3.

9 **SECTION 2504p.** 281.59 (1) (d) (intro.) of the statutes is amended to read:

10 281.59 (1) (d) (intro.) “Subsidy” means the amounts provided from the
11 environmental improvement fund to clean water fund program, safe drinking water
12 loan program, urban storm water loan program and land recycling loan program
13 projects for the following purposes:

14 **SECTION 2504q.** 281.59 (1) (d) 1. of the statutes is amended to read:

15 281.59 (1) (d) 1. To reduce the interest rate of clean water fund program, safe
16 drinking water loan program, urban storm water loan program and land recycling
17 loan program loans from market rate to a subsidized rate.

18 **SECTION 2504r.** 281.59 (1) (em) of the statutes is created to read:

19 281.59 (1) (em) “Urban storm water loan program” means the program
20 administered under s. 281.595, with financial management provided under this
21 section.

22 **SECTION 2505.** 281.59 (1m) (c) of the statutes is created to read:

23 281.59 (1m) (c) There is established a private sewage system replacement and
24 rehabilitation loan program, administered under s. 145.245 (12m).

25 **SECTION 2506f.** 281.59 (1m) (d) of the statutes is created to read:

1 281.59 **(1m)** (d) There is established an urban storm water loan program,
2 administered under s. 281.595, with financial management provided under this
3 section.

4 **SECTION 2506g.** 281.59 (2) (a) of the statutes is amended to read:

5 281.59 **(2)** (a) Administer its responsibilities under this section and ss. 281.58,
6 281.595, 281.60 and 281.61.

7 **SECTION 2506h.** 281.59 (2) (b) of the statutes is amended to read:

8 281.59 **(2)** (b) Cooperate with the department in administering the clean water
9 fund program, the safe drinking water loan program, the urban storm water loan
10 program and the land recycling loan program.

11 **SECTION 2506i.** 281.59 (3) (a) 1. of the statutes is amended to read:

12 281.59 **(3)** (a) 1. An estimate of the wastewater treatment, safe drinking water,
13 urban storm water and land recycling project needs of the state for the 4 fiscal years
14 of the next 2 biennia.

15 **SECTION 2506j.** 281.59 (3) (a) 4. of the statutes is amended to read:

16 281.59 **(3)** (a) 4. The extent to which the funding for the clean water fund
17 program, the urban storm water loan program and the safe drinking water loan
18 program, in the environmental improvement fund, will be maintained in perpetuity.

19 **SECTION 2506k.** 281.59 (3) (a) 5. of the statutes is amended to read:

20 281.59 **(3)** (a) 5. The most recent available audited financial statements of the
21 past operations and activities of the clean water fund program, the safe drinking
22 water loan program, the urban storm water loan program and the land recycling loan
23 program, the estimated environmental improvement fund capital available in each
24 of the next 4 fiscal years for the clean water fund program, the urban storm water
25 loan program and the safe drinking water loan program, and the projected

1 environmental improvement fund balance for the clean water fund program, the
2 urban storm water loan program and the safe drinking water loan program for each
3 of the next 20 years given existing obligations and financial conditions.

4 **SECTION 2506L.** 281.59 (3) (a) 6s. of the statutes is created to read:

5 281.59 (3) (a) 6s. An amount equal to the estimated present value of subsidies
6 for all loans under the urban storm water loan program to be made during the
7 biennium for which the biennial finance plan is prepared, discounted at a rate of 7%
8 per year to the first day of that biennium.

9 **SECTION 2506m.** 281.59 (3) (a) 7. of the statutes is amended to read:

10 281.59 (3) (a) 7. A discussion of the assumptions made in calculating the
11 amounts under subs. 6., 6e. ~~and~~ 6m. and 6s.

12 **SECTION 2506q.** 281.59 (3) (j) of the statutes is amended to read:

13 281.59 (3) (j) No later than November 1 of each odd-numbered year, the
14 department of administration and the department jointly shall submit a report, to
15 the building commission and committees as required under par. (bm), on the
16 implementation of the amount established under sub. (3e) (b) as required under s.
17 281.58 (9m) (e), and on the operations and activities of the clean water fund program,
18 the safe drinking water loan program, the urban storm water loan program and the
19 land recycling loan program for the previous biennium.

20 **SECTION 2507.** 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

21 281.59 (3e) (b) 1. Equal to \$90,200,000 \$85,200,000 during the 1997–99
22 1999–01 biennium.

23 3. Equal to \$1,000 for any biennium after the ~~1997–99~~ 1999–01 biennium.

24 **SECTION 2508.** 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

1 281.59 **(3m)** (b) 1. Equal to ~~\$4,500,000~~ \$9,400,000 during the ~~1997–99~~ 1999–01
2 biennium.

3 2. Equal to \$1,000 for any biennium after the ~~1997–99~~ 1999–01 biennium.

4 **SECTION 2509.** 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

5 281.59 **(3s)** (b) 1. Equal to ~~\$21,000,000~~ \$5,200,000 during the ~~1997–99~~ 1999–01
6 biennium.

7 2. Equal to \$1,000 for any biennium after the ~~1997–99~~ 1999–01 biennium.

8 **SECTION 2509m.** 281.59 (3v) of the statutes is created to read:

9 281.59 **(3v)** URBAN STORM WATER LOAN PROGRAM EXPENDITURES. (a) No moneys
10 may be expended for the urban storm water loan program in a biennium until the
11 legislature reviews and approves all of the following as part of the biennial budget
12 act for the biennium:

13 1. An amount of present value of the subsidy for the urban storm water loan
14 program that is specified for that biennium under par. (b) and is based on the amount
15 included in the biennial finance plan under sub. (3) (a) 6s.

16 2. The amount of public debt, authorized under s. 20.866 (2) (tc), that the state
17 may contract for the purposes of the urban storm water loan program.

18 (b) The amount of present value of the subsidy for the urban storm water loan
19 program that is approved by the legislature under this paragraph is as follows:

20 1. Equal to \$4,500,000 during the 1999–01 biennium.

21 2. Equal to \$1,000 for any biennium after the 1999–01 biennium.

22 (c) The department of administration may allocate amounts approved under
23 par. (b) as the present value of subsidies for financial assistance under the urban
24 storm water loan program.

1 (d) Using the amount approved under par. (b) as a base, the department of
2 administration shall calculate the present value of the actual subsidy of each urban
3 storm water loan made for those projects in each biennium that are approved for
4 financial assistance. The present value shall be discounted as provided under sub.
5 (3) (a) 6s.

6 **SECTION 2509p.** 281.59 (4) (a) of the statutes is amended to read:

7 281.59 (4) (a) The clean water fund program ~~is a~~ and the urban storm water
8 loan program are revenue-producing ~~enterprise or program~~ enterprises or
9 programs, as defined in s. 18.52 (6).

10 **SECTION 2509q.** 281.59 (4) (am) of the statutes is amended to read:

11 281.59 (4) (am) Deposits, appropriations or transfers to the environmental
12 improvement fund for the purposes of the clean water fund program or the urban
13 storm water loan program may be funded with the proceeds of revenue obligations
14 issued subject to and in accordance with subch. II of ch. 18 or in accordance with
15 subch. IV of ch. 18 if designated a higher education bond.

16 **SECTION 2510.** 281.59 (4) (b) of the statutes is amended to read:

17 281.59 (4) (b) The department of administration may, under s. ~~18.56 (5) and (9)~~
18 ~~(j) 18.561 or 18.562~~, deposit in a separate and distinct fund in the state treasury or
19 in an account maintained by a trustee outside the state treasury, any portion of the
20 revenues derived under s. 25.43 (1). The revenues deposited with a trustee outside
21 the state treasury are the trustee's revenues in accordance with the agreement
22 between this state and the trustee or in accordance with the resolution pledging the
23 revenues to the repayment of revenue obligations issued under this subsection.

24 **SECTION 2510d.** 281.59 (4) (c) of the statutes is amended to read:

1 281.59 (4) (c) The building commission may pledge any portion of revenues
2 received or to be received in the fund established in par. (b) or the environmental
3 improvement fund to secure revenue obligations issued under this subsection. The
4 pledge shall provide for the transfer to the environmental improvement fund of all
5 pledged revenues, including any interest earned on the revenues, which are in excess
6 of the amounts required to be paid under s. 20.320 (1) (c) and (u) for the purposes of
7 the clean water fund program or the urban storm water loan program. The pledge
8 shall provide that the transfers be made at least twice yearly, that the transferred
9 amounts be deposited in the environmental improvement fund and that the
10 transferred amounts are free of any prior pledge.

11 **SECTION 2511.** 281.59 (9) (a) of the statutes is amended to read:

12 281.59 (9) (a) A loan approved under the clean water fund program, the safe
13 drinking water loan program, the urban storm water loan program or the land
14 recycling loan program shall be for no longer than 20 years, as determined by the
15 department of administration, be fully amortized not later than 20 years after the
16 original date of the ~~note~~ financial assistance agreement, and require the repayment
17 of principal and interest, if any, to begin not later than 12 months after the expected
18 date of completion of the project that it funds, as determined by the department of
19 administration.

20 **SECTION 2511c.** 281.59 (9) (am) of the statutes is amended to read:

21 281.59 (9) (am) The department of administration, in consultation with the
22 department, may establish those terms and conditions of a financial assistance
23 agreement that relate to its financial management, including what type of municipal
24 obligation, as set forth under s. 66.36, is required for the repayment of the financial
25 assistance. Any terms and conditions established under this paragraph by the

1 department of administration shall comply with the requirements of this section and
2 s. 281.58, 281.595, 281.60 or 281.61. In setting the terms and conditions, the
3 department of administration may consider factors that the department of
4 administration finds are relevant, including the type of obligation evidencing the
5 loan, the pledge of security for the obligation and the applicant's creditworthiness.

6 **SECTION 2511e.** 281.59 (9) (b) (intro.) of the statutes is amended to read:

7 281.59 (9) (b) (intro.) As a condition of receiving financial assistance under the
8 clean water fund program, the safe drinking water loan program, the urban storm
9 water loan program or the land recycling loan program, an applicant shall do all of
10 the following:

11 **SECTION 2511f.** 281.59 (9) (b) 1. of the statutes is amended to read:

12 281.59 (9) (b) 1. Pledge the security, if any, required by the rules promulgated
13 by the department of administration under this section and s. 281.58, 281.595,
14 281.60 or 281.61.

15 **SECTION 2511g.** 281.59 (11) (a) of the statutes is amended to read:

16 281.59 (11) (a) The department of natural resources and the department of
17 administration may enter into a financial assistance agreement with an applicant
18 for which the department of administration has allocated subsidy under s. 281.58
19 (9m), 281.595 (8), 281.60 (8) or 281.61 (8) if the applicant meets the conditions under
20 sub. (9) and the other requirements under this section and s. 281.58, 281.595, 281.60
21 or 281.61.

22 **SECTION 2511i.** 281.59 (11) (b) of the statutes is amended to read:

23 281.59 (11) (b) If a municipality fails to make a principal repayment or interest
24 payment after its due date, the department of administration shall place on file a
25 certified statement of all amounts due under this section and s. 281.58, 281.595,

1 281.60 or 281.61. After consulting the department, the department of
2 administration may collect all amounts due by deducting those amounts from any
3 state payments due the municipality or may add a special charge to the amount of
4 taxes apportioned to and levied upon the county under s. 70.60. If the department
5 of administration collects amounts due, it shall remit those amounts to the fund to
6 which they are due and notify the department of that action.

7 **SECTION 2511k.** 281.59 (11) (c) of the statutes is amended to read:

8 281.59 (11) (c) The department of administration may retain the last payment
9 under a financial assistance agreement until the department of natural resources
10 and the department of administration determine that the project is completed and
11 meets the applicable requirements of this section and s. 281.58, 281.595, 281.60 or
12 281.61 and that the conditions of the financial assistance agreement are met.

13 **SECTION 2512.** 281.59 (12) of the statutes is amended to read:

14 281.59 (12) MUNICIPAL OBLIGATIONS. The department of administration may
15 purchase or refinance obligations specified in s. 281.58 (6) (b) 1. ~~or 2.~~ and guarantee
16 or purchase insurance for municipal obligations specified in s. 281.58 (6) (b) 3. if the
17 department of administration and the department of natural resources approve the
18 financial assistance under this section and s. 281.58.

19 **SECTION 2512e.** 281.59 (13s) of the statutes is amended to read:

20 281.59 (13s) POWERS. The department of administration may audit, or contract
21 for audits of, projects receiving financial assistance under the clean water fund
22 program, the safe drinking water loan program, the urban storm water loan program
23 and the land recycling loan program.

24 **SECTION 2512g.** 281.59 (14) of the statutes is amended to read:

1 **281.59 (14) RULES.** The department of administration shall promulgate rules
2 that are necessary for the proper execution of this section and of its responsibilities
3 under ss. 281.58, 281.595, 281.60 and 281.61.

4 **SECTION 2512j.** 281.595 of the statutes is created to read:

5 **281.595 Urban storm water loan program. (1) DEFINITIONS.** In this section:

6 (a) “Local governmental unit” means a city, village, town, county, town sanitary
7 district, public inland lake protection and rehabilitation district or metropolitan
8 sewerage district.

9 (b) “Market interest rate” means the interest at the effective rate of a revenue
10 obligation issued by this state to fund a loan or portion of a loan for a clean water fund
11 program project under s. 281.58.

12 (c) “Population” means population shown by the last federal census or by any
13 subsequent population estimate under s. 16.96.

14 (d) “Urban area” means any of the following:

- 15 1. An area with a population of 1,000 or more per square mile.
- 16 2. An area in which the land is used for industrial or commercial land uses.
- 17 3. An area that is surrounded by an area described in subd. 1. or 2.

18 (e) “Urban storm water loan program” means the program administered under
19 this section, with financial management provided under s. 281.59.

20 **(2) GENERAL.** The department and the department of administration shall
21 administer a program to provide financial assistance to local governmental units for
22 the planning, designing, construction or modification of nonpoint source pollution
23 and urban storm water runoff projects in urban areas.

1 **(2g)** INELIGIBLE USES. A local governmental unit may not use financial
2 assistance under this section to pay any portion of the cost of a project for which
3 financial assistance is provided under s. 281.65.

4 **(2r)** METHODS OF PROVIDING FINANCIAL ASSISTANCE. The following methods of
5 providing financial assistance may be used under the urban storm water loan
6 program:

7 (a) Making loans below the market interest rate for projects described in sub.
8 (2).

9 (b) Purchasing or refinancing the obligation of a local governmental unit that
10 was incurred to finance the cost of a project described in sub. (2).

11 (c) Guaranteeing, or purchasing insurance for, obligations incurred to finance
12 the cost of projects described in sub. (2) if the guarantee or insurance will provide
13 credit market access or reduce interest rates.

14 (d) Providing payments to the board of commissioners of public lands to reduce
15 principal or interest payments, or both, on loans made to local governmental units
16 under subch. II of ch. 24 by the board of commissioners of public lands for projects
17 that are eligible for financial assistance under the urban storm water loan program.

18 **(3)** NOTICE OF INTENT TO APPLY. (a) A local governmental unit shall submit notice
19 of its intent to apply for financial assistance under the urban storm water loan
20 program at least 6 months before the beginning of the fiscal year in which it intends
21 to receive the financial assistance. The notice shall be in a form prescribed by the
22 department and the department of administration.

23 (b) If a local governmental unit does not apply for financial assistance by April
24 30 of the 2nd year following the year in which it submitted notice under par. (a), the
25 local governmental unit shall submit a new notice under par. (a).

1 (c) The department may waive par. (a) or (b) upon the written request of a local
2 governmental unit.

3 **(4) ENGINEERING REPORT.** A local governmental unit seeking financial
4 assistance for a project under this section shall submit an engineering report, as
5 required by the department by rule.

6 **(5) APPLICATION.** After the department approves a local governmental unit's
7 engineering report submitted under sub. (4), the local governmental unit shall
8 submit an application for urban storm water financial assistance to the department.
9 The applicant shall submit the application before the April 30 preceding the
10 beginning of the fiscal year in which the applicant wishes to receive the financial
11 assistance. The application shall be in the form and include the information required
12 by the department and the department of administration and shall include plans and
13 specifications that are approvable by the department under this section. An
14 applicant may not submit more than one application per project per year.

15 **(6) PRIORITY LIST.** The department shall establish a priority list that ranks each
16 urban storm water loan program project. The department shall promulgate rules for
17 determining project rankings that base project priority on the impact of a project on
18 groundwater and surface water quality and on public health.

19 **(7) APPROVAL OF APPLICATION.** The department shall approve an application
20 received under sub. (5) after all of the following occur:

21 (a) The project is ranked on the priority list under sub. (6).

22 (b) The department determines that the project meets the eligibility
23 requirements under this section.

24 (c) The department of administration determines that the local governmental
25 unit will meet the requirements of s. 281.59 (9) (b).

1 (d) The legislature has approved an amount under s. 281.59 (3v) (b) 1. for the
2 biennium.

3 **(8)** FUNDING LIST; ALLOCATION OF FUNDING. (a) The department shall establish
4 a funding list for each fiscal year that ranks projects of local governmental units that
5 submit approvable applications under sub. (5) in the same order that they appear on
6 the priority list under sub. (6). If sufficient funds are not available to fund all
7 approved applications for financial assistance, the department of administration
8 shall allocate funding to projects that are approved under sub. (7) in the order that
9 they appear on the funding list.

10 (b) In allocating subsidy under this subsection, the department of
11 administration shall adhere to the amount approved by the legislature for each
12 biennium under s. 281.59 (3v) (b).

13 **(8m)** CONDITIONS OF FINANCIAL ASSISTANCE. As a condition of receiving financial
14 assistance under the urban storm water loan program, a local governmental unit
15 shall do all of the following:

16 (a) Establish a dedicated source of revenue for the repayment of the financial
17 assistance.

18 (b) Comply with those provisions of 33 USC 1381 to 1387 and this chapter and
19 ch. 283 and the regulations and rules promulgated under those provisions that the
20 department specifies.

21 (c) Develop and adopt a program for the operation and maintenance of the
22 nonpoint source pollution or storm water project, including the training of personnel,
23 as required by the department.

24 **(8s)** INELIGIBILITY FOR AND LIMITATION ON FINANCIAL ASSISTANCE. (a) A person or
25 municipality that has failed to substantially comply, as specified by the rules

1 promulgated under sub. (12), with the terms of a federal or state grant or loan used
2 to pay the cost of studies, investigations, plans, designs or construction associated
3 with implementing a nonpoint source control management program is not eligible
4 for financial assistance from the urban storm water loan program.

5 (b) The amount of a payment under sub. (2r) (d) may not exceed the amount of
6 subsidy necessary to reduce the interest rate on the loan from market rate to the
7 interest rate that would have been charged on a loan to the local governmental unit
8 under sub. (2r) (a).

9 **(9) FINANCIAL ASSISTANCE COMMITMENTS.** The department and the department
10 of administration may, at the request of a local governmental unit, issue a notice of
11 financial assistance commitment after the local governmental unit's application for
12 urban storm water financial assistance has been approved under sub. (7) and
13 funding has been allocated under sub. (8) for the local governmental unit's project.
14 The notice of financial assistance commitment shall specify the conditions that the
15 local governmental unit must meet to secure financial assistance and shall include
16 the estimated repayment schedules and other terms of the financial assistance.

17 **(10) DEADLINE FOR CLOSING.** If funding is allocated to a project under sub. (8)
18 for a loan and the loan is not closed before April 30 of the year following the year in
19 which funding is allocated, the department of administration shall release the
20 funding allocated to the project.

21 **(11) LOAN INTEREST RATES.** (a) Except as provided under par. (b), the interest
22 rate on an urban storm water loan program loan shall be 55% of market interest rate.

23 (b) The department and the department of administration jointly may request
24 the joint committee on finance to take action under s. 13.101 (11) to modify the
25 percentage of market interest under par. (a).

1 **(11m) SERVICE FEE.** The department and the department of administration
2 may jointly charge and collect an annual service fee for reviewing and acting upon
3 urban storm water loan program applications and servicing financial assistance
4 agreements. The fee shall be in addition to interest payments at the rate under sub.
5 (11). The department and the department of administration shall specify any fee in
6 the biennial finance plan and shall design the fee to cover the costs of reviewing and
7 acting upon urban storm water loan program applications and servicing financial
8 assistance agreements.

9 **(12) DUTIES OF THE DEPARTMENT.** The department shall do all of the following:

10 (a) Promulgate rules establishing eligibility criteria for applicants and projects
11 under this section.

12 (b) Promulgate rules that are necessary for the execution of its responsibilities
13 under the urban storm water loan program.

14 (c) Cooperate with the department of administration in administering the
15 urban storm water loan program.

16 (d) By May 1 of each even-numbered year, prepare and submit to the
17 department of administration a biennial needs list that includes all of the following
18 information:

19 1. A list of urban storm water projects that the department estimates will apply
20 for financial assistance under the urban storm water loan program during the next
21 biennium.

22 2. The estimated cost and estimated construction schedule of each project on
23 the list, and the total of the estimated costs of all projects on the list.

24 3. The estimated rank of each project on the priority list under sub. (6).

1 (e) Submit a biennial budget request under s. 16.42 for the urban storm water
2 loan program.

3 (f) Have the lead state role with the federal environmental protection agency
4 concerning the urban storm water loan program.

5 (g) Have the lead state role with local governmental units in providing urban
6 storm water loan program information, and cooperate with the department of
7 administration in providing that information to local governmental units.

8 (h) Inspect periodically urban storm water loan program project construction
9 to determine project compliance with construction plans and specifications approved
10 by the department and the requirements of the urban storm water loan program.

11 **SECTION 2513.** 281.60 (1) (a) of the statutes is amended to read:

12 281.60 (1) (a) “Eligible applicant” means a political subdivision, a
13 redevelopment authority created under s. 66.431 or a housing authority.

14 **SECTION 2514.** 281.60 (1) (c) of the statutes is repealed.

15 **SECTION 2515.** 281.60 (2) of the statutes is amended to read:

16 281.60 (2) GENERAL. The department and the department of administration
17 may administer a program to provide financial assistance to eligible applicants for
18 projects to remedy environmental contamination of sites or facilities at which
19 environmental contamination has affected groundwater or surface water or
20 threatens to affect groundwater or surface water. The department and the
21 department of administration may provide financial assistance under this section to
22 an eligible applicant only if the eligible applicant owns the contaminated site or
23 facility or, if the applicant is a political subdivision, if a redevelopment authority or
24 a housing authority owns the contaminated site or facility. The department and the
25 department of administration may not provide financial assistance under this

1 section to remedy environmental contamination at a site or facility that is not a
2 landfill if the eligible applicant caused the environmental contamination.

3 **SECTION 2516.** 281.60 (2r) (a) of the statutes is amended to read:

4 281.60 **(2r)** (a) Making loans ~~below the market interest rate~~ for projects
5 described in sub. (2).

6 **SECTION 2517.** 281.60 (7) (c) of the statutes is amended to read:

7 281.60 **(7)** (c) The department of administration determines that the eligible
8 applicant will meet the requirements of s. 281.59 (9) ~~(b)~~.

9 **SECTION 2518.** 281.60 (8s) of the statutes is created to read:

10 281.60 **(8s)** LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
11 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
12 interest rate on the loan from market rate to the interest rate that would have been
13 charged on a loan to the political subdivision under sub. (2r) (a).

14 **SECTION 2519.** 281.60 (11) of the statutes is amended to read:

15 281.60 **(11)** LOAN INTEREST RATES. The department and the department of
16 administration may not charge interest rate on a land recycling loan program loan
17 ~~shall be 55% of market interest rate.~~

18 **SECTION 2520.** 281.60 (11m) of the statutes is amended to read:

19 281.60 **(11m)** SERVICE FEE. The department and the department of
20 administration shall jointly charge and collect an annual service fee for reviewing
21 and acting upon land recycling loan program applications and servicing financial
22 assistance agreements. ~~The fee shall be in addition to interest payments at the rate~~
23 ~~under sub. (11).~~ For the 1997–99 fiscal biennium, the service fee shall be 0.5% of the
24 loan balance. Fee amounts for later biennia shall be established in the biennial
25 finance plan under s. 281.59 (3) (a) 8. The department and the department of

1 administration shall specify in the biennial finance plan a fee designed to cover the
2 costs of reviewing and acting upon land recycling loan program applications and
3 servicing financial assistance agreements.

4 **SECTION 2521.** 281.61 (8s) of the statutes is created to read:

5 281.61 **(8s)** LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
6 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
7 interest rate on the loan from market rate to the interest rate that would have been
8 charged on a loan to the local governmental unit under sub. (2r) (a).

9 **SECTION 2521e.** 281.65 (1) (d) of the statutes is amended to read:

10 281.65 **(1)** (d) Focus limited technical and financial resources in critical
11 geographic locations ~~through the selection of priority lakes and priority watersheds~~
12 where nonpoint source related water quality problems and threats are the most
13 severe and control is most feasible.

14 **SECTION 2521f.** 281.65 (4) (f) of the statutes is amended to read:

15 281.65 **(4)** (f) Administer the distribution of grants and aids to governmental
16 units for local administration and implementation of the program under this section.
17 A grant awarded under this section may be used for ~~technical assistance, educational~~
18 ~~and training assistance, ordinance development and administration, cost-sharing~~
19 for management practices and capital improvements, ~~plan preparation under par.~~
20 ~~(g)~~, easements or other activities determined by the department to satisfy the
21 requirements of this section. A grant may not be used for promotional items, except
22 for promotional items that are used for informational purposes, such as brochures
23 or videos.

24 **SECTION 2521g.** 281.65 (4) (g) (intro.) of the statutes is amended to read:

1 281.65 (4) (g) (intro.) In cooperation with the department of agriculture, trade
2 and consumer protection and the appropriate governmental unit, prepare priority
3 watershed and priority lakes plans to implement nonpoint source water pollution
4 abatement projects ~~and storm water control activities described in sub. (8c)~~ in
5 priority watersheds and priority lake areas. In preparing the plans, the department
6 shall:

7 **SECTION 2521i.** 281.65 (4) (j) of the statutes is repealed.

8 **SECTION 2521k.** 281.65 (4) (pm) of the statutes is amended to read:

9 281.65 (4) (pm) Jointly with the department of agriculture, trade and consumer
10 protection, develop the forms required and implement the process under s. 92.14
11 (14).

12 **SECTION 2521m.** 281.65 (4) (t) of the statutes is repealed.

13 **SECTION 2521n.** 281.65 (4c) (a) of the statutes is amended to read:

14 281.65 (4c) (a) ~~Beginning on July 1, 1998, a~~ A governmental unit may request
15 funding under this subsection for a project that is in a priority watershed project, a
16 or priority lake project area or a ~~nonpoint source water pollution abatement~~ project
17 that is not in a priority watershed or a priority lake area by submitting an application
18 to the ~~board~~ department. An application shall be submitted before July 15 to be
19 considered for initial funding in the following year.

20 **SECTION 2521ne.** 281.65 (4c) (ae) of the statutes is created to read:

21 281.65 (4c) (ae) The department shall administer this subsection in a manner
22 that promotes the accelerated implementation of nonpoint source water pollution
23 control that cannot be conducted with funding under s. 92.14 in target areas
24 described in par. (am) 1. that are of the highest priority.

25 **SECTION 2521nm.** 281.65 (4c) (am) of the statutes is created to read:

1 281.65 (4c) (am) The department may select a project for funding under this
2 subsection only if all of the following apply:

3 1. The project will implement nonpoint source pollution control in an area that
4 is a target area based on any of the following:

5 a. The need for compliance with performance standards established by the
6 department under s. 281.16 (2).

7 b. The existence of impaired water bodies that the department has identified
8 to the federal environmental protection agency under 33 USC 1313 (d) (1) (A).

9 c. The existence of outstanding or exceptional resource waters, as designated
10 by the department under s. 281.15.

11 d. The existence of threats to public health.

12 e. The existence of an animal feeding operation that has received a notice of
13 discharge under ch. 283 or a notice of intent to issue a notice of discharge.

14 f. Other water quality concerns of national or statewide importance.

15 2. The project cannot be conducted with funding provided under s. 92.14.

16 3. The project is consistent with priorities identified by the department on a
17 watershed or other geographic basis.

18 4. The project is consistent with approved land and water resource
19 management plans under s. 92.10.

20 5. The application for the project specifies the watershed, subwatershed or
21 specific site that will be served by the project.

22 **SECTION 2521np.** 281.65 (4c) (b) of the statutes is amended to read:

23 281.65 (4c) (b) The department, ~~in consultation with the department of~~
24 ~~agriculture, trade and consumer protection,~~ shall use the system approved under
25 par. (e) (d) to determine the score of each project for which the board it receives an

1 application under par. (a) and shall inform the land and water conservation board
2 of the scores no later than September 1 of each year.

3 **SECTION 2521nr.** 281.65 (4c) (c) of the statutes is amended to read:

4 281.65 (4c) (c) After receiving determining project scores under par. (b) and
5 ~~before, the department shall notify the land and water conservation board of the~~
6 projects that the department proposes to select for funding in the following year. The
7 board shall review the proposal and make recommendations to the department.
8 Before November 1 of each year, the ~~board~~ department shall select projects for
9 funding under this ~~section~~ subsection in the following year. To the extent practicable,
10 within the requirements of this section, the ~~board~~ department shall select projects
11 so that projects are distributed evenly around this state.

12 **SECTION 2521nt.** 281.65 (4c) (d) (intro.) of the statutes is amended to read:

13 281.65 (4c) (d) (intro.) ~~No later than April 1, 1998, the~~ The department, ~~in~~
14 ~~consultation with the department of agriculture, trade and consumer protection,~~
15 ~~shall propose to the board~~ adopt a scoring system for ranking nonpoint source water
16 pollution abatement projects for which applications are submitted under par. (a).
17 The criteria on which the scoring system is based shall include all of the following:

18 **SECTION 2521nv.** 281.65 (4c) (e) of the statutes is repealed.

19 **SECTION 2521p.** 281.65 (4c) (f) of the statutes is created to read:

20 281.65 (4c) (f) A project funded under this subsection may be conducted over
21 a period of one to 3 years, except that the department may approve an extension for
22 one year.

23 **SECTION 2521q.** 281.65 (4e) of the statutes is repealed.

24 **SECTION 2524m.** 281.65 (8) (e) of the statutes is amended to read:

1 281.65 (8) (e) ~~Except as provided in sub. (8c), grants~~ Grants may only be used
2 for implementing best management practices. Grants for implementing best
3 management practices may only be used for implementing cost-effective best
4 management practices specified under sub. (4) (e) unless an applicant demonstrates
5 that the use of a cost-effective best management practice will not contribute to water
6 quality improvement or will cause a water body to continue to be impaired as
7 identified to the federal environmental protection agency under 33 USC 1313 (d) (1)
8 (A).

9 **SECTION 2524s.** 281.65 (8) (k) of the statutes is repealed.

10 **SECTION 2525.** 281.65 (8) (L) of the statutes is amended to read:

11 281.65 (8) (L) A grant may not be made to an individual if the department
12 receives a certification under s. 49.855 (7) that the individual is delinquent in child
13 support or maintenance payments or owes past support, medical expenses or birth
14 expenses whose name appears on the statewide support lien docket under s. 49.854
15 (2) (b), unless the individual provides to the department a payment agreement that
16 has been approved by the county child support agency under s. 59.53 (5) and that is
17 consistent with rules promulgated under s. 49.858 (2) (a).

18 **SECTION 2525e.** 281.65 (8c) of the statutes is repealed.

19 **SECTION 2525f.** 281.65 (8d) of the statutes is renumbered 281.66 (6) and
20 amended to read:

21 281.66 (6) GRANTS FOR CAMPUSES. The Notwithstanding subs. (3) and (4), the
22 department may distribute a grant to the board of regents of the University of
23 Wisconsin System for practices, techniques or measures to control storm water
24 discharges on a University of Wisconsin System campus that is located in a
25 municipality that is required to obtain a permit under s. 283.33 and that is located

1 in a priority watershed area, as defined in s. 281.65 (2) (c), a priority lake area, as
2 defined in s. 281.65 (2) (bs), or an area that is identified as an area of concern by the
3 International Joint Commission, as defined in s. 281.35 (1) (h), under the Great
4 Lakes Water Quality Agreement.

5 **SECTION 2525g.** 281.66 of the statutes is created to read:

6 **281.66 Urban nonpoint source water pollution abatement and storm**
7 **water management program. (1) DEFINITIONS.** In this section:

8 (a) “Governmental unit” has the meaning given in s. 281.65 (2) (am).

9 (b) “Nonpoint source” has the meaning given in s. 281.65 (2) (b).

10 (c) “Population” means population shown by the last federal census or by any
11 subsequent population estimate under s. 16.96.

12 (d) “Structural urban best management practices” has the meaning given in s.
13 281.65 (2) (d).

14 (e) “Urban area” means any of the following:

15 1. An area with a population of 1,000 or more per square mile.

16 2. An area in which the land is used for industrial or commercial land uses.

17 3. An area that is surrounded by an area described in subd. 1. or 2.

18 **(2) ADMINISTRATION.** The department shall administer the program under this
19 section in a manner that promotes all of the following:

20 (a) Management of urban storm water and runoff from existing and developing
21 urban areas to achieve water quality standards, to minimize flooding and to protect
22 groundwater.

23 (b) Coordination of urban nonpoint source management activities and the
24 municipal storm sewer discharge permit program under s. 283.33.

1 (c) Implementation of nonpoint source performance standards under s. 281.16
2 (2).

3 **(3) ELIGIBILITY.** (a) The department may provide a cost-sharing grant for a
4 project under this section only if all of the following apply:

5 1. The project is in an urban area.

6 2. The governmental unit with jurisdiction over the project area ensures
7 adequate implementation of construction site pollution control, and of storm water
8 management after development, for development and redevelopment of sites of one
9 or more acres.

10 3. The project is consistent with nonpoint source performance standards under
11 s. 281.16 (2).

12 4. The project is consistent with priorities identified by the department on a
13 watershed or other geographic basis.

14 5. The application for the project specifies the watershed, subwatershed or
15 specific site that will be served by the project.

16 (b) The department may provide financial assistance under this section for a
17 project in a governmental unit either to that governmental unit or to another
18 governmental unit that is required to control storm water discharges under s. 283.33.

19 **(4) FINANCIAL ASSISTANCE.** (a) The department may provide local assistance
20 grants and cost-sharing grants under this section. A local assistance grant may not
21 exceed 70% of eligible costs. A cost-sharing grant may not exceed 50% of eligible
22 costs.

23 (b) The department may award a local assistance grant for any of the following:

24 1. Storm water management for urban areas and for areas that are expected
25 to become urban areas within 20 years.

1 2. Informational and educational activities related to nonpoint source water
2 pollution control, construction site erosion control or storm water management.

3 3. Development, administration and enforcement of a construction site erosion
4 control or storm water management ordinance.

5 4. Training of staff concerning nonpoint source water pollution control,
6 construction site erosion control or storm water management.

7 5. Other activities identified by the department by rule.

8 (c) The department may award a cost-sharing grant for any of the following
9 types of projects:

10 1. Structural urban best management practices, including necessary land
11 acquisition, storm sewer rerouting and removal of structures, and associated flood
12 management, except that the department may not award a grant for structural
13 urban best management practices associated with new construction or new
14 development.

15 2. Stream bank or shoreland stabilization necessary to control pollution.

16 3. Other nonpoint source water pollution abatement or storm water
17 management practices identified by the department by rule.

18 **(5) SCORING SYSTEM.** The department shall use a scoring system for ranking
19 nonpoint source water pollution abatement and storm water management projects
20 for which applications are submitted under this section. The criteria on which the
21 scoring system is based shall include all of the following:

22 (a) The extent to which the application proposes to use the cost-effective and
23 appropriate practices to achieve water quality goals.

1 (b) The existence in the project area of an impaired water body that the
2 department has identified to the federal environmental protection agency under 33
3 USC 1313 (d) (1) (A).

4 (c) The extent to which the project will result in the attainment of established
5 water quality objectives.

6 (d) The local interest in and commitment to the project.

7 (e) The inclusion of a strategy to evaluate the progress toward reaching project
8 goals, including the monitoring of water quality improvements resulting from
9 project activities.

10 (f). The extent to which the application proposes to use available federal
11 funding.

12 (g). The extent to which the project is necessary to enable the city of Racine to
13 control storm water discharges as required under 33 USC 1342 (p).

14 **SECTION 2525r.** 281.665 of the statutes is created to read:

15 **281.665 Municipal flood control and riparian restoration program. (1)**

16 **DEFINITIONS.** In this section:

17 (a) “Conservation easement” has the meaning given in s. 700.40 (1) (a).

18 (b) “Local governmental unit” means a city, village, town or metropolitan
19 sewerage district.

20 **(2) ADMINISTRATION.** The department shall administer the program under this
21 section to provide financial assistance to local governmental units for facilities and
22 structures for the collection and transmission of storm water and groundwater,
23 including the purchase of perpetual flowage and conservation easement rights on
24 land within floodways, and for the floodproofing of public and private structures that
25 remain in the 100–year floodplain.

1 **(3) ELIGIBLE APPLICANTS.** (a) The department may provide a cost-sharing grant
2 for a project that affects 2 or more local governmental units to one of the following:

3 1. One of the affected local governmental units upon application by all of the
4 affected local governmental units.

5 2. A local governmental unit that has jurisdiction over the provision of storm
6 water collection facilities for all of the affected local governmental units.

7 (c) The department may provide a cost-sharing grant for a project that affects
8 one local governmental unit to that local governmental unit.

9 **(4) FINANCIAL ASSISTANCE.** (a) The department may provide local assistance
10 grants and cost-sharing grants under this section. A local assistance grant may not
11 exceed 70% of eligible costs, including planning and design costs. A cost-sharing
12 grant may not exceed 70% of eligible costs for construction and real estate
13 acquisition.

14 (b) In any fiscal year, the department may not provide to any applicant more
15 than 20% of the funding available under this section in the fiscal year.

16 **(5) ELIGIBILITY AND SCORING CRITERIA.** (a) The department shall promulgate
17 rules specifying eligibility criteria for projects under this section and for determining
18 which eligible projects will receive financial assistance under this section.

19 (b) The department may not provide a cost-sharing grant for a project under
20 this section if any of the following applies:

21 1. The project would transfer flooding downstream.

22 2. The project provides for the channelization of a stream or for lining a natural
23 stream bed with concrete.

24 3. The project would accelerate upstream runoff.

1 (c) The department shall include all of the following in the criteria for
2 determining which eligible projects will receive cost-sharing grants under this
3 section:

4 1. The extent to which a project minimizes harm to existing beneficial functions
5 of water bodies and wetlands.

6 2. The extent to which a project maintains aquatic and riparian environments.

7 3. The extent to which a project uses storm water retention and detention
8 structures and natural storage.

9 4. The extent to which a project provides opportunity for public access to water
10 bodies and to the floodway.

11 **SECTION 2526.** 281.68 (1) (intro.) of the statutes is amended to read:

12 281.68 (1) DEFINITIONS. (intro.) In this section, “qualified:

13 (b) “Qualified lake association” means a group incorporated under ch. 181 that
14 meets all of the following conditions:

15 **SECTION 2527.** 281.68 (1) (a) to (h) of the statutes are renumbered 281.68 (1)

16 (b) 1. to 8.

17 **SECTION 2528.** 281.68 (1) (ag) of the statutes is created to read:

18 281.68 (1) (ag) “Lake” includes a flowage.

19 **SECTION 2529.** 281.68 (1m) of the statutes is amended to read:

20 281.68 (1m) PURPOSES OF GRANTS. The department shall develop and
21 administer a financial assistance program to provide lake management planning
22 grants for projects to provide information and education on the use of lakes and
23 natural lake ecosystems and on the quality of water in lakes, including mill ponds,
24 in order to and the quality of natural lake ecosystems.

1 **(1r)** USES OF GRANTS. Lake management planning grants shall be used to
2 improve water quality assessment and planning and to aid in the selection of
3 activities to abate do any of the following:

4 (a) Prevent pollution of from entering into lakes or into natural lake
5 ecosystems.

6 **SECTION 2530.** 281.68 (1r) (b) of the statutes is created to read:

7 281.68 **(1r)** (b) Protect or improve the quality of water in lakes or the quality
8 of natural lake ecosystems.

9 **SECTION 2531.** 281.68 (2) (title) of the statutes is created to read:

10 281.68 **(2)** (title) AMOUNT OF GRANTS.

11 **SECTION 2532.** 281.68 (3) (title) of the statutes is created to read:

12 281.68 **(3)** (title) RULES FOR GRANTS.

13 **SECTION 2533.** 281.68 (3) (b) of the statutes is renumbered 281.68 (3) (b) (intro.)
14 and amended to read:

15 281.68 **(3)** (b) (intro.) Eligible activities, which shall include data all of the
16 following for lakes and natural lake ecosystems:

17 1. Data collection, water quality assessment and nonpoint.

18 4. Nonpoint source pollution evaluation.

19 **SECTION 2534.** 281.68 (3) (b) 2. of the statutes is created to read:

20 281.68 **(3)** (b) 2. Assessments of water quality and of fish and aquatic life and
21 their habitat.

22 **SECTION 2535.** 281.68 (3) (b) 3. of the statutes is created to read:

23 281.68 **(3)** (b) 3. Assessments of the uses of a lake and the uses of the land
24 surrounding the lake.

25 **SECTION 2536.** 281.68 (3) (b) 5. of the statutes is created to read:

1 281.68 (3) (b) 5. Informational or educational programs and materials.

2 **SECTION 2537.** 281.68 (4) (title) of the statutes is created to read:

3 281.68 (4) (title) ELIGIBILITY FOR LAKE MANAGEMENT PLANNING GRANTS.

4 **SECTION 2538.** 281.69 (title) of the statutes is amended to read:

5 **281.69 (title) Lake management and classification grants and**
6 **contracts.**

7 **SECTION 2539.** 281.69 (1) (intro.) of the statutes is renumbered 281.69 (1m)
8 (intro.) and amended to read:

9 281.69 (1m) TYPES OF PROJECTS. (intro.) The department shall develop and
10 administer a financial assistance program to provide grants for the following 3 2
11 types of projects:

12 **SECTION 2540.** 281.69 (1) (a) of the statutes is renumbered 281.69 (1m) (a) and
13 amended to read:

14 281.69 (1m) (a) Lake management projects that will improve or protect the
15 quality of water in lakes or the quality of natural lake ecosystems of lakes.

16 **SECTION 2541.** 281.69 (1) (b) of the statutes is renumbered 281.69 (1m) (b).

17 **SECTION 2542.** 281.69 (1) (c) of the statutes is renumbered 281.69 (1r) and
18 amended to read:

19 281.69 (1r) CONTRACTS. ~~Lake~~ The department may award contracts for lake
20 classification technical assistance projects to be conducted by nonprofit corporations
21 that will provide educational and technical assistance.

22 **SECTION 2543.** 281.69 (1b) of the statutes is created to read:

23 281.69 (1b) DEFINITION. In this section, “lake” includes a flowage.

24 **SECTION 2544.** 281.69 (2) (title) of the statutes is amended to read:

25 281.69 (2) (title) AMOUNTS OF GRANTS AND CONTRACTS.

1 **SECTION 2545.** 281.69 (2) (c) of the statutes is amended to read:

2 281.69 (2) (c) A grant contract for a lake classification technical assistance
3 project may not exceed \$200,000.

4 **SECTION 2546.** 281.69 (3) (a) of the statutes is amended to read:

5 281.69 (3) (a) A designation of eligible recipients, which shall include nonprofit
6 conservation organizations, as defined in s. 23.0955 (1), counties, cities, towns,
7 villages, qualified lake associations, as defined in s. 281.68 (1) (b), town sanitary
8 districts, public inland lake protection and rehabilitation districts and other local
9 governmental units, as defined in s. 66.299 (1) (a), that are established for the
10 purpose of lake management.

11 **SECTION 2547.** 281.69 (3) (b) 1. of the statutes is amended to read:

12 281.69 (3) (b) 1. The purchase of land or of a conservation easement, as defined
13 in s. 700.40 (1) (a), if the eligible recipient enters into a contract under ~~sub. (4) s.~~
14 281.71 and if the purchase will substantially contribute to the protection or
15 improvement of a lake's water quality or its natural ecosystem.

16 **SECTION 2548.** 281.69 (4) of the statutes is renumbered 281.71, and 281.71
17 (title), (1) (intro.) and (d), (2) (intro.) and (b), (3) and (5), as renumbered, are amended
18 to read:

19 **281.71** (title) **Lake management project grants; river protection grants;**
20 **purchases.** (1) (intro.) In order to receive a grant for a purchase under ~~sub. s. 281.69~~
21 (3) (b) 1. or 281.70 (5) (c) 1., the recipient shall enter into a contract with the
22 department that contains all of the following provisions:

23 (d) A clause that any subsequent sale or transfer of the property to be acquired
24 is subject to ~~pars. (b) and (c)~~ subs. (2) and (3).

1 **(2)** (intro.) The recipient of the grant used for a purchase under ~~sub. s. 281.69~~
2 (3) (b) 1. or 281.70 (5) (c) 1. may subsequently sell or transfer the acquired property
3 to a 3rd party other than a creditor of the recipient if all of the following apply:

4 (b) The party to whom the property is sold or transferred enters into a new
5 contract with the department that contains the provisions under ~~par. (a)~~ sub. (1).

6 **(3)** The recipient of the grant used for a purchase under ~~sub. s. 281.69~~ (3) (b)
7 1. or 281.70 (5) (c) 1. may subsequently sell or transfer the acquired property to
8 satisfy a debt or other obligation if the department approves the sale or transfer.

9 **(5)** The instrument conveying the property to the recipient shall state the
10 interest of the state under ~~par. (d)~~ sub. (4). The contract entered into under ~~par. (a)~~
11 sub. (1) and the instrument of conveyance shall be recorded in the office of the
12 register of deeds of each county in which the property is located.

13 **SECTION 2549.** 281.69 (6) (a) of the statutes is repealed.

14 **SECTION 2550.** 281.69 (6) (b) of the statutes is renumbered 281.69 (6) and
15 amended to read:

16 281.69 **(6)** LAKE CLASSIFICATION TECHNICAL ASSISTANCE GRANTS CONTRACTS. A
17 nonprofit corporation receiving a lake classification technical assistance ~~grant~~
18 contract shall provide educational and technical assistance to local units of
19 government and lake management organizations that will participate in a lake
20 classification project.

21 **SECTION 2551.** 281.70 of the statutes is created to read:

22 **281.70 River protection grants. (1) DEFINITION.** In this section, “river”
23 includes a stream or a flowage.

1 **(2) TYPES OF PROJECTS.** The department shall develop and administer a
2 financial assistance program to provide grants for planning projects and
3 management projects.

4 **(3) AMOUNTS OF GRANTS.** (a) A grant for a planning project may be made for up
5 to 75% of the cost of the project but may not exceed \$10,000 per grant.

6 (b) A grant for a management project may be made for up to 75% of the cost of
7 the project but may not exceed \$50,000 per grant.

8 **(4) ELIGIBLE RECIPIENTS.** (a) All of the following shall be eligible for grants
9 under this section:

10 1. Local governmental units, as defined in s. 66.299 (1) (a).

11 2. River management organizations that meet the qualifications under par. (b).

12 3. Nonprofit conservation organizations, as defined in s. 23.0955 (1).

13 (b) The department shall promulgate rules to establish the qualifications that
14 a river management organization must meet to qualify for a grant under this section.

15 **(5) ELIGIBLE ACTIVITIES.** The department shall promulgate rules to do all of the
16 following:

17 (a) Designate activities that are eligible for grants for planning projects.

18 Eligible activities under the rules for these grants shall include all of the following:

19 1. Data collection.

20 2. Assessments of water quality and of fish and aquatic life and their habitat.

21 3. Assessments of the uses of a river and the uses of the land surrounding the
22 river.

23 4. Nonpoint source pollution evaluation.

24 5. Informational or educational programs and materials as specified in par. (b).

1 6. Programs and materials to assist persons in forming river management
2 organizations or other groups to protect or improve rivers and natural riverine
3 ecosystems.

4 (b) For purposes of par. (a) 5., specify informational or educational materials
5 that may be provided on any of the following:

6 1. Protecting or improving the ways in which rivers are used.

7 2. Protecting or improving the quality of water in rivers.

8 3. Protecting or improving the quality of natural riverine ecosystems.

9 4. Protecting or improving fish populations, aquatic life or fish habitat in rivers.

10 (c) Designate activities that are eligible for grants for management projects.

11 Eligible activities under the rules for these grants shall include all of the following:

12 1. The purchase of land or of a conservation easement, as defined in s. 700.40
13 (1) (a) if the recipient enters into a contract under s. 281.71 and if the purchase will
14 substantially contribute to the protection or improvement of the river's water quality
15 or its natural ecosystem.

16 2. The restoration of in-stream or shoreline habitat.

17 3. The development of local regulations or ordinances that will protect or
18 improve the river's water quality or its natural ecosystem.

19 4. An activity that is approved by the department and that is needed to
20 implement a recommendation made as a result of a plan to protect or improve the
21 river's water quality or its natural ecosystem.

22 5. Installation of pollution control practices.

23 **(6) ELIGIBILITY; TYPES OF RIVERS.** The department shall promulgate rules
24 establishing the types of natural riverine ecosystems that are eligible for grants
25 under this section.

1 **(7) ELIGIBILITY; OTHER.** At the completion of a planning project, upon request
2 of the recipient of the grant for the planning project, the department may approve
3 as eligible activities for a management project grant the recommendations that were
4 made as a result of the project.

5 **SECTION 2551m.** 281.72 of the statutes is created to read:

6 **281.72 River protection; contracts with nonprofit organizations. (1)**

7 **DEFINITION.** In this section, “nonprofit conservation organization” means a river
8 management organization that meets the qualifications under s. 281.70 (4) (b) or a
9 nonprofit corporation, a charitable trust or other nonprofit association whose
10 purposes include the protection of rivers and that is described in section 501 (c) (3)
11 of the Internal Revenue Code and is exempt from federal income tax under section
12 501 (a) of the Internal Revenue Code.

13 **(2) REQUIREMENTS TO RECEIVE CONTRACTS.** The department shall provide
14 contracts to nonstock, nonprofit corporations that are described under section 501
15 (c) (3) or (4) of the Internal Revenue Code and that are organized in this state. For
16 a nonstock, profit corporation to qualify for a contract, the corporation shall meet all
17 of the following requirements:

18 (a) The corporation is exempt from taxation under section 501 (a) of the
19 Internal Revenue Code.

20 (b) The corporation provides support to nonprofit conservation organizations.

21 (c) The corporation has a board of directors that has a majority of members who
22 are representatives of nonprofit conservation organizations.

23 (d) The corporation contributes, to be used with the contract, \$1 for every \$3
24 it receives under the contract.

1 **(3)** REQUIREMENTS UNDER CONTRACTS. A corporation receiving a contract under
2 this subsection shall do all of the following:

3 (a) Assist in the establishment of nonprofit conservation organizations.

4 (b). Provide technical assistance to nonprofit conservation organizations.

5 (c) Conduct conferences on topics for which technical assistance is provided
6 under par. (b).

7 **SECTION 2554.** 285.01 (40) of the statutes is amended to read:

8 285.01 **(40)** “Solid waste” means any garbage, refuse, sludge from a waste
9 treatment plant, water supply treatment plant or air pollution control facility and
10 other discarded or salvageable materials, including solid, liquid, semisolid, or
11 contained gaseous materials resulting from industrial, commercial, mining and
12 agricultural operations, and from community activities, but does not include solids
13 or dissolved material in domestic sewage, or solid or dissolved materials in irrigation
14 return flows or industrial discharges which are point sources subject to permits
15 under ch. 283, or source material, as defined in s. 254.31 (10), special nuclear
16 material, as defined in s. 254.31 (11), or by-product material, as defined in s. 254.31
17 ~~(3)~~ (1).

18 **SECTION 2554e.** 285.11 (18) of the statutes is created to read:

19 285.11 **(18)** Adopt and apply objective performance measurements, for the
20 subunit of the department that administers this chapter, relating to the issuance of
21 permits under subch. VII and to overall performance of the subunit.

22 **SECTION 2554f.** 285.17 (3) of the statutes is created to read:

23 285.17 **(3)** The department may not post on the Internet any information that
24 is required to be reported to the department under this chapter and that relates to
25 a facility’s air emissions, including the nature and duration of specific emissions of

1 an air contaminant source and any results of monitoring the emissions of a
2 contaminant source or the ambient air in the vicinity of a contaminant source, unless
3 the department certifies that the information is accurate on the date on which the
4 information is posted.

5 **SECTION 2555n.** 285.69 (2) (a) 1. of the statutes is amended to read:

6 285.69 (2) (a) 1. That fees collected in a year before 2002 are based on actual
7 emissions of all regulated pollutants and any other air contaminant specified by the
8 department in the rules in the preceding year.

9 **SECTION 2555q.** 285.69 (2) (a) 4. of the statutes is amended to read:

10 285.69 (2) (a) 4. That the fees collected in each year after 1994 and before 2002
11 are calculated by increasing the fees collected in the preceding year by the percentage
12 by which the consumer price index, as defined in 42 USC 7661a (b) (3) (B) (v),
13 increased in the preceding year.

14 **SECTION 2555s.** 285.69 (2) (a) 5. of the statutes is amended to read:

15 285.69 (2) (a) 5. That fees are not based on emissions by an air contaminant
16 source in excess of ~~4,000~~ 5,000 tons per year of each regulated pollutant, except that,
17 subject to par. (b), this limitation does not apply to a major utility, as defined in s.
18 285.41 (1) (f), that owns or operates a phase I affected unit as listed in Table A of 42
19 USC 7651c.

20 **SECTION 2555u.** 285.69 (2) (a) 7. to 11. of the statutes are created to read:

21 285.69 (2) (a) 7. That the fees billed for a stationary source in each year after
22 2001 are based on the fees billed for the stationary source in 2001.

23 8. That the fee billed for each stationary source in each year after 2001 is based
24 on the actual emissions of all regulated pollutants, and any other air contaminant

1 specified by the department in the rules, in the preceding 5 years, using a 5–year
2 rolling average.

3 9. That fees billed in years after 2001 are determined using a
4 performance–based approach that increases a stationary source’s fees in proportion
5 to increases in the amount of pollutants emitted by the stationary source, as
6 determined under subd. 8., and decreases a stationary source’s fees in proportion to
7 decreases in the amount of pollutants emitted by the stationary source, as
8 determined under subd. 8.

9 10. That no multiplier or similar mechanism is used that would increase a
10 stationary source’s fees to compensate for decreases in overall amounts of emissions.

11 11. That no provision is used that would increase the fee per unit of pollutant
12 emitted in order to compensate for decreases in overall amounts of emissions.

13 **SECTION 2555w.** 285.69 (2) (b) of the statutes is amended to read:

14 285.69 (2) (b) The department may not charge a major utility fees on emissions
15 in excess of ~~4,000~~ 5,000 tons per year of each regulated pollutant beyond the amount
16 necessary to recover the fees that would have been charged for any phase I affected
17 unit listed in Table A of 42 USC 7651c owned by that major utility if the prohibition
18 in par. (a) 6. did not exist.

19 **SECTION 2558.** 285.69 (3) of the statutes is amended to read:

20 285.69 (3) ASBESTOS INSPECTION FEES. The department may promulgate rules
21 for the payment and collection of fees for inspecting nonresidential asbestos
22 demolition and renovation projects regulated by the department. The fees under this
23 subsection may not exceed ~~\$200~~ \$210 per project. The fees collected under this
24 subsection shall be credited to the appropriation under s. 20.370 (2) (bi) for the direct

1 and indirect costs of conducting inspections of nonresidential asbestos demolition
2 and inspection projects regulated by the department.

3 **SECTION 2559.** 285.86 of the statutes is created to read:

4 **285.86 Asbestos citations. (1)** The department may follow the procedures
5 for the issuance of a citation under ss. 23.50 to 23.99 to collect a forfeiture from a
6 person who commits a violation specified under sub. (2).

7 **(2)** The department shall promulgate rules that specify violations of rules
8 relating to asbestos abatement and management that are promulgated under ss.
9 285.11, 285.13, 285.17 and 285.27 to which sub. (1) applies. In a rule promulgated
10 under this subsection, the department may limit the applicability of sub. (1) based
11 on the frequency of violation and on health and environmental risks caused by the
12 violation.

13 **(3)** The department shall submit any proposed rules under sub. (2) to the
14 department of justice. The department may not promulgate a rule under sub. (2)
15 unless the rule is approved by the department of justice.

16 **SECTION 2560.** 287.11 (2) (dm) of the statutes is repealed.

17 **SECTION 2561.** 287.23 (5) (c) 2. of the statutes is amended to read:

18 287.23 **(5) (c) 2.** Except as provided in subd. 5. 2m. or sub. (5e), for all other
19 responsible units, the amount of the grant for 1993 through ~~2000~~ 2001 equals either
20 66% of the difference between eligible expenses and avoided disposal costs or 33% of
21 eligible expenses, whichever is greater.

22 2m. If the amount determined under subd. 2. is greater than \$8 times the
23 population of the responsible unit, whichever is less the grant equals \$8 times the
24 population of the responsible unit.

25 **SECTION 2562.** 287.23 (5) (c) 5. of the statutes is repealed.

1 **SECTION 2563.** 287.23 (5e) of the statutes is amended to read:

2 287.23 **(5e)** PRORATION. If available funds are insufficient, under sub. (5) (c) ~~2-~~
3 2m., to pay \$8 times the population of all of the responsible units that are entitled
4 to that amount, the department shall distribute the funds so that each responsible
5 unit that would be entitled to \$6 times its population if the per person amount in sub.
6 (5) (c) ~~2-~~ 2m. were \$6 receives \$6 times its population and shall prorate the remaining
7 funds.

8 **SECTION 2564.** 287.23 (7) of the statutes is amended to read:

9 287.23 **(7)** SUNSET. No grant may be awarded under this section for any year
10 after the year ~~2000~~ 2001.

11 **SECTION 2568.** 289.01 (33) of the statutes is amended to read:

12 289.01 **(33)** “Solid waste” means any garbage, refuse, sludge from a waste
13 treatment plant, water supply treatment plant or air pollution control facility and
14 other discarded or salvageable materials, including solid, liquid, semisolid, or
15 contained gaseous materials resulting from industrial, commercial, mining and
16 agricultural operations, and from community activities, but does not include solids
17 or dissolved material in domestic sewage, or solid or dissolved materials in irrigation
18 return flows or industrial discharges which are point sources subject to permits
19 under ch. 283, or source material, as defined in s. 254.31 (10), special nuclear
20 material, as defined in s. 254.31 (11), or by-product material, as defined in s. 254.31
21 ~~(3)~~ (1).

22 **SECTION 2569h.** 289.54 of the statutes is created to read:

23 **289.54 Disposal of certain dredged materials. (1)** In this section, “PCBs”
24 has the meaning given in s. 299.45 (1) (a).

1 **(2)** The department may not approve a request by the operator of a solid waste
2 disposal facility to accept dredged materials that contain PCBs or heavy metals in
3 a concentration of less than 50 parts per million for disposal in the solid waste
4 disposal facility until after the department holds a public meeting in the city, village
5 or town in which the solid waste disposal facility is located. At the public meeting,
6 the department shall describe the nature of the requested disposal and shall solicit
7 public comment.

8 **SECTION 2569n.** 289.67 (2) (b) 1. and 2. of the statutes are amended to read:

9 289.67 **(2)** (b) 1. A generator of hazardous waste shall pay a base fee of \$125
10 \$210 if the generator has generated more than zero pounds in that particular year,
11 plus \$12 \$20 per ton of hazardous waste generated during the reporting year.

12 2. No generator may pay a fee that is greater than \$10,000 \$17,000.

13 **SECTION 2569r.** 291.09 (3) of the statutes is created to read:

14 291.09 **(3)** The department shall study whether the list of hazardous wastes
15 under s. 291.05 (2) should be revised as it relates to commercial chemical products.

16 **SECTION 2570.** 292.11 (7) (d) 1m. of the statutes is created to read:

17 292.11 **(7)** (d) 1m. The department may negotiate and enter into an agreement
18 containing a schedule for conducting nonemergency actions required under sub. (3)
19 with a local governmental unit, as defined in sub. (9) (e) 1., that is acting on behalf
20 of owners of contaminated property within one of the following:

21 a. A business improvement district, as defined in s. 66.608 (1) (b).

22 b. An area designated by the local governmental unit if the area consists of 2
23 or more properties affected by a contiguous region of groundwater contamination or
24 contains 2 or more properties that are brownfields, as defined in s. 560.60 (1v).

25 **SECTION 2571.** 292.11 (7) (d) 2. of the statutes is amended to read:

1 292.11 (7) (d) 2. The department may charge fees, in accordance with rules that
2 it promulgates, to offset the costs of negotiating and entering into an agreement
3 under subd. 1. or 1m.

4 **SECTION 2572.** 292.11 (9) (e) 1. of the statutes is amended to read:

5 292.11 (9) (e) 1. “~~Local~~ In this paragraph, “local governmental unit” means a
6 municipality, a redevelopment authority created under s. 66.431, a public body
7 designated by a municipality under s. 66.435 (4), a community development
8 authority or a housing authority.

9 **SECTION 2573.** 292.11 (9) (e) 1m. (intro.) of the statutes is amended to read:

10 292.11 (9) (e) 1m. (intro.) ~~A- Except as provided in subs. 2., 4., 6. and 7., a local~~
11 governmental unit is exempt from subs. (3), (4) and (7) (b) and (c) with respect to
12 discharges of hazardous substances on or originating from property acquired by the
13 local government unit before, on or after the effective date of this subdivision ...
14 [revisor inserts date], if any of the following applies:

15 **SECTION 2574.** 292.11 (9) (e) 1m. b. of the statutes is amended to read:

16 292.11 (9) (e) 1m. b. The local governmental unit acquired the property from
17 a local governmental unit that ~~acquired~~ is exempt under this subdivision with
18 respect to the property ~~under a method described in subd. 1m. a.~~

19 **SECTION 2575.** 292.11 (9) (e) 1m. e. of the statutes is created to read:

20 292.11 (9) (e) 1m. e. The local governmental unit acquired the property through
21 escheat.

22 **SECTION 2576.** 292.11 (9) (e) 1m. f. of the statutes is created to read:

23 292.11 (9) (e) 1m. f. The local governmental unit acquired the property using
24 funds appropriated under s. 20.866 (2) (tz).

25 **SECTION 2577.** 292.11 (9) (e) 1s. of the statutes is amended to read:

1 292.11 (9) (e) 1s. ~~An~~ Except as provided in subds. 2. and 4. to 6., an economic
2 development corporation described in section 501 (c) of the Internal Revenue Code,
3 as defined in s. 71.22 (4), that is exempt from federal taxation under section 501 (a)
4 of the Internal Revenue Code, or an entity wholly owned and operated by such a
5 corporation, is exempt from subs. (3), (4) and (7) (b) and (c) with respect to property
6 acquired before, on or after October 14, 1997, if the property is acquired to further
7 the economic development purposes that qualify the corporation as exempt from
8 federal taxation.

9 **SECTION 2578.** 292.11 (9) (e) 3. of the statutes is repealed.

10 **SECTION 2579.** 292.11 (9) (e) 5. c. of the statutes is repealed.

11 **SECTION 2580.** 292.11 (9) (e) 6. of the statutes is created to read:

12 292.11 (9) (e) 6. Subdivisions 1m. and 1s. only apply if the local governmental
13 unit or the economic development corporation agrees to allow the department, any
14 authorized representatives of the department, any party that possessed or controlled
15 the hazardous substance or caused the discharge of the hazardous substance and any
16 consultant or contractor of such a party to enter the property to take action to respond
17 to the discharge.

18 **SECTION 2581.** 292.11 (9) (e) 7. of the statutes is created to read:

19 292.11 (9) (e) 7. Subdivision 1m. does not apply to property described in subd.
20 1m. f. unless the local governmental unit enters into an agreement with the
21 department to ensure that the conditions in subds. 2. and 4. are satisfied.

22 **SECTION 2582.** 292.15 (1) (a) of the statutes is created to read:

23 292.15 (1) (a) “Enforcement standard” has the meaning given in s. 160.01 (2).

24 **SECTION 2583.** 292.15 (1) (am) of the statutes is created to read:

1 292.15 (1) (am) “Natural attenuation” means the reduction in the mass and
2 concentration in groundwater of a substance, and the products into which the
3 substance breaks down, due to naturally occurring physical, chemical and biological
4 processes, without human intervention.

5 **SECTION 2584.** 292.15 (1) (f) of the statutes is repealed and recreated to read:

6 292.15 (1) (f) “Voluntary party” means a person who submits an application to
7 obtain an exemption under this section and pays any fees required under sub. (5).

8 **SECTION 2585.** 292.15 (2) (a) (title) of the statutes is created to read:

9 292.15 (2) (a) (title) *General.*

10 **SECTION 2586.** 292.15 (2) (a) (intro.) of the statutes is amended to read:

11 292.15 (2) (a) (intro.) Except as provided in sub. (6) or (7), a voluntary party is
12 exempt from the provisions of ss. 289.05 (1), (2), (3) and (4), 289.42 (1), 289.67, 291.25
13 (1) to (5), 291.29, 291.37, 292.11 (3), (4) and (7) (b) and (c) and 292.31 (8), and rules
14 promulgated under those provisions, with respect to ~~the existence~~ discharges of a
15 hazardous substance substances on the or originating from a property, if the release
16 of those hazardous substances occurred prior to the date on which the department
17 approves the environmental investigation of the property under subd. 1. and if all
18 of the following occur at any time before or after the date of acquisition:

19 **SECTION 2587.** 292.15 (2) (a) 2. of the statutes is amended to read:

20 292.15 (2) (a) 2. Except as provided in sub. (4), ~~the property is cleaned up by~~
21 ~~restoring the environment~~ is restored to the extent practicable with respect to the
22 discharges and ~~minimizing the harmful effects from a discharge of the hazardous~~
23 ~~substance~~ the discharges are minimized in accordance with rules promulgated by the
24 department and any contract entered into under those rules.

25 **SECTION 2588.** 292.15 (2) (a) 3. of the statutes is amended to read:

1 292.15 (2) (a) 3. The voluntary party obtains a certificate of completion from
2 the department that the ~~property~~ environment has been satisfactorily restored to the
3 extent practicable with respect to the discharges and that the harmful effects from
4 ~~a discharge of a hazardous substance~~ the discharges have been minimized.

5 **SECTION 2589.** 292.15 (2) (a) 6. of the statutes is amended to read:

6 292.15 (2) (a) 6. The voluntary party has not obtained the ~~certification under~~
7 ~~subd. 3.~~ certificate of completion by fraud or misrepresentation, by the knowing
8 failure to disclose material information or under circumstances in which the
9 voluntary party knew or should have known about more discharges of hazardous
10 substances than were revealed by the investigation conducted under subd. 1.

11 **SECTION 2591.** 292.15 (2) (ae) of the statutes is created to read:

12 292.15 (2) (ae) *Natural attenuation.* Except as provided in sub. (6) or (7), if
13 there exists a hazardous substance in groundwater on or originating from a property
14 in a concentration that exceeds an enforcement standard and the department
15 determines that natural attenuation will restore groundwater quality in accordance
16 with rules promulgated by the department, a voluntary party is exempt from ss.
17 289.05 (1), (2), (3) and (4), 289.42 (1), 289.67, 291.25 (1) to (5), 291.29, 291.37, 292.11
18 (3), (4) and (7) (b) and (c) and 292.31 (8), and rules promulgated under those
19 provisions, with respect to discharges of hazardous substances on or originating from
20 the property, if the release of those hazardous substances occurred prior to the date
21 on which the department approves the environmental investigation of the property
22 under subd. 1. and if all of the following occur at any time before or after the date of
23 acquisition:

24 1. An environmental investigation of the property is conducted that is approved
25 by the department.

1 2. The environment is restored to the extent practicable with respect to the
2 discharges and the harmful effects from the discharges are minimized in accordance
3 with rules promulgated by the department and any contract entered into under those
4 rules, except that this requirement does not apply with respect to the hazardous
5 substance in groundwater that the department has determined will be brought into
6 compliance with rules promulgated by the department through natural attenuation.

7 3. The voluntary party obtains a certificate of completion from the department
8 stating that the environment has been satisfactorily restored to the extent
9 practicable with respect to the discharges and that the harmful effects from the
10 discharges have been minimized, except with respect to the hazardous substance in
11 groundwater that the department has determined will be brought into compliance
12 with rules promulgated by the department through natural attenuation.

13 3m. If required by the department, the voluntary party obtains and maintains
14 insurance to cover the costs of complying with s. 292.11 (3) with respect to the
15 hazardous substance that the department has determined will be brought into
16 compliance with rules promulgated by the department through natural attenuation,
17 in case natural attenuation fails, and the insurance complies with rules promulgated
18 by the department and names this state as the insured.

19 4. The voluntary party maintains and monitors the property as required under
20 rules promulgated by the department and any contract entered into under those
21 rules.

22 5. The voluntary party does not engage in activities that are inconsistent with
23 the maintenance of the property.

24 6. The voluntary party has not obtained the certification under subd. 3. by
25 fraud or misrepresentation, by the knowing failure to disclose material information

1 or under circumstances in which the voluntary party knew or should have known
2 about more discharges of hazardous substances than were revealed by the
3 investigation conducted under subd. 1.

4 **SECTION 2592.** 292.15 (2) (ag) of the statutes is created to read:

5 292.15 (2) (ag) *Property affected by off-site discharge.* Except as provided in
6 sub. (6) or (7), for a property on which there exists a hazardous substance for which
7 a voluntary party is exempt from liability under s. 292.13 (1), a voluntary party is
8 exempt from the provisions of ss. 289.05 (1), (2), (3) and (4), 289.42 (1), 289.67, 291.25
9 (1) to (5), 291.29, 291.37, 292.11 (3), (4) and (7) (b) and (c) and 292.31 (8), and rules
10 promulgated under those provisions, with respect to discharges of hazardous
11 substances on or originating from the property, if the release of those hazardous
12 substances occurred prior to the date on which the department approves the
13 environmental investigation of the property under par. (a) 1., if par. (a) 1. and 4. to
14 6. apply and all of the following occur at any time before or after the date of
15 acquisition:

16 1. The environment is restored to the extent practicable with respect to the
17 discharges and the harmful effects from the discharges are minimized in accordance
18 with rules promulgated by the department and any contract entered into under those
19 rules, except that this requirement does not apply with respect to the hazardous
20 substance for which the voluntary party is exempt from liability under s. 292.13 (1).

21 2. The voluntary party obtains a certificate of completion from the department
22 stating that the environment has been satisfactorily restored to the extent
23 practicable with respect to the discharges and that the harmful effects from the
24 discharges have been minimized, except with respect to the hazardous substance for
25 which the voluntary party is exempt from liability under s. 292.13 (1).

1 3. The voluntary party obtains a written determination from the department
2 under s. 292.13 (2) with respect to the hazardous substance for which the voluntary
3 party is exempt from liability under s 292.13 (1).

4 4. The voluntary party continues to satisfy the conditions under s. 292.13 (1)
5 (d) to (g).

6 **SECTION 2593.** 292.15 (2) (am) (intro.) of the statutes is amended to read:

7 292.15 (2) (am) *Partial cleanup.* (intro.) The department may approve a
8 partial cleanup and issue a certificate of completion as provided in par. (a), (ae) or (ag)
9 that states that not all of the property has been satisfactorily restored or that not all
10 of the harmful effects from a discharge of a hazardous substance have been
11 minimized. Approval of a partial cleanup exempts a voluntary party from ss. 291.37
12 (2) and 292.11 (3), (4) and (7) (b) and (c) with respect to the portion of the property
13 or hazardous substances cleaned up under this paragraph. In addition to meeting
14 the requirements of par. (a), (ae) or (ag), a certificate for a partial cleanup under this
15 paragraph may be issued only if:

16 **SECTION 2594.** 292.15 (2) (ar) (title) of the statutes is created to read:

17 292.15 (2) (ar) (title) *Condition.*

18 **SECTION 2595.** 292.15 (2) (at) of the statutes is created to read:

19 292.15 (2) (at) *Discharges discovered after environmental investigations.*

20 Except as provided in sub. (6) or (7), a voluntary party is exempt from ss. 289.05 (1),
21 (2), (3) and (4), 289.42 (1), 289.67, 291.25 (1) to (5), 291.29, 291.37, 292.11 (3), (4) and
22 (7) (b) and (c) and 292.31 (8), and rules promulgated under those provisions, with
23 respect to a discharge of a hazardous substance on or originating from a property if
24 the discharge occurred before the environmental investigation under subd. 1. is
25 completed and if all of the following apply:

1 1. An environmental investigation of the property and of any discharges of
2 hazardous substances originating from the property is conducted and is approved by
3 the department.

4 2. If required by the department, the voluntary party enters into an agreement
5 with the department under which the voluntary party agrees to conduct a cleanup
6 approved by the department.

7 3. The voluntary party obtains and maintains insurance to cover the costs of
8 complying with s. 292.11 (3) with respect to a hazardous substance discharges that
9 occurred before the investigation under subd. 1. is completed and that are discovered
10 in the course of conducting a cleanup of the property, the insurance complies with
11 rules promulgated by the department and the insurance names the voluntary party
12 and this state as insureds.

13 3m. If the department requires the voluntary party to enter into an agreement
14 under subd. 2., the voluntary party conducts the agreed upon cleanup.

15 4. A hazardous substance discharge that occurred before the investigation
16 under subd. 1. is completed is discovered after the investigation under subd. 1. is
17 approved and before the cleanup is completed.

18 6. The voluntary party has not obtained approval of the investigation under
19 subd. 1. or the agreement under subd. 2. by fraud or misrepresentation, by the
20 knowing failure to disclose material information or under circumstances in which
21 the voluntary party knew or should have known about more discharges of hazardous
22 substances than were revealed by the investigation conducted under subd. 1.

23 **SECTION 2596.** 292.15 (2) (b) of the statutes is amended to read:

24 292.15 (2) (b) *Extent of exemptions.* The exemptions provided in pars. (a), (ae),
25 (ag) and (am) continue to apply after the date of certification by the department

1 under par. (a) 3., (ae) 3. or (ag) 2., or approval by the department under par. (am),
2 notwithstanding the occurrence of any of the following:

3 1. Statutes, rules or regulations are created or amended that would impose
4 greater responsibilities on the voluntary party than those imposed under par. (a) 2.,
5 (ae) 2. or (ag) 1.

6 2. The voluntary party fully complies with the rules promulgated by the
7 department and any contract entered into under those rules under par. (a) 2., (ae) 2.
8 or (ag) 1. but it is discovered that the cleanup fails to fully restore the environment
9 and minimize the effects from a discharge of a hazardous substance.

10 3. The contamination from a hazardous substance that is the subject of the
11 cleanup under par. (a) 2., (ae) 2. or (ag) 1. is discovered to be more extensive than
12 anticipated by the voluntary party and the department.

13 **SECTION 2597.** 292.15 (2) (c) (title) of the statutes is created to read:

14 292.15 (2) (c) (title) *Prohibition on action.*

15 **SECTION 2598.** 292.15 (2) (c) of the statutes is amended to read:

16 292.15 (2) (c) The department of justice may not commence an action under 42
17 USC 9607 against any voluntary party meeting the criteria of this subsection to
18 recover costs for which the voluntary party is exempt under pars. (a), (ac), (ag), (am),
19 (at) and (b).

20 **SECTION 2599.** 292.15 (2) (d) (title) of the statutes is created to read:

21 292.15 (2) (d) (title) *Exception.*

22 **SECTION 2600.** 292.15 (2) (e) of the statutes is created to read:

23 292.15 (2) (e) *Contract with insurer.* If the department requires insurance
24 under par. (ae) 3m. or (at) 3., the department may contract with an insurer to provide

1 insurance required under par. (ae) 3m. or (at) 3. and may require voluntary parties
2 to obtain coverage under the contract.

3 **SECTION 2601.** 292.15 (3) of the statutes is amended to read:

4 292.15 (3) SUCCESSORS AND ASSIGNS. ~~The~~ An exemption provided in sub. (2)
5 applies to any successor or assignee of the voluntary party ~~who qualifies as a~~
6 ~~voluntary party and who~~ if the successor or assignee complies with the provisions of
7 sub. (2) (a) 4. and 5. ~~unless or (ae) 3m., 4. and 5. and, if applicable, sub. (2) (ag) 4. or~~
8 ~~(am) as though the successor or assignee were the voluntary party except that the~~
9 ~~exemption in sub. (2) does not apply if~~ the successor or assignee knows that a
10 certificate under sub. (2) (a) 3., ~~(ae) 3., (ag) 12.~~ or (am) was obtained by any of the
11 means or under any of the circumstances specified in sub. (2) (a) 6.

12 **SECTION 2602.** 292.15 (4) (intro.) of the statutes is amended to read:

13 292.15 (4) LIMITED RESPONSIBILITY. (intro.) The responsibility of a voluntary
14 party under sub. (2) (a) 2. may be monetarily limited by agreement between the
15 voluntary party and the department if the voluntary party purchased the property
16 from a local governmental unit that acquired the property in a way or for a purpose
17 described in s. 292.11 (9) (e) 1m. ~~a., b., c. or d.~~ The agreement shall stipulate all of the
18 following:

19 **SECTION 2603.** 292.15 (5m) of the statutes is repealed.

20 **SECTION 2604.** 292.15 (6) of the statutes is renumbered 292.15 (6) (a) and
21 amended to read:

22 292.15 (6) (a) This section does not exempt property from any lien filed under
23 s. 292.81 (3) for costs incurred by the department prior to the date that certification
24 is issued under sub. (2) (a) 3., ~~(ae) 3. or (ag) 2.~~

25 **SECTION 2605.** 292.15 (6) (b) of the statutes is created to read:

1 292.15 **(6)** (b) This section does not exempt property from any lien filed under
2 s. 292.81 (3) for costs that are incurred by the department with respect to a hazardous
3 substance discharge described in sub. (2) (at) 3. and that are not covered by insurance
4 required by sub. (2) (at) 3.

5 **SECTION 2606.** 292.21 (1) (c) 1. b. of the statutes is repealed.

6 **SECTION 2607.** 292.21 (1) (c) 1. g. of the statutes is created to read:

7 292.21 **(1)** (c) 1. g. The lender agrees to allow the department, any authorized
8 representatives of the department, any party that possessed or controlled the
9 hazardous substance or caused the discharge of the hazardous substance and any
10 consultant or contractor of such a party to enter the real property to take action to
11 respond to the discharge.

12 **SECTION 2608.** 292.21 (1) (c) 1. h. of the statutes is created to read:

13 292.21 **(1)** (c) 1. h. The lender agrees to avoid any interference with action
14 undertaken to respond to the discharge and to avoid actions that worsen the
15 discharge.

16 **SECTION 2609.** 292.21 (1) (c) 1. i. of the statutes is created to read:

17 292.21 **(1)** (c) 1. i. The lender agrees to any other condition that the department
18 determines is reasonable and necessary to ensure that the department or other
19 person described in subd. 1. g. can adequately respond to the discharge.

20 **SECTION 2610.** 292.24 of the statutes is created to read:

21 **292.24 Responsibility of local governmental units; hazardous waste.**

22 **(1) DEFINITION.** In this section, “local governmental unit” has the meaning given in
23 s. 292.11 (9) (e) 1.

24 **(2) EXEMPTION FROM LIABILITY.** Except as provided in sub. (3), a local
25 governmental unit is exempt from ss. 291.25 (1) to (5), 291.29 and 291.37, and rules

1 promulgated under those provisions, with respect to the existence of a hazardous
2 waste discharge on property acquired in a way or for a purpose described in s. 292.11
3 (9) (e) 1m., if all of the following occur at any time before or after the date of
4 acquisition:

5 (a) An environmental investigation of the property is conducted that is
6 approved by the department and that identifies any hazardous waste discharges
7 that occurred on the property.

8 (b) The hazardous waste discharges identified by the investigation under par.
9 (a) are cleaned up by restoring the environment to the extent practicable with respect
10 to the discharges and minimizing the harmful effects from the discharges in
11 accordance with rules promulgated by the department and any contract entered into
12 under those rules.

13 (c) The local governmental unit obtains an approval from the department
14 stating that the property has been satisfactorily restored to the extent practicable
15 with respect to the hazardous waste discharges and that the harmful effects from the
16 discharges have been minimized.

17 (d) The local governmental unit maintains and monitors the property as
18 required under rules promulgated by the department and any contract entered into
19 under those rules.

20 (e) The local governmental unit does not engage in activities that are
21 inconsistent with the maintenance of the property.

22 (f) The local governmental unit has not obtained the certification under par. (c)
23 by fraud or misrepresentation, by the knowing failure to disclose material
24 information or under circumstances in which the local governmental unit knew or

1 should have known about more discharges of hazardous waste than were revealed
2 by the investigation conducted under par. (a).

3 (g) The local governmental unit did not cause the discharge of any hazardous
4 waste identified on the property.

5 **(3) APPLICABILITY.** Subsection (2) does not apply to any of the following:

6 (a) A hazardous waste treatment, storage or disposal facility that first begins
7 operation after the date on which the local governmental unit acquired the property.

8 (b) A licensed hazardous waste treatment, storage or disposal facility operated
9 on the property before the date on which the local governmental unit acquired the
10 property and that is operated after the date on which the local governmental unit
11 acquired the property.

12 (c) Any hazardous waste disposal facility that has been issued a license under
13 s. 144.441 (2), 1995 stats., or s. 289.41 (1m), or rules promulgated under those
14 sections, for a period of long-term care following closure of the facility.

15 **SECTION 2611.** 292.25 of the statutes is created to read:

16 **292.25 Report on impact of exemptions from liability.** (1) The
17 department shall biennially determine all of the following:

18 (a) The number of sites for which a person is seeking to qualify for an exemption
19 under s. 292.15.

20 (b) The number of sites for which a certificate of completion was issued under
21 s. 292.15.

22 (c) The number of sites for which a certificate of completion was issued under
23 s. 292.15 at which it is discovered that the cleanup failed or at which additional
24 hazardous substances are found after the certificate of completion was issued.

1 (d) The number of sites described in par. (b) at which the department has
2 determined that it is necessary to conduct remedial action using moneys from the
3 environmental fund and the estimated costs of performing that remedial action.

4 (e) The number of sites for which a claim was made against an insurance policy
5 required under s. 292.15.

6 (2) No later than September 15 of each even-numbered year, the department
7 shall submit a report describing its determinations under sub. (1) to the legislature
8 under s. 13.172 (2), to the governor and to the department of administration.

9 (3) The department may require a person to provide information necessary for
10 the department to make the determinations under sub. (1).

11 **SECTION 2611d.** 292.255 of the statutes is created to read:

12 **292.255 Report on brownfield efforts.** On or before June 30 annually, the
13 department of natural resources, the department of administration, the department
14 of commerce, the department of revenue and the department of transportation shall
15 submit a report to the appropriate standing committees of the legislature under s.
16 13.172 (3) and to the joint committee on finance evaluating the effectiveness of this
17 state's efforts to remedy the contamination of, and to redevelop, brownfields, as
18 defined in s. 560.60 (1v).

19 **SECTION 2612.** 292.33 of the statutes is created to read:

20 **292.33 Local government cost recovery cause of action. (1) DEFINITION.**

21 In this section "local governmental unit" has the meaning given in s. 292.11 (9) (e)
22 1.

23 (2) CAUSE OF ACTION. Except as provided in sub. (6), a local governmental unit
24 may recover costs as provided in sub. (4) from a responsible person described in sub.

1 (3) if the costs are incurred in connection with a property acquired as provided in s.
2 292.11 (9) (e) 1m. on which a hazardous substance has been discharged.

3 **(3) RESPONSIBLE PERSONS.** (a) Except as provided in par. (b), a local
4 governmental unit may recover costs in an action under this section from any of the
5 following:

6 1. A person who, at the time that the local governmental unit acquired the
7 property, possessed or controlled the hazardous substance that was discharged on
8 the property.

9 2. A person who caused the discharge of the hazardous substance on the
10 property.

11 (b) A local governmental unit may not recover costs in an action under sub. (2)
12 from a person described in par. (a) if the person qualifies for an exemption under s.
13 292.11 (9) (e), 292.13, 292.15, 292.16, 292.19 or 292.21 with respect to the discharge
14 that is the subject of the action.

15 **(4) RECOVERABLE COSTS.** (a) Except as provided in par. (b), in an action under
16 this section a local governmental unit may recover the reasonable and necessary
17 costs that it incurs for all of the following:

18 1. Investigating environmental contamination on the property and planning
19 remedial activities described in subd. 2.

20 2. Conducting remedial activities to restore the property for its intended future
21 use.

22 3. Administering the activities under subds. 1. and 2. and bringing the action
23 under this section, including costs, disbursements and engineering fees but
24 excluding attorney fees.

1 (b) The costs determined under par. (a) shall be reduced by the fair market
2 value of the property after completion of the activities under par. (a) 2.

3 (c) Recoverable costs under this subsection may not be reduced by the amount
4 of any state or federal moneys received by the local governmental unit for any of the
5 activities under par. (a).

6 (d) 1. In an action under this section, the liability of a responsible person
7 described in sub. (3) (a) 2. is limited to the amount that bears the same proportion
8 to the total costs under par. (a), adjusted as provided in par. (b), as the amount of the
9 environmental pollution on the property from the discharge caused by the
10 responsible person bears to all of the environmental pollution on the property from
11 discharges of hazardous substances.

12 2. In an action under this section, the liability of a responsible person described
13 in sub. (3) (a) 1. is limited to the amount of the total costs under par. (a), adjusted as
14 provided in par. (b), that the local governmental unit is unable to recover from
15 responsible parties described in sub. (3) (a) 2.

16 **(5) REPAYING STATE ASSISTANCE.** If a local governmental unit that recovers costs
17 under this section received money from this state, other than under s. 292.11 (7) or
18 292.31 (1), (3) or (7), for any of the activities under sub. (4) (a), the local governmental
19 unit shall reimburse to the state an amount that bears the same proportion to the
20 total amount recovered under this section as the amount received from the state,
21 other than under s. 292.11 (7) or 292.31 (1), (3) or (7), bears to the total costs under
22 sub. (4) (a) adjusted as provided in sub. (4) (b).

23 **(6) EXCEPTION.** A local governmental unit may not recover costs under this
24 section for remedial activities conducted on a property or portion of a property with
25 respect to a discharge after the department of natural resources, the department of

1 commerce or the department of agriculture, trade and consumer protection has
2 indicated that no further remedial activities are necessary on the property or portion
3 of the property with respect to the discharge.

4 **(7) LIMITATION OF ACTION.** An action under this section shall be commenced
5 within 6 years after the date that the local governmental unit completes the
6 activities under sub. (4) (a) 2. or be barred.

7 **SECTION 2613.** 292.57 of the statutes is created to read:

8 **292.57 Database of properties on which groundwater standards are**
9 **exceeded. (1)** In this section, “groundwater standard” means an enforcement
10 standard, as defined in s. 160.01 (2), or a preventive action limit, as defined in s.
11 160.01 (6).

12 **(2) (a)** The department may promulgate a rule specifying a fee for placing
13 information concerning a property on which a groundwater standard is exceeded into
14 a database.

15 **(b)** Any moneys collected under this subsection shall be credited to the
16 appropriation account under s. 20.370 (2) (mi).

17 **SECTION 2614.** 292.65 (1) (d) 9. of the statutes is created to read:

18 292.65 **(1) (d) 9.** A formal wear rental firm.

19 **SECTION 2614e.** 292.65 (1) (ek) of the statutes is created to read:

20 292.65 **(1) (ek)** “Formal wear” includes tuxedos, suits and dresses, but does not
21 include costumes, table linens and household fabrics.

22 **SECTION 2614g.** 292.65 (1) (em) of the statutes is created to read:

23 292.65 **(1) (em)** “Formal wear rental firm” means a facility that rents formal
24 wear to the general public and dry cleans only the formal wear that it rents to the
25 general public.

1 **SECTION 2615.** 292.65 (1) (h) 3. of the statutes is created to read:

2 292.65 (1) (h) 3. A person who operated a dry cleaning facility that ceased
3 operating before October 14, 1997.

4 **SECTION 2616.** 292.65 (1) (i) 1. of the statutes is renumbered 292.65 (1) (i) 1.
5 (intro.) and amended to read:

6 292.65 (1) (i) 1. (intro.) A person who owns, or has possession or control of, a
7 ~~dry cleaning facility, or and~~ who receives or received direct or indirect consideration
8 from the operation of a ~~dry cleaning facility regardless of whether the dry cleaning~~
9 ~~facility remains in operation and regardless of whether the person owns or receives~~
10 ~~consideration at the time that environmental pollution occurs.~~ any of the following:

11 **SECTION 2617.** 292.65 (1) (i) 1. a. of the statutes is created to read:

12 292.65 (1) (i) 1. a. A dry cleaning facility that is licensed under s. 77.9961 (2).

13 **SECTION 2618.** 292.65 (1) (i) 1. b. of the statutes is created to read:

14 292.65 (1) (i) 1. b. A dry cleaning facility that has ceased operation but that,
15 if it ceased operation on or after October 14, 1997, was licensed under s. 77.9961 (2)
16 before it ceased operation.

17 **SECTION 2619.** 292.65 (1) (i) 3. of the statutes is created to read:

18 292.65 (1) (i) 3. A person who owns the property on which one of the following
19 is located:

20 a. A dry cleaning facility that is licensed under s. 77.9961 (2).

21 b. A dry cleaning facility that has ceased operation but that was licensed under
22 s. 77.9961 (2) before it ceased operation.

23 **SECTION 2620.** 292.65 (1) (L) of the statutes is amended to read:

24 292.65 (1) (L) “Service provider” means a consultant, testing laboratory,
25 monitoring well installer, soil boring contractor, other contractor, ~~lender~~ or any other

1 person who provides a product or service for which an application for reimbursement
2 has been or will be filed under this section, or a subcontractor of such a person.

3 **SECTION 2621.** 292.65 (3) (am) 2. of the statutes is amended to read:

4 292.65 (3) (am) 2. The department shall pay an award for immediate action
5 activities. ~~For the purposes of this subdivision, removal of contaminated soils and~~
6 ~~recovery of free dry cleaning solvent are not considered immediate action activities.~~

7 **SECTION 2622.** 292.65 (3) (am) 3. of the statutes is repealed and recreated to
8 read:

9 292.65 (3) (am) 3. After paying awards for immediate action activities, the
10 department shall do the following with the remaining funds available for awards
11 under this section:

12 a. In the program year that begins on July 1, 1999, provide 75% to pay awards
13 for eligible costs incurred before October 14, 1997, and provide 25% to pay awards
14 for eligible costs incurred on or after October 14, 1997.

15 b. In the program year that begins on July 1, 2000, provide 50% to pay awards
16 for eligible costs incurred before October 14, 1997, and provide 50% to pay awards
17 for eligible costs incurred on or after October 14, 1997.

18 c. In the program year that begins on July 1, 2001, and every program year
19 thereafter, provide at least 70% as awards to pay eligible costs incurred on or after
20 October 14, 1997.

21 **SECTION 2627.** 292.65 (4) (m) of the statutes is created to read:

22 292.65 (4) (m) *Notification of insurance claims and receipt of proceeds.* An
23 owner or operator shall notify the department of any insurance claim made to cover
24 eligible costs, the status of the claim, and, if the owner or operator has received any
25 insurance proceeds arising from the claim, the amount of the proceeds.

1 **SECTION 2628.** 292.65 (4) (n) of the statutes is created to read:

2 292.65 **(4)** (n) *Notification of intent to file suit.* An owner or operator shall
3 notify the department of the owner's or operator's intent to file suit against an
4 insurance company for the purpose of recovering the proceeds of an insurance policy
5 intended to cover any eligible costs.

6 **SECTION 2629.** 292.65 (6) of the statutes is repealed.

7 **SECTION 2631.** 292.65 (7) (a) 16. of the statutes is repealed.

8 **SECTION 2632.** 292.65 (7) (b) of the statutes is repealed.

9 **SECTION 2634.** 292.65 (7) (c) 6. of the statutes is created to read:

10 292.65 **(7)** (c) 6. Costs of financing eligible activities.

11 **SECTION 2636.** 292.65 (8) (a) 4m. of the statutes is created to read:

12 292.65 **(8)** (a) 4m. If the owner or operator receives any proceeds arising from
13 an insurance claim for any eligible costs, a record of the payment.

14 **SECTION 2636g.** 292.65 (8) (d) 8. of the statutes is amended to read:

15 292.65 **(8)** (d) 8. The dry cleaning solvent discharge was caused by a person who
16 provided services or products to the owner or operator or to a prior owner or operator
17 of the dry cleaning facility, including a person who provided perchloroethylene to the
18 owner or operator or prior owner or operator of a dry cleaning facility using a system
19 other than a closed, direct-coupled delivery system.

20 **SECTION 2637.** 292.65 (8) (e) 3a. of the statutes is repealed and recreated to
21 read:

22 292.65 **(8)** (e) 3a. If eligible costs are \$200,000 or less, \$10,000.

23 **SECTION 2638.** 292.65 (8) (e) 3am. of the statutes is created to read:

24 292.65 **(8)** (e) 3am. If eligible costs exceed \$200,000 but do not exceed \$400,000,
25 \$10,000 plus 8% of the amount by which eligible costs exceed \$200,000.

1 **SECTION 2639.** 292.65 (8) (e) 3ar. of the statutes is created to read:

2 292.65 **(8)** (e) 3ar. If eligible costs exceed \$400,000, \$26,000 plus 10% of the
3 amount by which eligible costs exceed \$400,000.

4 **SECTION 2640.** 292.65 (8) (e) 3b. of the statutes is amended to read:

5 292.65 **(8)** (e) 3b. ~~For each year in which the owner or operator has not paid the~~
6 ~~annual license fee under s. 77.9961 (1) for the dry cleaning facility, an An amount~~
7 equal to 30 times the average annual license fee paid under s. 77.9961 (1) for ~~that the~~
8 year in which an award is made.

9 **SECTION 2641.** 292.65 (8) (e) 3c. of the statutes is amended to read:

10 292.65 **(8)** (e) 3c. ~~For each year in which the dry cleaning solvents fee under s.~~
11 ~~77.9962 was imposed and the dry cleaning facility was not in operation, an An~~
12 amount equal to 30 times the total amount collected under s. 77.9962 for ~~that the~~
13 year in which an award is made divided by the number of dry cleaning facilities in
14 operation during that year.

15 **SECTION 2641g.** 292.65 (8) (j) 4. of the statutes is created to read:

16 292.65 **(8)** (j) 4. If, prior to receiving an award under this section, an owner or
17 operator receives payment from an insurance company arising out of a claim for
18 payment of any eligible costs, the department may not reimburse the owner or
19 operator any amount that exceeds the difference between the amount of the award
20 calculated under subd. 1. or 2. and pars. (e) and (f) and the amount by which the
21 insurance payment exceeds the sum of the deductible and the amount by which the
22 amount calculated under par. (e) exceeds the maximum award under par. (f).

23 **SECTION 2641m.** 292.65 (8m) of the statutes is created to read:

24 292.65 **(8m)** REIMBURSEMENT OF INSURANCE PROCEEDS. If, after the owner or
25 operator receives an award under this section, the owner or operator receives

1 payment from an insurance company arising out of a claim for payment of any
2 eligible costs, the owner or operator shall pay to the department the amount by which
3 the insurance payment exceeds the sum of the deductible and the amount by which
4 the amount calculated under par. (e) exceeds the maximum award under par. (f), but
5 not more than the amount of the award received.

6 **SECTION 2642.** 292.65 (9m) of the statutes is created to read:

7 292.65 (9m) SUBROGATION. The department is subrogated to the rights of an
8 applicant who obtains an award under this section or s. 292.66 in an amount equal
9 to the award and may join in an action by an applicant against an insurance company
10 to recover eligible costs. An applicant who receives an award under this section shall
11 cooperate with the state in any action under this subsection. The amounts collected
12 by the department under this subsection shall be deposited in the dry cleaner
13 environmental response fund.

14 **SECTION 2643.** 292.65 (11) of the statutes is created to read:

15 292.65 (11) ENVIRONMENTAL FUND REIMBURSEMENT. If the department expends
16 funds from the environmental fund under s. 292.11 (7) (a) or 292.31 (3) (b) because
17 of a discharge of dry cleaning solvent at a dry cleaning facility, the department shall
18 transfer from the appropriation account under s. 20.370 (6) (eq) to the environmental
19 fund an amount equal to the amount expended under s. 292.11 (7) (a) or 292.31 (3)
20 (b). The department shall make transfers under this subsection when the
21 department determines that sufficient funds are available in the appropriation
22 account under s. 20.370 (6) (eq).

23 **SECTION 2644.** 292.65 (12m) of the statutes is created to read:

1 292.65 **(12m)** PROHIBITION. No person may knowingly make or cause to be made
2 a false or misleading statement in any document submitted to the department under
3 this section.

4 **SECTION 2645m.** 292.66 (2) (e) of the statutes is repealed.

5 **SECTION 2645p.** 292.66 (2) (g) of the statutes is created to read:

6 292.66 **(2)** (g) The owner or operator of a dry cleaning facility that is operating
7 at the time that the owner or operator applies for assistance under this section
8 certifies that any perchloroethylene delivered to the dry cleaning facility is delivered
9 using a closed, direct-coupled delivery system.

10 **SECTION 2646.** 292.66 (3) of the statutes is amended to read:

11 292.66 **(3)** An award under this section ~~may not exceed \$15,000, of which not~~
12 ~~more than \$2,500 may be~~ shall equal 50% of the eligible costs, except that an award
13 may not exceed \$20,000. Of the total award, the reimbursement for the preliminary
14 site screening shall equal 50% of the cost of conducting the preliminary site
15 screening, except that the reimbursement for the preliminary site screening may not
16 exceed \$3,000.

17 **SECTION 2647.** 292.66 (5) of the statutes is created to read:

18 292.66 **(5)** No person may knowingly make or cause to be made a false or
19 misleading statement in any document submitted to the department under this
20 section.

21 **SECTION 2649.** 292.75 of the statutes is created to read:

22 **292.75 Brownfield site assessment grants. (1) DEFINITIONS.** In this
23 section:

1 (a) “Eligible site or facility” means an abandoned, idle or underused industrial
2 or commercial facility or site, the expansion or redevelopment of which is adversely
3 affected by actual or perceived environmental contamination.

4 (b) “Local governmental unit” means a city, village, town, county,
5 redevelopment authority created under s. 66.431, community development
6 authority created under s. 66.4325, or housing authority.

7 (c) “Petroleum product” has the meaning given in s. 101.143 (1) (f).

8 (d) “Underground hazardous substance storage tank system” means an
9 underground storage tank used for storing a hazardous substance other than a
10 petroleum product together with any on-site integral piping or dispensing system
11 with at least 10% of its total volume below the surface of the ground.

12 (e) “Underground petroleum product storage tank” has the meaning given in
13 s. 101.143 (1) (i).

14 **(2) DUTIES OF THE DEPARTMENT.** (a) The department shall administer a
15 program to award brownfield site assessment grants from the appropriation under
16 s. 20.370 (6) (et) to local governmental units for the purposes of conducting any of the
17 eligible activities under sub. (3).

18 (b) The department may not award a grant to a local governmental unit under
19 this section if that local governmental unit caused the environmental contamination
20 that is the basis for the grant request.

21 (c) The department may only award grants under this section if the person that
22 caused the environmental contamination that is the basis for the grant request is
23 unknown, cannot be located or is financially unable to pay the cost of the eligible
24 activities.

1 (d) The department shall promulgate rules as necessary to administer the
2 program. Rules promulgated by the department under this paragraph may limit the
3 total amount of funds that may be used to cover the costs of each category of eligible
4 activity described in sub. (3).

5 **(3) ELIGIBLE ACTIVITIES.** The department may award grants to local
6 governmental units to cover the costs of the following activities:

7 (a) The investigation of environmental contamination on an eligible site or
8 facility for the purposes of reducing or eliminating environmental contamination.

9 (b) The demolition of any structures, buildings or other improvements located
10 on an eligible site or facility.

11 (c) The removal of abandoned containers, as defined in s. 292.41 (1), from an
12 eligible site or facility.

13 (d) Asbestos abatement activities, as defined in s. 254.11 (2), conducted on an
14 eligible site or facility.

15 (e) The removal of underground hazardous substance storage tank systems.

16 (f) The removal of underground petroleum product storage tank systems.

17 **(4) APPLICATION FOR GRANT.** The applicant shall submit an application on a form
18 prescribed by the department and shall include any information that the department
19 finds necessary to calculate the amount of a grant.

20 **(5) GRANT CRITERIA.** The department shall consider the following criteria when
21 determining whether to award a grant:

22 (a) The local governmental unit's demonstrated commitment to performing and
23 completing necessary environmental remediation activities on the eligible site,
24 including the local governmental unit's financial commitment.

1 (b) The degree to which the project will have a positive impact on public health
2 and the environment.

3 (c) Other criteria that the department finds necessary to calculate the amount
4 of a grant.

5 **(6) LIMITATION OF GRANT.** The total amount of all grants awarded to a local
6 governmental unit in a fiscal year under this section shall be limited to an amount
7 equal to 15% of the available funds appropriated under s. 20.370 (6) (et) for the fiscal
8 year.

9 **(7) MATCHING FUNDS.** The department may not distribute a grant unless the
10 applicant contributes matching funds equal to 20% of the grant. Matching funds
11 may be in the form of cash or in-kind contribution or both.

12 **SECTION 2649h.** 292.77 of the statutes is created to read:

13 **292.77 Sustainable urban development zone program. (1)** In this
14 section, “brownfields” has the meaning given in s. 560.13 (1) (a).

15 **(2)** The department shall develop and, beginning no later than January 1,
16 2001, administer a pilot program in the city of Green Bay, the city of La Crosse, the
17 city of Milwaukee and the city of Oshkosh that promotes the use of financial
18 incentives to clean up and redevelop brownfields. Funds provided under the
19 program may be used to investigate environmental contamination and to conduct
20 cleanups of brownfields in those cities.

21 **(3)** In developing and administering the pilot program under sub. (2), the
22 department shall consult and coordinate with the department of administration, the
23 department of commerce, the department of health and family services, the
24 department of revenue, the department of transportation and the cities specified in
25 sub. (2).

1 **(4)** During the 1999–2001 fiscal biennium, the department shall make the
2 following amounts available through the pilot program under sub. (2):

3 (a) To the city of Green Bay, \$500,000.

4 (b) To the city of La Crosse, \$500,000.

5 (c) To the city of Milwaukee, \$1,000,000.

6 (d) To the city of Oshkosh, \$250,000.

7 **(5)** (a) The department of commerce shall certify a person conducting a project
8 under the pilot program as eligible to claim a tax credit under s. 71.07 (2dy), 71.28
9 (1dy) or 71.47 (1dy) while the person is conducting the project.

10 (b) Within 3 months after a person is certified under par. (a), the department
11 of commerce shall estimate the amount of tax benefits that the person will claim
12 while conducting the project.

13 (c) The department of commerce shall provide a person certified under par. (a)
14 and the department of revenue with a copy of the certification. The certification shall
15 include all of the following:

16 1. The name and address of the person's business.

17 2. The location and description of the project.

18 3. The appropriate Wisconsin tax identification number of the person.

19 4. The names and addresses of other locations where the person conducts
20 business and a description of the business activities conducted at those locations.

21 5. Other information required by the department of natural resources or the
22 department of revenue.

23 (d) The department of commerce shall promulgate rules that further define a
24 person's eligibility to claim the tax credit.

25 **SECTION 2650.** 292.99 (1) of the statutes is amended to read:

1 292.99 (1) Any Except as provided under sub. (1m), any person who violates
2 this chapter or any rule promulgated or any plan approval, license or special order
3 issued under this chapter shall forfeit not less than \$10 nor more than \$5,000 for each
4 violation. Each day of continued violation is a separate offense. While an order is
5 suspended, stayed or enjoined, this penalty does not accrue.

6 **SECTION 2651.** 292.99 (1m) of the statutes is created to read:

7 292.99 (1m) Any person who violates s. 292.65 (12m) or 292.66 (5) shall forfeit
8 not less than \$10 nor more than \$10,000.

9 **SECTION 2652.** 292.99 (2) of the statutes is amended to read:

10 292.99 (2) In addition to the penalties provided under ~~sub.~~ subs. (1) and (1m),
11 the court may award the department of justice the reasonable and necessary
12 expenses of the investigation and prosecution of the violation, including attorney
13 fees. The department of justice shall deposit in the state treasury for deposit into the
14 general fund all moneys that the court awards to the department or the state under
15 this subsection. Ten percent of the money deposited in the general fund that was
16 awarded under this subsection for the costs of investigation and the expenses of
17 prosecution, including attorney fees, shall be credited to the appropriation account
18 under s. 20.455 (1) (gh).

19 **SECTION 2652j.** 293.41 (2) (g) of the statutes is amended to read:

20 293.41 (2) (g) A provision for the amendment of the agreement. The agreement
21 shall provide that the agreement is subject to amendment at the request of either
22 party if additional information relevant to the issues addressed in the agreement is
23 obtained after the agreement takes effect but before the hearing under s. 293.43.

24 **SECTION 2652k.** 293.41 (6) of the statutes is created to read:

1 293.41 **(6)** If an agreement takes effect before the effective date of this
2 subsection [revisor inserts date], with respect to a mining permit application for
3 which the department has not issued or denied a mining permit on the effective date
4 of this subsection [revisor inserts date], the county, town, village, city or tribal
5 government that entered into the agreement may request the operator to engage in
6 negotiations regarding an amendment to the agreement based on additional
7 information that is relevant to the issues addressed in the agreement and that is first
8 obtained after the agreement takes effect but before the hearing under s. 293.43.

9 **SECTION 2652L.** 293.49 (2) (g) of the statutes is created to read:

10 293.49 **(2)** (g) That the applicant failed to negotiate with a county, town, village,
11 city or tribal government under s. 293.41 (6).

12 **SECTION 2653.** 295.11 (10) of the statutes is amended to read:

13 295.11 **(10)** “Solid waste” means any garbage, refuse, sludge from a waste
14 treatment plant, water supply treatment plant or air pollution control facility and
15 other discarded or salvageable materials, including solid, liquid, semisolid, or
16 contained gaseous materials resulting from industrial, commercial, mining and
17 agricultural operations, and from community activities, but does not include solids
18 or dissolved material in domestic sewage, or solid or dissolved materials in irrigation
19 return flows or industrial discharges which are point sources subject to permits
20 under ch. 283, or source material, as defined in s. 254.31 (10), special nuclear
21 material, as defined in s. 254.31 (11), or by-product material, as defined in s. 254.31
22 ~~(3)~~ (1).

23 **SECTION 2653d.** 295.16 (1) (c) of the statutes is created to read:

24 295.16 **(1)** (c) The requirements for a nonmetallic mining reclamation plan
25 under s. 295.12 (3) (c), for public notice and an opportunity for a public informational

1 hearing under s. 295.12 (3) (d) and for proof of financial responsibility under s. 295.12
2 (3) (ds) do not apply to nonmetallic mining to obtain stone, soil, sand or gravel for the
3 construction, maintenance or repair of a highway, railroad, airport facility, or any
4 other transportation facility, conducted under contract with a municipality, as
5 defined in s. 299.01 (8), if the contract requires the nonmetallic mining site to be
6 reclaimed in accordance with the requirements of the department of transportation
7 concerning the restoration of nonmetallic mining sites.

8 **SECTION 2670.** 299.13 (title) of the statutes is amended to read:

9 **299.13 (title) ~~Hazardous pollution~~ Pollution prevention.**

10 **SECTION 2671.** 299.13 (1) (be) of the statutes is created to read:

11 299.13 (1) (be) “Center” means the solid and hazardous waste education center
12 under s. 36.25 (30).

13 **SECTION 2672.** 299.13 (1) (c) of the statutes is repealed.

14 **SECTION 2673.** 299.13 (1) (dm) of the statutes is created to read:

15 299.13 (1) (dm) 1. “Pollution prevention” means an action that does any of the
16 following:

17 a. Prevents waste from being created.
18 b. Reduces the amount of waste that is created.
19 c. Changes the nature of waste being created in a way that reduces the hazards
20 to public health or the environment posed by the waste.

21 2. “Pollution prevention” does not include incineration, recycling or treatment
22 of a waste, changes in the manner of disposal of a waste or any practice that changes
23 the characteristics or volume of a waste if the practice is not part of the process that
24 produces a product or provides a service.

25 **SECTION 2674.** 299.13 (1) (e) of the statutes is repealed.

1 **SECTION 2675.** 299.13 (1m) (intro.) of the statutes is amended to read:

2 299.13 **(1m)** PROMOTION OF HAZARDOUS POLLUTION PREVENTION. (intro.) In
3 carrying out the duties under this section and ss. 36.25 (30) and 560.19, the
4 department, the department of commerce and the ~~program~~ center shall promote all
5 of the following techniques for hazardous pollution prevention:

6 **SECTION 2676.** 299.13 (1m) (f) of the statutes is created to read:

7 299.13 **(1m)** (f) Reducing energy use.

8 **SECTION 2677.** 299.13 (1m) (g) of the statutes is created to read:

9 299.13 **(1m)** (g) Training employes to minimize waste.

10 **SECTION 2678.** 299.13 (2) (a) of the statutes is amended to read:

11 299.13 **(2)** (a) Designate an employe of the department to serve as hazardous
12 pollution prevention coordinator and to do all of the following:

13 2. Recommend educational priorities to the university of Wisconsin–extension
14 for the ~~program~~ center, considering volume and toxicity of hazardous substances,
15 toxic pollutants and hazardous waste produced, lack of compliance with
16 environmental standards, potential for hazardous pollution prevention and
17 projected shortfalls in hazardous waste treatment or disposal facilities under the
18 capacity assurance plan.

19 3. Coordinate the department's hazardous pollution prevention efforts with
20 those of other governmental agencies and private groups.

21 4. Provide training concerning hazardous pollution prevention to employes of
22 the department.

23 **SECTION 2679.** 299.13 (2) (b) of the statutes is amended to read:

24 299.13 **(2)** (b) Identify all department requirements for reporting on hazardous
25 pollution prevention and, to the extent possible and practical, standardize,

1 coordinate and consolidate the reporting in order to minimize duplication and
2 provide useful information on hazardous pollution prevention to the legislature and
3 the public.

4 **SECTION 2680.** 299.13 (2) (d) of the statutes is amended to read:

5 299.13 (2) (d) Seek federal funding to promote hazardous pollution prevention.

6 **SECTION 2680v.** 299.15 (3) (cm) 1. of the statutes is created to read:

7 299.15 (3) (cm) 1. In fiscal year 1999–2000, the department may not charge
8 total fees under par. (am) that exceed \$7,450,000.

9 **SECTION 2681.** 299.15 (3) (cm) 2. of the statutes is amended to read:

10 299.15 (3) (cm) 2. In any fiscal year after fiscal year 1999–2000, the department
11 may not charge total fees under par. (am) that exceed ~~\$7,450,000~~ \$7,925,000.

12 **SECTION 2681e.** 299.15 (3) (e) of the statutes is created to read:

13 299.15 (3) (e) In the rules under par. (am) 3. for fees required to be paid in fiscal
14 years beginning with fiscal year 2000–01, the department shall do all of the
15 following:

16 1. Use the fees paid by a person in fiscal year 1999–2000 as the basis for the
17 person's fees.

18 2. Determine the fee for each person based on the number of units of pollutants
19 discharged by the person, using a 5–year rolling average.

20 3. Use a performance–based approach that increases a person's fees in
21 proportion to increases in the number of units of pollutants discharged by the person,
22 as determined under subd. 2., and decreases a person's fees in proportion to
23 decreases in the number of units of pollutants discharged by the person, as
24 determined under subd. 2.

1 4. Omit any multiplier or similar mechanism that would increase a person's
2 fees in order to compensate for decreases in overall amounts of discharges.

3 5. Omit any provision that would increase the fee per unit of pollutant
4 discharged in order to compensate for decreases in overall amounts of discharges.

5 **SECTION 2681k.** 299.47 of the statutes is created to read:

6 **299.47 Sale and delivery of dry cleaning solvent. (1)** In this section:

7 (a) “Dry cleaning facility” has the meaning given in s. 292.65 (1) (d).

8 (b) “Dry cleaning solvent” has the meaning given in s. 292.65 (1) (e).

9 (c) “Owner” means a person who owns, or has possession or control of, a dry
10 cleaning facility, or who receives direct or indirect consideration from the operation
11 of a dry cleaning facility.

12 **(2)** A supplier of dry cleaning solvent may not sell or deliver to the owner or
13 operator of a dry cleaning facility any dry cleaning solvent unless the dry cleaning
14 facility is licensed under s. 77.9961 (2).

15 **(3)** Any person who violates sub. (2) may be required to forfeit not more than
16 \$500 for each violation.

17 **SECTION 2682.** 299.95 of the statutes is amended to read:

18 **299.95 Enforcement; duty of department of justice; expenses.** The
19 attorney general shall enforce chs. 281 to 285 and 289 to 295 and this chapter, except
20 ss. 281.48, 285.57, 285.59 and 299.64, and all rules, special orders, licenses, plan
21 approvals and permits of the department, except those promulgated or issued under
22 ss. 281.48, 285.57, 285.59 and 299.64 and except as provided in s. 285.86. The circuit
23 court for Dane county or for any other county where a violation occurred in whole or
24 in part has jurisdiction to enforce chs. 281 to 285 and 289 to 295 or this chapter or
25 the rule, special order, license, plan approval or permit by injunctive and other

1 relief appropriate for enforcement. For purposes of this proceeding where chs. 281
2 to 285 and 289 to 295 or this chapter or the rule, special order, license, plan approval
3 or permit prohibits in whole or in part any pollution, a violation is considered a public
4 nuisance. The department of natural resources may enter into agreements with the
5 department of justice to assist with the administration of chs. 281 to 285 and 289 to
6 295 and this chapter. Any funds paid to the department of justice under these
7 agreements shall be credited to the appropriation account under s. 20.455 (1) (k).

8 **SECTION 2682m.** 299.97 (1) of the statutes is amended to read:

9 299.97 (1) Any person who violates this chapter, except s. 299.15 (1), 299.47
10 (2), 299.51 (4) (b), 299.53 (2) (a) or (3), 299.62 (2) or 299.64 (2), or any rule
11 promulgated or any plan approval, license or special order issued under this chapter,
12 except under those sections, shall forfeit not less than \$10 nor more than \$5,000, for
13 each violation. Each day of continued violation is a separate offense. While the order
14 is suspended, stayed or enjoined, this penalty does not accrue.

15 **SECTION 2689.** 301.029 of the statutes is created to read:

16 **301.029 Contracts requiring prisoner access to personal information.**

17 (1) In this section, “financial transaction card” has the meaning given in s. 943.41
18 (1) (em).

19 (2) (a) The department may not enter into any contract or other agreement if,
20 in the performance of the contract or agreement, a prisoner would perform data entry
21 or telemarketing services and have access to an individual’s financial transaction
22 card numbers, checking or savings account numbers or social security number.

23 (b) The department may not enter into any contract or other agreement if, in
24 the performance of the contract or agreement, a prisoner would perform data entry

1 services or telemarketing services and have access to any information that may serve
2 to identify a minor.

3 **SECTION 2689m.** 301.03 (3c) of the statutes is amended to read:

4 301.03 (3c) If requested by the department of health and family services,
5 contract with that department to supervise and provide services to persons who are
6 conditionally transferred or discharged under s. 51.37 (9), conditionally released
7 under s. 971.17 (3) or placed on supervised release under s. 980.06 (2), 1997 stats.,
8 or s. 980.08.

9 **SECTION 2692e.** 301.048 (2) of the statutes is renumbered 301.048 (2) (am), and
10 301.048 (2) (am) (intro.) and 2., as renumbered, are amended to read:

11 301.048 (2) (am) (intro.) ~~A~~ Except as provided in par. (bm), a person enters the
12 intensive sanctions program only if he or she has been convicted of a felony and only
13 under one of the following circumstances:

14 2. He or she is a prisoner serving a felony sentence not punishable by life
15 imprisonment and the department directs him or her to participate in the program.
16 This ~~paragraph~~ subdivision does not apply to a prisoner serving a bifurcated
17 sentence imposed under s. 973.01.

18 **SECTION 2692m.** 301.048 (2) (bm) of the statutes is created to read:

19 301.048 (2) (bm) 1. In this paragraph, “violent offense” means:

20 a. A crime specified in s. 940.01, 940.02, 940.03, 940.05, 940.06, 940.08, 940.09,
21 940.10, 940.19 (3), (4) or (5), 940.195 (3), (4) or (5), 940.20, 940.201, 940.203, 940.21,
22 940.225 (1) to (3), 940.23, 940.285 (2) (a) 1. or 2., 940.29, 940.295 (3) (b) 1g., 1m., 1r.,
23 2. or 3., 940.31, 940.43 (1) to (3), 940.45 (1) to (3), 941.20 (2) or (3), 941.26, 941.30,
24 941.327, 943.01 (2) (c), 943.011, 943.013, 943.02, 943.04, 943.06, 943.10 (2), 943.23

1 (1g), (1m) or (1r), 943.30, 943.32, 946.43, 947.015, 948.02 (1) or (2), 948.025, 948.03,
2 948.04, 948.05, 948.06, 948.07, 948.08 or 948.30.

3 b. A crime under federal law, the law of any other state or, prior to the effective
4 date of this subdivision 1. b. [revisor inserts date], the law of this state that is
5 comparable to a crime specified in subd. 1. a.

6 2. A person who has at any time been convicted, adjudicated delinquent or
7 found not guilty or not responsible by reason of insanity or mental disease, defect or
8 illness of or for a violent offense is not eligible for the intensive sanctions program.

9 **SECTION 2692s.** 301.048 (4) (a) of the statutes is amended to read:

10 301.048 **(4)** (a) A participant is in the custody and under the control of the
11 department, subject to its rules and discipline. A participant entering the program
12 under sub. (2) ~~(a) or (b)~~ (am) 1. or 2. is a prisoner. A participant entering the program
13 under sub. (2) ~~(c)~~ (am) 3. is a prisoner, except that he or she is a parolee for purposes
14 of revocation. A participant entering the program under sub. (2) ~~(em)~~ (am) 3m. is a
15 prisoner, except that he or she remains a person on extended supervision for
16 purposes of revocation. A participant entering the program under sub. (2) ~~(d)~~ (am)
17 4. is a prisoner, except that he or she remains a probationer, parolee or person on
18 extended supervision, whichever is applicable, for purposes of revocation.

19 **SECTION 2695m.** 301.16 (1q) of the statutes is created to read:

20 301.16 **(1q)** The department shall establish probation and parole holding
21 facilities, one of which shall be the probation and parole holding and alcohol and
22 other drug abuse treatment facility in the city of Milwaukee, as enumerated in 1997
23 Wisconsin Act 27, section 9107 (1) (b) 1.

24 **SECTION 2698g.** 301.16 (1v) of the statutes is created to read:

1 301.16 **(1v)** In addition to the institutions under sub. (1), the department shall
2 establish a medium security correctional institution in Chippewa Falls.

3 **SECTION 2698m.** 301.18 (1) (c) of the statutes is created to read:

4 301.18 **(1)** (c) Provide the facilities necessary for the correctional institution
5 under s. 301.16 (1v) using the Highview building located at the Northern Wisconsin
6 Center for the Developmentally Disabled and converted to a correctional facility
7 under 1999 Wisconsin Act (this act), section 9107 (1) (b) 1.

8 **SECTION 2698s.** 301.18 (1g) of the statutes is created to read:

9 301.18 **(1g)** The department of administration may acquire or lease
10 correctional facilities under 1999 Wisconsin Act (this act), section 9111(4xt) (b).

11 **SECTION 2698w.** 301.19 of the statutes is created to read:

12 **301.19 Construction of correctional facilities by private persons. (1)**

13 In this section:

14 (a) “Authorized jurisdiction” means a county, a group of counties acting under
15 s. 302.44, the United States or a federally recognized American Indian tribe or band
16 in this state.

17 (b) “Correctional facility” means a prison, jail, house of correction or lockup
18 facility but does not include an institution or facility or a portion of an institution or
19 facility that is used solely to confine juveniles alleged or found to be delinquent under
20 ch. 48, 1993 stats., or ch. 938.

21 **(2)** No private person may commence construction of a correctional facility or
22 commence conversion of an existing building, structure or facility into a correctional
23 facility unless all of the following requirements are met:

1 (a) The building commission has authorized the lease or acquisition of the
2 building, structure or facility by the state upon the completion of the construction or
3 conversion.

4 (b) The building, structure or facility is enumerated in the authorized state
5 building program.

6 (c) The private person agrees to comply with s. 20.924 (1) (i) 1., 2. and 3.

7 **(3)** Subsection (2) does not apply to buildings, structures or facilities that are
8 constructed or converted under a contract with and for use by an authorized
9 jurisdiction.

10 **SECTION 2699m.** 301.235 (2) (e) of the statutes is amended to read:

11 301.235 **(2)** (e) All laws, except s. 20.924 (1) (i) and ch. 150, conflicting with this
12 section are, insofar as they conflict with this section and no further, superseded by
13 this section.

14 **SECTION 2700.** 301.26 (4) (c) of the statutes is amended to read:

15 301.26 **(4)** (c) Notwithstanding pars. (a), (b) and (bm), the department of
16 corrections shall pay, from the appropriation ~~account~~ under s. 20.410 (3) (hm), (ho)
17 or (hr), the costs of care, services and supplies provided for each person receiving
18 services under s. 46.057, 48.366, 51.35 (3), 938.183 or 938.34 who was under the
19 guardianship of the department of health and family services pursuant to an order
20 under ch. 48 at the time that the person was adjudicated delinquent.

21 **SECTION 2703d.** 301.26 (4) (d) 2. of the statutes is amended to read:

22 301.26 **(4)** (d) 2. Beginning on July 1, ~~1997~~ 1999, and ending on
23 December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be
24 ~~\$150.44~~ \$153.01 for care in a Type 1 secured correctional facility, as defined in s.
25 938.02 (19), ~~\$150.44~~ \$153.01 for care for juveniles transferred from a juvenile

1 correctional institution under s. 51.35 (3), ~~\$160.22~~ \$183.72 for care in a child caring
2 institution, including a secured child caring institution, ~~\$111.16~~ \$118.93 for care in
3 a group home for children, ~~\$24.78~~ \$26.17 for care in a foster home, ~~\$71.35~~ \$75.37 for
4 care in a treatment foster home, ~~\$88.19~~ \$72.66 for departmental corrective sanctions
5 services and ~~\$16.98~~ \$19.76 for departmental aftercare services.

6 **SECTION 2703e.** 301.26 (4) (d) 3. of the statutes is amended to read:

7 301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost
8 assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured
9 correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles
10 transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~
11 \$187.21 for care in a child caring institution, including a secured child caring
12 institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for
13 care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~
14 \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for
15 departmental aftercare services.

16 **SECTION 2703f.** 301.26 (4) (d) 4. of the statutes is amended to read:

17 301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,
18 ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08
19 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~
20 \$154.08 for care for juveniles transferred from a juvenile correctional institution
21 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including
22 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for
23 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a
24 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services
25 and ~~\$17.39~~ \$18.62 for departmental aftercare services.

1 **SECTION 2709.** 301.26 (4) (g) of the statutes is amended to read:

2 301.26 (4) (g) For juvenile field and institutional aftercare services under ch.
3 938 and for the office of juvenile offender review, all payments and deductions made
4 under this subsection and uniform fee collections under s. 301.03 (18) shall be
5 deposited in the general fund and shall be treated as a nonappropriated receipt
6 credited to the appropriation account under s. 20.410 (3) (hm).

7 **SECTION 2709g.** 301.26 (7) (intro.) of the statutes is amended to read:

8 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
9 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the
10 department shall allocate funds for community youth and family aids for the period
11 beginning on July 1, 1997 1999, and ending on June 30, 1999 2001, as provided in
12 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

13 **SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered 301.26 (7) (a)
14 (intro.) and amended to read:

15 301.26 (7) (a) (intro.) For community youth and family aids under this section,
16 amounts not to exceed \$41,649,700 \$42,091,800 for the last 6 months of 1997,
17 \$82,741,700 1999, \$85,183,700 for 1998 2000 and \$41,091,900 \$43,091,900 for the
18 first 6 months of 1999. 2001. Of those amounts, the department shall allocate
19 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for 2000 and \$2,000,000 for the
20 first 6 months of 2001 to counties based on each of the following factors weighted
21 equally:

22 **SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

23 301.26 (7) (a) 1. Each county's proportion of the total statewide juvenile
24 population for the most recent year for which that information is available.

25 **SECTION 2709j.** 301.26 (7) (a) 2. of the statutes is created to read:

1 301.26 (7) (a) 2. Each county's proportion of the total Part I juvenile arrests
2 reported statewide under the uniform crime reporting system of the office of justice
3 assistance during the most recent 3-year period for which that information is
4 available.

5 **SECTION 2709k.** 301.26 (7) (a) 3. of the statutes is created to read:

6 301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide
7 who are placed in a juvenile correctional institution or a secured child caring
8 institution, as defined in s. 938.02 (15g), during the most recent 3-year period for
9 which that information is available.

10 **SECTION 2709m.** 301.26 (7) (e) of the statutes is amended to read:

11 301.26 (7) (e) For emergencies related to community youth and family aids
12 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1997~~
13 1999, \$250,000 for ~~1998~~ 2000 and \$125,000 for the first 6 months of ~~1999~~ 2001. A
14 county is eligible for payments under this paragraph only if it has a population of not
15 more than 45,000.

16 **SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

17 301.26 (7) (h) For counties that are participating in the corrective sanctions
18 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~1997~~ 1999,
19 \$2,124,800 in ~~1998~~ 2000 and \$1,062,400 in the first 6 months of ~~1999~~ 2001 for the
20 provision of corrective sanctions services for juveniles from that county. In
21 distributing funds to counties under this paragraph, the department shall determine
22 a county's distribution by dividing the amount allocated under this paragraph by the
23 number of slots authorized for the program under s. 938.533 (2) and multiplying the
24 quotient by the number of slots allocated to that county by agreement between the

1 department and the county. The department may transfer funds among counties as
2 necessary to distribute funds based on the number of slots allocated to each county.

3 **SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

4 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
5 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
6 6 months of ~~1997~~ 1999, \$1,333,400 in ~~1998~~ 2000 and \$666,700 in the first 6 months
7 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

8 **SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

9 301.263 (1) From the appropriation under s. 20.410 (3) (f), the department shall
10 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention
11 services for first offenders and for intensive community-based intervention services
12 for seriously chronic offenders.

13 **SECTION 2710m.** 301.265 (3) of the statutes is amended to read:

14 301.265 (3) From the appropriations under s. 20.410 (3) (d) and (kj), the
15 department shall allocate \$150,000 in each fiscal year to enter into a contract with
16 an organization to provide services in Racine County, \$150,000 in each fiscal year to
17 enter into a contract with an organization to provide services in Kenosha County,
18 \$150,000 in each fiscal year to enter into a contract with an organization that is
19 located in ward 1 in the city of Racine to provide services in Racine County and
20 ~~\$75,000~~ \$150,000 in each fiscal year to enter into a contract with an organization to
21 provide services in Brown County, for the diversion of youths from gang activities
22 into productive activities, including placement in appropriate educational,
23 recreational and employment programs, and for alcohol or other drug abuse
24 education and treatment services for participants in that organization's youth
25 diversion program. The organization that is located in ward 1 in the city of Racine

1 shall have a recreational facility, shall offer programs to divert youths from gang
2 activities, may not be affiliated with any national or state association and may not
3 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.
4 16.75, the department may enter into a contract under this subsection without
5 soliciting bids or proposals and without accepting the lowest responsible bid or offer.

6 **SECTION 2711.** 301.27 (2) of the statutes is amended to read:

7 301.27 (2) VENDING STANDS. The department shall establish and maintain a
8 revolving fund not exceeding ~~\$60,000~~ \$100,000 in any of the state institutions
9 administered by the department, for the education, recreation and convenience of
10 the patients, inmates and employes, to be used for the operation of vending stands,
11 canteen operations, reading clubs, musical organizations, religious programs,
12 athletics and similar projects. The funds are exempt from s. 20.906, but are subject
13 to audit by the department and the legislative audit bureau in its discretion.

14 **SECTION 2717j.** 301.45 (3) (a) 3r. of the statutes is amended to read:

15 301.45 (3) (a) 3r. If the person has been committed under ch. 980, he or she is
16 subject to this subsection upon being placed on supervised release under s. 980.06
17 (2), 1997 stats., or s. 980.08 or, if he or she was not placed on supervised release,
18 before being discharged under s. 980.09 or 980.10.

19 **SECTION 2718.** 302.01 of the statutes is amended to read:

20 **302.01 State prisons named and defined.** The penitentiary at Waupun is
21 named “Waupun Correctional Institution”. The correctional treatment center at
22 Waupun is named “Dodge Correctional Institution”. The penitentiary at Green Bay
23 is named “Green Bay Correctional Institution”. The medium/maximum penitentiary
24 at Portage is named “Columbia Correctional Institution”. The medium security
25 institution at Oshkosh is named “Oshkosh Correctional Institution”. The medium

1 security penitentiary near Fox Lake is named “Fox Lake Correctional Institution”.
2 The penitentiary at Taycheedah is named “Taycheedah Correctional Institution”.
3 The medium security penitentiary at Plymouth is named “Kettle Moraine
4 Correctional Institution”. The penitentiary at the village of Sturtevant in Racine
5 county is named “Racine Correctional Institution”. The medium security
6 penitentiary at Racine is named “Racine Youthful Offender Correctional Facility”.
7 The resource facility at Oshkosh is named “Wisconsin Resource Center”. The
8 institutions named in this section, the correctional ~~institution~~ institutions
9 authorized under s. 301.16 (1n) and (1v), correctional institution authorized under
10 1997 Wisconsin Act 4, section 4 (1) (a), correctional institution authorized under s.
11 301.046 (1), correctional institution authorized under s. 301.048 (4) (b), minimum
12 security correctional institutions authorized under s. 301.13, the probation and
13 parole holding facilities authorized under s. 301.16 (1q) and state–local shared
14 correctional facilities when established under s. 301.14, are state prisons.

15 **SECTION 2718e.** 303.01 (2) (em) of the statutes is amended to read:

16 303.01 (2) (em) Lease space, with or without equipment, within the precincts
17 of state prisons, as specified in s. 302.02, or within the confines of correctional
18 institutions operated by the department for holding in secure custody persons
19 adjudged delinquent, to not more than 6 private businesses to employ prison inmates
20 and institution residents to manufacture products or components or to provide
21 services for sale on the open market. The department shall comply with s. 16.75 in
22 selecting businesses under this paragraph. The department may enter into a
23 contract under this paragraph only with the approval of the joint committee on
24 finance. The department may not enter into or amend a contract under this
25 paragraph unless the contract or amendment specifies each state prison or juvenile

1 correctional institution at which the private business will employ inmates or
2 institution residents. The private business may not employ inmates or institution
3 residents at a state prison or juvenile correctional institution not specified in the
4 contract without the approval of the joint committee on finance. The department
5 shall consult with appropriate trade organizations and labor unions prior to issuing
6 requests for proposals and prior to selecting proposals under this paragraph. Each
7 such private business may conduct its operations as a private business, subject to the
8 wage standards under sub. (4), the disposition of earnings under sub. (8), the
9 provisions regarding displacement in sub. (11), the requirements for notification and
10 hearing under sub. (1) (c), the requirement for prison industries board approval
11 under s. 303.015 (1) (b) and the authority of the department to maintain security and
12 control in its institutions. The private business and its operations are not a prison
13 industry. Inmates employed by the private business are not subject to the
14 requirements of inmates participating in prison industries, except as provided in this
15 paragraph;

16 **SECTION 2718em.** 303.01 (2) (em) of the statutes, as affected by 1999 Wisconsin
17 Act (this act), is repealed.

18 **SECTION 2718g.** 303.01 (8) (b) of the statutes is amended to read:

19 303.01 **(8)** (b) The department shall distribute earnings of an inmate or
20 resident, ~~other than an inmate or resident employed under sub. (2) (em),~~ for the crime
21 victim and witness assistance surcharge under s. 973.045 (4), for the delinquency
22 victim and witness assistance surcharge under s. 938.34 (8d) (c), for the
23 deoxyribonucleic acid analysis surcharge under s. 973.046 (4) and for compliance
24 with s. 303.06 (2) and may distribute earnings for the support of the inmate's or
25 resident's dependents and for other obligations either acknowledged by the inmate

1 or resident in writing or which have been reduced to judgment that may be satisfied
2 according to law.

3 **SECTION 2718h.** 303.01 (8) (c) of the statutes is repealed.

4 **SECTION 2718L.** 303.01 (8) (d) of the statutes is repealed.

5 **SECTION 2718p.** 303.01 (8) (e) of the statutes is repealed.

6 **SECTION 2718q.** 303.01 (11) of the statutes is created to read:

7 303.01 **(11)** DISPLACEMENT. (a) In this subsection:

8 1. “Displace an employe” means to lay off an employe in this state as a direct
9 result of work being performed in a state prison or juvenile correctional institution
10 under a prison contract or to permanently transfer an employe in this state to
11 another job that reduces the employe’s base pay, excluding overtime, differentials
12 and bonuses, by more than 25% as a direct result of work being performed in a state
13 prison or juvenile correctional institution under a prison contract.

14 2. “Prison contract” means a contract entered into by the department under
15 sub. (2) (em).

16 3. “Private employer” means a private business that is a party to a prison
17 contract.

18 (b) A private employer may not displace an employe or cause another private
19 business to displace an employe.

20 (c) A private employer may not employ inmates or institution residents under
21 a prison contract if any of the following applies:

22 1. The inmates or institution residents are to be employed in a skill, craft or
23 trade in which there is a surplus of available labor in the locality of the private
24 employer.

1 2. The employment of the inmates or institution residents will impair the
2 performance of other contracts to which the private employer is a party.

3 3. The inmates or institution residents will replace employees who are on strike
4 against the private employer or locked out of work.

5 (d) A private employer shall post in all of its workplaces a notice provided by
6 the department containing a description of the nature of the prison contract and an
7 explanation of what it means for an employe of a private employer to be displaced
8 under this subsection and identifying a person at the department whom an employe
9 of a private employer may contact if the employe believes that he or she may have
10 been displaced by a prison contract.

11 **SECTION 2718qm.** 303.01 (11) of the statutes, as created by 1999 Wisconsin Act
12 (this act), is repealed.

13 **SECTION 2718v.** 303.06 (3) of the statutes is repealed.

14 **SECTION 2718w.** 303.08 (1) (cn) of the statutes is created to read:

15 303.08 (1) (cn) Attending court proceedings to which the person is a party or
16 for which the person has been subpoenaed as a witness;

17 **SECTION 2718y.** 303.21 (1) (b) of the statutes is amended to read:

18 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
19 a structured work program away from the institution grounds under s. 302.15 or a
20 secure work program under s. 303.063. Inmates are not included under par. (a) if
21 they are employed in a prison industry under s. 303.06 (2), participating in a work
22 release program under s. 303.065 (2), ~~participating in employment with a private~~
23 ~~business under s. 303.01 (2) (em)~~ or participating in the transitional employment
24 program, but they are eligible for worker's compensation benefits under ch. 102.

1 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
2 eligible for worker's compensation benefits under ch. 102.

3 **SECTION 2718yn.** 304.137 of the statutes is renumbered 304.137 (1) and
4 amended to read:

5 304.137 (1) PERSONS RELEASED OR PLACED ON PROBATION BEFORE JANUARY 1, 2000.

6 If the department accepts supervision of a probationer, person on extended
7 supervision or parolee from another state under s. 304.13 or 304.135 and the person
8 was placed on probation or released on parole or extended supervision before
9 January 1, 2000, the department shall determine whether the violation of law for
10 which the person is on probation, extended supervision or parole is comparable to a
11 violation of s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025. If the department
12 determines that a person on probation, extended supervision or parole from another
13 state who is subject to this subsection violated a law that is comparable to a violation
14 of s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025, the department shall direct the
15 probationer, person on extended supervision or parolee to provide a biological
16 specimen under s. 165.76.

17 **SECTION 2718z.** 304.137 (2) of the statutes is created to read:

18 304.137 (2) PERSONS RELEASED OR PLACED ON PROBATION ON OR AFTER JANUARY 1,
19 2000. If the department accepts supervision of a probationer, person on extended
20 supervision or parolee from another state under s. 304.13 or 304.135 and the person
21 was placed on probation or released on parole or extended supervision on or after
22 January 1, 2000, the department shall determine whether the violation of law for
23 which the person is on probation, extended supervision or parole would constitute
24 a felony if committed by an adult in this state. If the department determines that
25 a person on probation, extended supervision or parole from another state who is

1 subject to this subsection violated a law that would constitute a felony if committed
2 by an adult in this state, the department shall direct the probationer, person on
3 extended supervision or parolee to provide a biological specimen under s. 165.76.

4 **SECTION 2720dd.** 340.01 (11) (intro.) of the statutes is amended to read:

5 340.01 (11) (intro.) “Dealer” means a person who, for a commission or other
6 thing of value, sells, exchanges, buys or rents, or offers or attempts to negotiate a sale
7 or exchange of an interest in motor vehicles, ~~mobile homes~~ recreational vehicles,
8 trailers or semitrailers, or who is engaged wholly or in part in the business of selling
9 motor vehicles, ~~mobile homes~~ recreational vehicles, trailers or semitrailers, whether
10 or not such vehicles are owned by that person, but not including:

11 **SECTION 2720dh.** 340.01 (14) of the statutes is amended to read:

12 340.01 (14) “Distributor” means a person who in whole or in part sells or
13 distributes motor vehicles, ~~mobile homes~~ recreational vehicles, trailers or
14 semitrailers to dealers, or who maintains distributor representatives.

15 **SECTION 2720dp.** 340.01 (28) of the statutes is amended to read:

16 340.01 (28) “Manufacturer” means a person who manufactures or assembles
17 motor vehicles, ~~mobile homes~~ recreational vehicles, trailers or semitrailers, or who
18 manufactures or installs on previously assembled truck chassis special bodies or
19 equipment which when installed form an integral part of the motor vehicle and
20 which constitutes a major manufacturing alteration.

21 **SECTION 2720dt.** 340.01 (29) of the statutes is amended to read:

22 340.01 (29) “Mobile home” means a vehicle designed to be towed as a single unit
23 or in sections upon a highway by a motor vehicle and equipped and used or intended
24 to be used, primarily for human habitation, with walls of rigid uncollapsible
25 construction. ~~A mobile home exceeding statutory size under s. 348.07 (2) shall be~~

1 ~~considered a primary housing unit. A mobile home not exceeding the statutory size~~
2 ~~under s. 348.07 (2) shall be considered a touring or recreational unit.~~

3 **SECTION 2720du.** 340.01 (29m) (a) of the statutes is amended to read:

4 340.01 **(29m)** (a) A bicycle-type vehicle with fully operative pedals for
5 propulsion by human power and an engine certified by the manufacturer at not more
6 than 50 130 cubic centimeters or an equivalent power unit.

7 **SECTION 2720hd.** 340.01 (48r) of the statutes is created to read:

8 340.01 **(48r)** “Recreational vehicle” means a mobile home that does not exceed
9 the statutory size under s. 348.07 (2).

10 **SECTION 2720hh.** 340.01 (72) (a) of the statutes is amended to read:

11 340.01 **(72)** (a) A person engaged in this state in the business of transporting
12 and delivering motor vehicles, trailers, semitrailers or ~~mobile homes~~ recreational
13 vehicles in tow on their own wheels or under their own power from the manufacturer
14 to the distributor, dealer or branch of the manufacturer, or from the distributor or
15 dealer to another distributor or dealer, the manufacturer or branch of the
16 manufacturer or from the branch of the manufacturer to the distributor, dealer or
17 manufacturer.

18 **SECTION 2720hp.** 341.04 (1) (intro.) of the statutes is amended to read:

19 341.04 **(1)** (intro.) It is unlawful for any person to operate or for an owner to
20 consent to being operated on any highway of this state any motor vehicle, ~~mobile~~
21 ~~home~~ recreational vehicle, trailer or semitrailer or any other vehicle for which a
22 registration fee is specifically prescribed unless at the time of operation the vehicle
23 in question either is registered in this state, or, except for registration under s. 341.30
24 or 341.305, a complete application for registration, including evidence of any
25 inspection under s. 110.20 when required, accompanied by the required fee has been

1 delivered to the department, submitted to a dealer under s. 341.09 (2m) for
2 transmittal to the department or deposited in the mail properly addressed with
3 postage prepaid and, if the vehicle is an automobile, station wagon or motor truck
4 having a registered weight of 8,000 pounds or less, the vehicle displays a temporary
5 operation plate issued for the vehicle unless the operator or owner of the vehicle
6 produces proof that operation of the vehicle is within 2 business days of the vehicle's
7 sale or transfer, or the vehicle in question is exempt from registration.

8 **SECTION 2720ht.** 341.12 (1) of the statutes is amended to read:

9 341.12 (1) The department upon registering a vehicle pursuant to s. 341.25 or
10 341.30 shall issue and deliver prepaid to the applicant 2 registration plates for an
11 automobile, motor truck, motor bus, school bus, self-propelled ~~mobile-home~~
12 recreational vehicle or dual purpose motor home and one plate for other vehicles.
13 The department upon registering a vehicle pursuant to any other section shall issue
14 one plate unless the department determines that 2 plates will better serve the
15 interests of law enforcement.

16 **SECTION 2721.** 341.135 (1) of the statutes is amended to read:

17 341.135 (1) DESIGN. The Not later than July 1, 2000, and every 6th year
18 thereafter, the department shall establish new designs of registration plates to be
19 issued under ss. 341.14 (1a), (1m), (1q), (2), (2m), (6m) or (6r), 341.25 (1) (a), (c), (h)
20 and (j) and (2) (a), (b) and (c) and 341.26 (2) and (3) (a) 1. and (am). The Any design
21 for registration plates issued for automobiles and for vehicles registered on the basis
22 of gross weight shall comply with the applicable design requirements of ss. 341.12
23 (3), 341.13 and 341.14 (6r) (c). The designs for registration plates specified in this
24 subsection shall be as similar in appearance as practicable during each 6-year
25 design interval. Each registration plate issued under s. 341.14 (1a), (1m), (1q), (2),

1 (2m), (6m) or (6r), 341.25 (1) (a), (c), (h) or (j) or (2) (a), (b) or (c) or 341.26 (2) or (3)
2 (a) 1. or (am) during each 6–year design interval shall be of the design established
3 under this subsection. The department may not redesign registration plates for the
4 special groups under s. 341.14 (6r) (f) 53. and 54. until January 1, 2005.

5 **SECTION 2722.** 341.135 (2) (a) of the statutes is renumbered 341.135 (2) (a) 1.
6 and amended to read:

7 341.135 **(2)** (a) 1. Beginning with registrations initially effective on
8 July 1, 2000, upon receipt of a completed application to initially register a vehicle
9 under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m) or (6r), except s. 341.14 (6r) (f) ~~52.~~ 53.
10 and 54., or s. 341.25 (1) (a), (c), (h) ~~and or (j) and or (2) (a), (b) and or (c) or 341.26 (2)~~
11 ~~and or (3) (a) 1. and or (am)~~, the department shall issue and deliver prepaid to the
12 applicant 2 new registration plates of the design established under sub. (1).

13 (am) Notwithstanding ss. 341.13 (3) and (3m), beginning with registrations
14 initially effective on July 1, 2000, upon receipt of a completed application to renew
15 the registration of a vehicle registered under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m)
16 or (6r), except s. 341.14 (6r) (f) ~~52.~~ 53. and 54., or s. 341.25 (1) (a), (c), (h) ~~and or (j)~~
17 ~~and or (2) (a), (b) and or (c)~~ for which a registration plate of the design established
18 under sub. (1) has not been issued, the department may issue and deliver prepaid to
19 the applicant 2 new registration plates of the design established under sub. (1). This
20 paragraph does not apply to registration plates issued under s. 341.14 (6r) (f) 52.,
21 1997 stats. This paragraph does not apply after June 30, 2005.

22 **SECTION 2723.** 341.135 (2) (a) 2. of the statutes is created to read:

23 341.135 **(2)** (a) 2. Notwithstanding s. 341.13 (3), beginning with registrations
24 initially effective on July 1, 2005, upon receipt of a completed application to initially
25 register a vehicle under s. 341.14 (1a), (1m), (1q), (2), (2m), (6m) or (6r), or s. 341.25

1 (1) (a), (c), (h) or (j) or (2) (a), (b) or (c) or 341.26 (2) or (3) (a) 1. or (am), or to renew
2 the registration of a vehicle under those sections for which a registration plate has
3 not been issued during the previous 6 years, the department shall issue and deliver
4 prepaid to the applicant 2 new registration plates of the design established for that
5 6-year period under sub. (1).

6 **SECTION 2724.** 341.135 (2) (e) of the statutes is amended to read:

7 341.135 (2) (e) The department shall issue new registration plates of the design
8 established under sub. (1) for every vehicle registered under ~~ss. s.~~ s. 341.14 (1a), (1m),
9 (1q), (2), (2m), (6m) or (6r), 341.25 (1) (a), (c), (h) ~~and or~~ or (j) ~~and or~~ or (2) (a), (b) ~~and or~~
10 (c) ~~and or~~ or 341.26 (2) ~~and or~~ or (3) (a) 1. ~~and or~~ or (am) ~~by July 1, 2003 within 5 years after~~
11 the date specified in sub. (1), except that the department may not issue registration
12 plates of a new design for a vehicle registered under s. 341.14 (6r) (f) 53. or 54. until
13 January 1, 2005.

14 **SECTION 2725.** 341.135 (3) of the statutes is repealed.

15 **SECTION 2726.** 341.14 (6m) (a) of the statutes is amended to read:

16 341.14 (6m) (a) Upon application to register an automobile, station wagon or
17 motor truck which has a gross weight of not more than 8,000 pounds by any person
18 who is a resident of this state and a member or retired member of the national guard,
19 the department shall issue to the person special plates whose colors and design shall
20 be determined by the department, ~~after consultation with the adjutant general,~~ and
21 which have the words “Wisconsin guard member” placed on the plates in the manner
22 designated by the department. The department shall consult with or obtain the
23 approval of the adjutant general with respect to any word or symbol used to identify
24 the national guard. An additional fee of \$10 shall be charged for the issuance of the
25 plates. Registration plates issued under this subsection shall expire annually.

1 **SECTION 2726g.** 341.14 (6r) (b) 1. of the statutes is amended to read:

2 341.14 **(6r)** (b) 1. Upon application to register an automobile, station wagon or
3 motor home, or a motor truck, dual purpose motor home or dual purpose farm truck
4 which has a gross weight of not more than 8,000 pounds, or a farm truck which has
5 a gross weight of not more than 12,000 pounds, by any person who is a resident of
6 this state and a member of an authorized special group, the department shall issue
7 to the person special plates whose colors and design shall indicate that the vehicle
8 is owned by a person who is a member of the applicable special group. The
9 department may not issue any special group plates under par. (f) 54. until 6 months
10 after the department has received information sufficient for the department to
11 determine that any approvals required for use of any logo, trademark, trade name
12 or other commercial symbol designating the professional football team have been
13 obtained.

14 **SECTION 2726m.** 341.14 (6r) (b) 3. of the statutes is amended to read:

15 341.14 **(6r)** (b) 3. An additional fee of \$15 shall be charged for the issuance or
16 reissuance of a plate issued on an annual basis for a special group specified under
17 par. (f) 35. to 47. ~~or~~ 53. or 54. or designated by the department under par. (fm). An
18 additional fee of \$15 shall be charged for the issuance or reissuance of a plate issued
19 on a biennial basis for a special group specified under par. (f) 35. to 47. ~~or~~ 53. or 54.
20 or designated by the department under par. (fm) if the plate is issued during the first
21 year of the biennial registration period or \$15 for the issuance or reissuance if the
22 plate is issued during the 2nd year of the biennial registration period. The
23 department shall deposit in the general fund and credit to the appropriation account
24 under s. 20.395 (5) (cj) all fees collected under this subdivision for the issuance or

1 reissuance of a plate for a special group designated by the department under par.
2 (fm).

3 **SECTION 2726r.** 341.14 (6r) (b) 7. of the statutes is created to read:

4 341.14 **(6r)** (b) 7. An additional fee of \$25 that is in addition to the fee under
5 subd. 3. shall be charged for the issuance or renewal of a plate issued on an annual
6 basis for the special group specified under par. (f) 54. An additional fee of \$50 that
7 is in addition to the fee under subd. 3. shall be charged for the issuance or renewal
8 of a plate issued on the biennial basis for the special group specified under par. (f) 54.
9 if the plate is issued or renewed during the first year of the biennial registration
10 period or \$25 for the issuance or renewal if the plate is issued or renewed during the
11 2nd year of the biennial registration period. To the extent permitted under ch. 71,
12 the fee under this subdivision is deductible as a charitable contribution for purposes
13 of the taxes under ch. 71. All moneys received under this subdivision in excess of the
14 initial costs of data processing for the special group plate under par. (f) 54. or \$35,000,
15 whichever is less, shall be deposited in the general fund and credited as follows:

16 a. An amount equal to the costs of licensing fees under par. (h) shall be credited
17 to the appropriation account under s. 20.395 (5) (cL).

18 b. The remainder after crediting the appropriation as provided in subd. 7. a.
19 shall be credited to the appropriation account under s. 20.505 (3) (j).

20 **SECTION 2727.** 341.14 (6r) (c) of the statutes is amended to read:

21 341.14 **(6r)** (c) Special group plates shall display the word “Wisconsin”, the
22 name of the applicable authorized special group, a symbol representing the special
23 group, not exceeding one position, and identifying letters or numbers or both, not
24 exceeding 6 positions and not less than one position. The department shall specify
25 the design for special group plates, but the department shall consult the president

1 of the ~~university~~ University of Wisconsin system System before specifying the design
2 ~~for word or symbol used to identify the special group plates groups~~ under par. (f) 35.
3 to 47., the secretary of natural resources before specifying the design ~~for word or~~
4 symbol used to identify the special group plate group under par. (f) 50. ~~and, the child~~
5 ~~abuse and neglect prevention board before specifying the design for word or symbol~~
6 used to identify the special group plate under par. (f) 53. and the chief executive
7 officer of the Green Bay Packers professional football team and an authorized
8 representative of the National Football League before specifying the word or symbol
9 used to identify the special group under par. (f) 54. Special group plates under par.
10 (f) 50. shall be as similar as possible to regular registration plates in color and design.

11 **SECTION 2728.** 341.14 (6r) (e) of the statutes is amended to read:

12 341.14 **(6r)** (e) The department shall specify one combination of colors for
13 special group plates for groups or organizations which are not military in nature and
14 not special group plates under par. (f) 35. to 47. and 50. The department, ~~after~~
15 ~~consulting the president of the university of Wisconsin system,~~ shall specify one
16 combination of colors for special group plates under par. (f) 35. to 47. The department
17 shall specify the word or words comprising the special group name and the symbol
18 to be displayed upon special group plates for a group or organization which is not
19 military in nature after consultation with the chief executive officer in this state of
20 the group or organization, ~~except that the department may not specify the word or~~
21 ~~words or the symbol for special group plates under par. (f) 35. to 47. unless the word~~
22 ~~or words or symbol is approved in writing by the president of the university of~~
23 ~~Wisconsin system or, with respect to endangered resources, specify the word or words~~
24 ~~or the symbol for special group plates under par. (f) 50. unless the word or words or~~
25 ~~symbol is approved in writing by the secretary of natural resources or, with respect~~

1 ~~to child abuse and neglect prevention, specify any word or words other than~~
2 ~~“Children First” or the symbol for special group plates under par. (f) 53. unless the~~
3 ~~word or words or symbol is approved in writing by the child abuse and neglect~~
4 ~~prevention board. The president may not approve the word or words or symbol for~~
5 ~~a university specified under par. (f) 35. to 47. unless the chancellor of the university~~
6 ~~approves in writing the word or words or symbol. The department shall require that~~
7 ~~the word or words and symbol for a university specified under par. (f) 35. to 47. be~~
8 ~~a registration decal or tag and affixed to the special group plate and be of the colors~~
9 ~~for a university specified under par. (f) 35. to 47. that the president of the university~~
10 University of Wisconsin system System specifies.

11 **SECTION 2729.** 341.14 (6r) (f) 53. of the statutes is amended to read:

12 341.14 **(6r)** (f) 53. Persons interested in obtaining a plate with the words
13 ~~“Children First”~~ “Celebrate Children” on it to show their support of the prevention
14 of child abuse and neglect.

15 **SECTION 2729g.** 341.14 (6r) (f) 54. of the statutes is created to read:

16 341.14 **(6r)** (f) 54. Persons interested in expressing their support of the Green
17 Bay Packers professional football team.

18 **SECTION 2729m.** 341.14 (6r) (fm) 7. of the statutes is amended to read:

19 341.14 **(6r)** (fm) 7. After Except for the authorized special group enumerated
20 under par. (f) 54., after October 1, 1998, additional authorized special groups may
21 only be special groups designated by the department under this paragraph. The
22 authorized special groups enumerated in par. (f) shall be limited solely to those
23 special groups specified under par. (f) on October 1, 1998, except for the authorized
24 special group enumerated under par. (f) 54.

25 **SECTION 2729r.** 341.14 (6r) (h) of the statutes is created to read:

1 341.14 **(6r)** (h) From the appropriation under s. 20.395 (5) (cL), the department
2 shall pay reasonable licensing fees relating to the word or words or the symbol on
3 special group plates under par. (f) 54.

4 **SECTION 2730.** 341.19 (1) (b) of the statutes is amended to read:

5 341.19 **(1)** (b) ~~Five~~ Ten dollars per vehicle as a late payment for fees received
6 after the time period established by the department.

7 **SECTION 2730m.** 341.25 (1) (intro.) of the statutes is amended to read:

8 341.25 **(1)** (intro.) Unless a different fee is prescribed for a particular vehicle
9 by par. (b) or ss. 341.26 to 341.268, the following registration fees shall be paid to the
10 department for the annual registration of each motor vehicle, ~~mobile home~~
11 recreational vehicle, trailer or semitrailer not exempted by s. 341.05 from
12 registration in this state:

13 **SECTION 2731.** 341.25 (1) (gd) of the statutes is amended to read:

14 341.25 **(1)** (gd) For each trailer or semitrailer ~~or camping trailer~~ having a gross
15 weight of 3,000 pounds or less and used for hire or rental, a fee which is one-half of
16 the fee prescribed for a motor truck of the same maximum gross weight. The
17 maximum gross weight shall be determined in the same manner as for a motor truck.
18 A trailer under this paragraph which is part of a fleet of 100 or more trailers used
19 for hire or rental may be registered under s. 341.308.

20 **SECTION 2732.** 341.25 (1) (i) of the statutes is amended to read:

21 341.25 **(1)** (i) For each mobile home, and for each camping trailer ~~having a gross~~
22 ~~weight of more than 3,000 pounds~~, a fee of \$15.

23 **SECTION 2732d.** 341.25 (1) (i) of the statutes, as affected by 1999 Wisconsin Act

24 (this act), is amended to read:

1 341.25 (1) (i) For each ~~mobile home~~ recreational vehicle, and for each camping
2 trailer, a fee of \$15.

3 **SECTION 2734b.** 341.26 (2g) of the statutes is repealed.

4 **SECTION 2734dd.** 341.47 (1) (intro.) of the statutes is amended to read:

5 341.47 (1) (intro.) Except as provided in sub. (2), any motor vehicle, ~~mobile~~
6 ~~home~~ recreational vehicle, trailer or semitrailer owned or repossessed by a dealer,
7 distributor or manufacturer may be operated on the highways of this state for either
8 private or business purposes without being registered if such vehicle has displayed
9 upon it valid registration plates issued pursuant to s. 341.51 to the dealer, distributor
10 or manufacturer who is the owner of the vehicle or holder of the repossessed vehicle
11 and such vehicle:

12 **SECTION 2734dh.** 341.51 (1) of the statutes is amended to read:

13 341.51 (1) The department shall register a person as a dealer, distributor or
14 manufacturer of motor vehicles, trailers or semitrailers or as a transporter of
15 vehicles upon receipt of a properly completed application form together with a fee of
16 \$75 and upon being satisfied that the applicant is by law entitled to be registered.
17 The department shall register a person as a dealer, distributor or manufacturer of
18 ~~mobile homes~~ recreational vehicles upon receipt of a properly completed application
19 form together with a fee of \$75 and upon being satisfied that the applicant is by law
20 entitled to be so registered. The department shall assign to each person registered
21 under this section a distinctive registration number and shall issue a certificate of
22 registration bearing the registration number assigned.

23 **SECTION 2734dp.** 341.51 (2) of the statutes is amended to read:

24 341.51 (2) Upon registering a dealer, distributor, manufacturer or transporter
25 the department also shall issue 2 registration plates. The department, upon

1 receiving a fee of \$5 for each additional plate desired by a dealer, distributor or
2 manufacturer of motor vehicles, trailers or semitrailers, \$5 for each additional plate
3 desired by a dealer, distributor or manufacturer of ~~mobile homes~~ recreational
4 vehicles and \$5 for each additional plate desired by a transporter, shall issue to the
5 registered dealer, distributor, manufacturer or transporter the additional plates as
6 ordered. The department may charge a fee of \$2 per plate for replacing lost, damaged
7 or illegible plates issued under this subsection.

8 **SECTION 2734dt.** 341.53 of the statutes is amended to read:

9 **341.53 Expiration of registration; transferability of plates.** Certificates
10 of registration and registration plates issued to dealers, distributors, manufacturers
11 or transporters shall be issued for the calendar year and are valid only during the
12 calendar year for which issued. Registration plates are transferable from one motor
13 vehicle, trailer or semitrailer to another motor vehicle, trailer or semitrailer and
14 from one ~~mobile home~~ recreational vehicle to another.

15 **SECTION 2734hd.** 341.62 of the statutes is amended to read:

16 **341.62 False evidence of registration.** Whoever operates or possesses a
17 motor vehicle, ~~mobile home~~ recreational vehicle, trailer or semitrailer having
18 attached thereto any plate or similar device fashioned in imitation or facsimile of or
19 altered so as to resemble a registration plate issued by the department may be
20 required to forfeit not more than \$500.

21 **SECTION 2734hf.** 342.10 (1) (d) of the statutes is amended to read:

22 342.10 (1) (d) A description of the vehicle, including make, model and
23 identification number, except that if the vehicle was last registered in another
24 jurisdiction the make and model contained in the certificate shall be the make and
25 model contained in the last certificate of title issued by the other jurisdiction.

1 **SECTION 2734hg.** 342.14 (1r) of the statutes is amended to read:

2 342.14 (1r) Upon filing an application under sub. (1) or (3) before the first day
3 of the 2nd month beginning after the effective date of this subsection ... [revisor
4 inserts date], an environmental impact fee of \$5, by the person filing the application.
5 Upon filing an application under sub. (1) or (3) on or after the first day of the 2nd
6 month beginning after the effective date of this subsection ... [revisor inserts date].
7 an environmental impact fee of \$6, by the person filing the application. All moneys
8 collected under this subsection shall be credited to the environmental fund for
9 environmental management. ~~This subsection does not apply after June 30, 2001.~~

10 **SECTION 2734hh.** 342.18 (4) (a) of the statutes is amended to read:

11 342.18 (4) (a) Whenever application therefor accompanied by the required fee
12 is made by a finance company licensed under s. 138.09 or 218.01, a bank organized
13 under the laws of this state, or a national bank located in this state, and the vehicle
14 in question is a used vehicle for which the department had issued a certificate of title
15 to the previous owner or a vehicle previously registered in another jurisdiction or is
16 a ~~mobile home~~ recreational vehicle.

17 **SECTION 2734hp.** 342.18 (4) (b) of the statutes is amended to read:

18 342.18 (4) (b) Whenever application therefor accompanied by the required fee
19 is made by any other person and the vehicle in question is a vehicle for which the
20 department had issued a certificate of title to the previous owner or is a vehicle
21 previously registered in another jurisdiction or is a ~~mobile home~~ recreational vehicle
22 and the department is satisfied that the present owner has not operated or consented
23 to the operation of the vehicle since it was transferred to that owner and that he or
24 she understands that the certificate of title merely is evidence of ownership of the
25 vehicle and does not authorize operation of the vehicle on the highways of this state.

1 **SECTION 2734ht.** 342.22 (3) (a) of the statutes is amended to read:

2 342.22 **(3)** (a) For a ~~mobile home~~ recreational vehicle, 20 years.

3 **SECTION 2734pd.** 342.30 (2) of the statutes is amended to read:

4 342.30 **(2)** An identification number assigned by the department to a ~~mobile~~
5 ~~home~~ recreational vehicle, trailer or semitrailer shall be stamped upon the frame in
6 a readily visible location. An identification number assigned to a motor vehicle
7 manufactured prior to January 1, 1969, shall be permanently affixed to the left front
8 pillar. The vehicle identification number for motor vehicles manufactured after
9 January 1, 1969, shall be permanently affixed upon either a part of the vehicle that
10 is not designed to be removed except for repair, or a separate plate which is
11 permanently affixed to such part. The vehicle identification number shall be located
12 inside the passenger compartment and shall be readable, without moving any part
13 of the vehicle, through the vehicle glazing under daylight lighting conditions by an
14 observer having 20/20 vision (Snellen) whose eyepoint is located outside the vehicle
15 adjacent to the left windshield pillar. Identification numbers assigned for cycles
16 shall be stamped on the left side, near the top of the engine casting just below the
17 cylinder barrel. Such stamping or affixing shall be done under the supervision of a
18 dealer, distributor or manufacturer registered under s. 341.51 or under the
19 supervision of a peace officer. The person supervising the stamping or affixing shall
20 make a report thereof to the department.

21 **SECTION 2734pt.** 343.055 (1) (d) of the statutes is amended to read:

22 343.055 **(1)** (d) *Recreational vehicle operators.* The operator of the commercial
23 motor vehicle is a person operating a motor home, or a vehicle towing a 5th-wheel
24 mobile home or single-unit ~~touring mobile home not exceeding 45 feet in length~~
25 recreational vehicle and the vehicle or combination, including both units of a

1 combination towing vehicle and the 5th-wheel mobile home or ~~mobile home~~
2 recreational vehicle, is both operated and controlled by the person and is
3 transporting only members of the person's family, guests or their personal property.
4 This paragraph does not apply to any transportation for hire or the transportation
5 of any property connected to a commercial activity. In this paragraph, "controlled"
6 means leased or owned.

7 **SECTION 2747.** 343.21 (2) of the statutes is amended to read:

8 343.21 (2) (a) In addition to the fees set under sub. (1), any applicant whose
9 application for a permit, license, upgrade or endorsement, taken together with the
10 applicant's currently valid license, if any, requires the department to administer a
11 driving skills test of the applicant's ability to exercise ordinary and reasonable
12 control in the operation of a motor vehicle shall pay to the department an
13 examination fee of \$20 for an examination in a commercial motor vehicle other than
14 a school bus and \$10 \$15 for an examination in any other vehicle. Payment of the
15 examination fee entitles the applicant to not more than 3 tests of the applicant's
16 ability to exercise reasonable control in the operation of a motor vehicle. If the
17 applicant does not qualify for issuance of a license, upgraded license or endorsement
18 in 3 such tests, then a 2nd examination fee in the same amount shall be paid, which
19 payment entitles the applicant to not more than 3 additional tests.

20 (b) The operator shall pay to the department an examination fee of \$10 \$15 for
21 conducting the special examination requested under s. 121.555 (2) (cm), except that
22 if the examination is in a commercial motor vehicle other than a school bus the fee
23 is \$20. Payment of the examination fee entitles the person to not more than 3 tests
24 of the person's ability to safely operate the vehicle proposed to be used under s.
25 121.555 (1) (a). If the applicant does not pass the examination for safe operation of

1 the vehicle in 3 such tests, then a 2nd examination fee in the same amount shall be
2 paid, which payment entitles the person to not more than 3 additional tests.

3 **SECTION 2750.** 343.44 (2) (a) of the statutes, as affected by 1997 Wisconsin Act
4 84, is amended to read:

5 343.44 (2) (a) Any person who violates sub. (1) (a) or a local ordinance in
6 conformity therewith shall be required to forfeit not less than \$50 nor more than
7 \$200.

8 **SECTION 2751.** 343.44 (2) (am) of the statutes, as affected by 1997 Wisconsin
9 Act 84, is amended to read:

10 343.44 (2) (am) Any person who violates sub. (1) (b) before May 1, 1999 2002,
11 may be required to forfeit not more than \$600, except that, if the person has been
12 convicted of a previous violation described in sub. (1) (b) within the preceding 5-year
13 period, the penalty under par. (b) shall apply.

14 **SECTION 2752.** 345.09 (2) of the statutes is amended to read:

15 345.09 (2) The secretary as attorney upon whom processes and notices may be
16 served under this section shall, upon being served with such process or notice,
17 forthwith mail by registered mail a copy thereof to such nonresident at the
18 out-of-state nonresident address given in the papers so served. It is the duty of the
19 party or the party's attorney to certify in the papers so served that the address given
20 therein is the last-known out-of-state nonresident address of the party to be served.
21 In all cases of service under this section there shall be served 2 authenticated copies
22 for the secretary and such additional number of authenticated copies as there are
23 defendants so served in the action. One of the secretary's copies shall be retained for
24 the secretary's record of service and the other copy shall be returned with proper
25 certificate of service attached for filing in court as proof of service of the copies by

1 having mailed them by registered mail to the defendants named therein. The service
2 fee shall be \$15 \$25 for each defendant so served. The secretary shall keep a record
3 of all such processes and notices, which record shall show the day and hour of service.

4 **SECTION 2753.** 345.26 (1) (b) 1. of the statutes is amended to read:

5 345.26 (1) (b) 1. If the person makes a deposit for a violation of a traffic
6 regulation, the person need not appear in court at the time fixed in the citation, and
7 the person will be deemed to have tendered a plea of no contest and submitted to a
8 forfeiture and a penalty assessment, if required by s. ~~165.87~~ 757.05, a jail
9 assessment, if required by s. 302.46 (1), a railroad crossing improvement
10 assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and a crime laboratories
11 and drug law enforcement assessment, if required by s. 165.755, plus any applicable
12 fees prescribed in ch. 814, not to exceed the amount of the deposit that the court may
13 accept as provided in s. 345.37; and

14 **SECTION 2754.** 345.37 (2) of the statutes is amended to read:

15 345.37 (2) If the defendant has made a deposit under s. 345.26, the citation may
16 serve as the initial pleading and the defendant shall be deemed to have tendered a
17 plea of no contest and submitted to a forfeiture and a penalty assessment, if required
18 by s. ~~165.87~~ 757.05, a jail assessment, if required by s. 302.46 (1), a railroad crossing
19 improvement assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and a
20 crime laboratories and drug law enforcement assessment, if required by s. 165.755,
21 plus costs, including any applicable fees prescribed in ch. 814, not exceeding the
22 amount of the deposit. The court may either accept the plea of no contest and enter
23 judgment accordingly, or reject the plea and issue a summons under ch. 968. If the
24 defendant fails to appear in response to the summons, the court shall issue a warrant
25 under ch. 968. If the court accepts the plea of no contest, the defendant may move

1 within 6 months after the date set for the appearance to withdraw the plea of no
2 contest, open the judgment and enter a plea of not guilty upon a showing to the
3 satisfaction of the court that the failure to appear was due to mistake, inadvertence,
4 surprise or excusable neglect. If on reopening the defendant is found not guilty, the
5 court shall immediately notify the department to delete the record of conviction
6 based on the original proceeding and shall order the defendant's deposit returned.

7 **SECTION 2755.** 345.37 (5) of the statutes is amended to read:

8 345.37 (5) Within 5 working days after forfeiture of deposit or entry of default
9 judgment, the official receiving the forfeiture, the penalty assessment, if required by
10 s. ~~165.87~~ 757.05, the jail assessment, if required by s. 302.46 (1), the railroad crossing
11 improvement assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and the
12 crime laboratories and drug law enforcement assessment, if required by s. 165.755,
13 shall forward to the department a certification of the entry of default judgment or a
14 judgment of forfeiture.

15 **SECTION 2756.** 345.375 (2) of the statutes is amended to read:

16 345.375 (2) Upon default of the defendant corporation or limited liability
17 company or upon conviction, judgment for the amount of the forfeiture, the penalty
18 assessment, if required under s. ~~165.87~~ 757.05, the jail assessment, if required by s.
19 302.46 (1), and the crime laboratories and drug law enforcement assessment, if
20 required under s. 165.755, shall be entered.

21 **SECTION 2757.** 345.47 (1) (intro.) of the statutes is amended to read:

22 345.47 (1) (intro.) If the defendant is found guilty, the court may enter
23 judgment against the defendant for a monetary amount not to exceed the maximum
24 forfeiture, penalty assessment, if required by s. ~~165.87~~ 757.05, the jail assessment,
25 if required by s. 302.46 (1), the railroad crossing improvement assessment, if

1 required by s. 346.177, 346.495 or 346.65 (4r), and the crime laboratories and drug
2 law enforcement assessment, if required by s. 165.755, provided for the violation and
3 for costs under s. 345.53 and, in addition, may suspend or revoke his or her operating
4 privilege under s. 343.30. If the judgment is not paid, the court shall order:

5 **SECTION 2758.** 345.47 (1) (b) of the statutes is amended to read:

6 345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension
7 or revocation, that the defendant's operating privilege be suspended for 30 days or
8 until the person pays the forfeiture, the penalty assessment, if required by s. ~~165.87~~
9 757.05, the jail assessment, if required by s. 302.46 (1), the railroad crossing
10 improvement assessment, if required by s. 346.177, 346.495 or 346.65 (4r), and the
11 crime laboratories and drug law enforcement assessment, if required by s. 165.755,
12 but not to exceed 5 years. Suspension under this paragraph shall not affect the power
13 of the court to suspend or revoke under s. 343.30 or the power of the secretary to
14 suspend or revoke the operating privilege.

15 **SECTION 2759.** 345.47 (1) (c) of the statutes is amended to read:

16 345.47 (1) (c) If a court or judge suspends an operating privilege under this
17 section, the court or judge shall immediately take possession of the suspended license
18 and shall forward it to the department together with the notice of suspension, which
19 shall clearly state that the suspension was for failure to pay a forfeiture, a penalty
20 assessment, if required by s. ~~165.87~~ 757.05, a jail assessment, if required by s. 302.46
21 (1), a railroad crossing improvement assessment, if required by s. 346.177, 346.495
22 or 346.65 (4r), and a crime laboratories and drug law enforcement assessment, if
23 required by s. 165.755, imposed by the court. The notice of suspension and the
24 suspended license, if it is available, shall be forwarded to the department within 48
25 hours after the order of suspension. If the forfeiture, penalty assessment, jail

1 assessment, railroad crossing improvement assessment and crime laboratories and
2 drug law enforcement assessment are paid during a period of suspension, the court
3 or judge shall immediately notify the department. Upon receipt of the notice and
4 payment of the reinstatement fee under s. 343.21 (1) (j), the department shall return
5 the surrendered license.

6 **SECTION 2760.** 345.49 (1) of the statutes is amended to read:

7 345.49 (1) Any person imprisoned under s. 345.47 for nonpayment of a
8 forfeiture, a penalty assessment, if required by s. ~~165.87~~ 757.05, a jail assessment,
9 if required by s. 302.46 (1), a railroad crossing improvement assessment, if required
10 by s. 346.177, 346.495 or 346.65 (4r), or a crime laboratories and drug law
11 enforcement assessment, if required by s. 165.755, may, on request, be allowed to
12 work under s. 303.08. If the person does work, earnings shall be applied on the
13 unpaid forfeiture, penalty assessment, jail assessment, railroad crossing
14 improvement assessment or crime laboratories and drug law enforcement
15 assessment after payment of personal board and expenses and support of personal
16 dependents to the extent directed by the court.

17 **SECTION 2761.** 345.61 (2) (c) of the statutes is amended to read:

18 345.61 (2) (c) “Guaranteed arrest bond certificate” as used in this section means
19 any printed card or other certificate issued by an automobile club, association or
20 insurance company to any of its members or insureds, which card or certificate is
21 signed by the member or insureds and contains a printed statement that the
22 automobile club, association or insurance company and a surety company, or an
23 insurance company authorized to transact both automobile liability insurance and
24 surety business, guarantee the appearance of the persons whose signature appears
25 on the card or certificate and that they will in the event of failure of the person to

1 appear in court at the time of trial, pay any fine or forfeiture imposed on the person,
2 including the penalty assessment required by s. ~~165.87~~ 757.05, the jail assessment
3 required by s. 302.46 (1), the railroad crossing improvement assessment required by
4 s. 346.177, 346.495 or 346.65 (4r) and the crime laboratories and drug law
5 enforcement assessment required by s. 165.755, in an amount not exceeding \$200,
6 or \$1,000 as provided in sub. (1) (b).

7 **SECTION 2776.** 348.25 (8) (a) 1. of the statutes is amended to read:

8 348.25 **(8)** (a) 1. For a vehicle or combination of vehicles which exceeds length
9 limitations, \$15, except that if the application for a permit for a vehicle described in
10 this subdivision is submitted to the department after December 31, 1999, and before
11 July 1, 2003, the fee is \$17.

12 **SECTION 2777.** 348.25 (8) (a) 2. of the statutes is amended to read:

13 348.25 **(8)** (a) 2. For a vehicle or combination of vehicles which exceeds either
14 width limitations or height limitations, \$20, except that if the application for a
15 permit for a vehicle described in this subdivision is submitted to the department
16 after December 31, 1999, and before July 1, 2003, the fee is \$22.

17 **SECTION 2778.** 348.25 (8) (a) 2m. of the statutes is amended to read:

18 348.25 **(8)** (a) 2m. For a vehicle or combination of vehicles which exceeds both
19 width and height limitations, \$25, except that if the application for a permit for a
20 vehicle described in this subdivision is submitted to the department after December
21 31, 1999, and before July 1, 2003, the fee is \$28.

22 **SECTION 2779.** 348.25 (8) (a) 3. of the statutes is amended to read:

23 348.25 **(8)** (a) 3. For a vehicle or combination of vehicles, the weight of which
24 exceeds any of the provisions of s. 348.15 (3), 10% of the fee specified in par. (b) 3. for

1 an annual permit for the comparable gross weight, rounded to the nearest whole
2 dollar.

3 **SECTION 2780.** 348.25 (8) (b) 1. of the statutes is amended to read:

4 348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length
5 limitations, \$60, except that if the application for a permit for a vehicle described in
6 this subdivision is submitted to the department after December 31, 1999, and before
7 July 1, 2003, the fee is \$66.

8 **SECTION 2781.** 348.25 (8) (b) 2. of the statutes is amended to read:

9 348.25 (8) (b) 2. For a vehicle or combination of vehicles which exceeds width
10 limitations or height limitations or both, \$90, except that if the application for a
11 permit for a vehicle described in this subdivision is submitted to the department
12 after December 31, 1999, and before July 1, 2003, the fee is \$99.

13 **SECTION 2782.** 348.25 (8) (b) 3. a. of the statutes is amended to read:

14 348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that
15 if the application for a permit for a vehicle described in this subd. 3. a. is submitted
16 to the department after December 31, 1999, and before July 1, 2003, the fee is \$220.

17 **SECTION 2783.** 348.25 (8) (b) 3. b. of the statutes is amended to read:

18 348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more
19 than 100,000 pounds, \$350, except that if the application for a permit for a vehicle
20 described in this subd. 3. b. is submitted to the department after December 31, 1999,
21 and before July 1, 2003, the fee is \$385.

22 **SECTION 2784.** 348.25 (8) (b) 3. c. of the statutes is amended to read:

23 348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus
24 \$100 for each 10,000–pound increment or fraction thereof by which the gross weight
25 exceeds 100,000 pounds, except that if the application for a permit for a vehicle

1 described in this subd. 3. c. is submitted to the department after December 31, 1999,
2 and before July 1, 2003, the fee is \$385 plus \$110 for each 10,000–pound increment
3 or fraction thereof by which the gross weight exceeds 100,000 pounds.

4 **SECTION 2785.** 348.25 (8) (bm) of the statutes is renumbered 348.25 (8) (bm)
5 1. and amended to read:

6 348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a
7 consecutive month permit is one–twelfth of the fee under par. (b) for an annual
8 permit times the number of months for which the permit is desired, plus \$15 for each
9 permit issued. This subdivision does not apply to applications for permits submitted
10 after December 31, 1999, and before July 1, 2003.

11 **SECTION 2786.** 348.25 (8) (bm) 2. of the statutes is created to read:

12 348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a
13 consecutive month permit is one–twelfth of the fee under par. (b) for an annual
14 permit times the number of months for which the permit is desired, plus \$16.50 for
15 each permit issued, rounded to the nearest whole dollar. This subdivision does not
16 apply to applications submitted before January 1, 2000, or submitted after June 30,
17 2003.

18 **SECTION 2786m.** 348.25 (11) of the statutes is created to read:

19 348.25 (11) The department shall develop and implement an automated
20 system for designating the route to be traveled by a vehicle for which a permit is
21 issued under s. 348.26 or 348.27.

22 **SECTION 2793.** 350.01 (3r) of the statutes is created to read:

23 350.01 (3r) “Expedited service” means a process under which a person is able
24 to renew a snowmobile certificate in person and with only one appearance at the site
25 where certificates are issued.

1 **SECTION 2795.** 350.02 (3m) of the statutes is created to read:

2 350.02 **(3m)** A law enforcement officer may operate a snowmobile on a highway
3 in performance of his or her official duties if the snowmobile is equipped with a
4 flashing, oscillating or rotating blue light.

5 **SECTION 2796.** 350.05 (1) (title) of the statutes is amended to read:

6 350.05 **(1)** (title) ~~AGE RESTRICTION~~ PERSONS UNDER 12.

7 **SECTION 2797.** 350.05 (2) of the statutes is amended to read:

8 350.05 **(2)** ~~SNOWMOBILE~~ PERSONS AGED 12 TO 16; SNOWMOBILE SAFETY PERMIT OR
9 ~~OPERATOR'S LICENSE REQUIRED~~ CERTIFICATES AND PROGRAM. No person ~~over the age of~~
10 who is at least 12 years of age but ~~under the age of 16 years of age~~ may operate a
11 snowmobile unless he or she holds a valid snowmobile safety certificate or is
12 accompanied by a person ~~over~~ who is at least 18 years of age or by a person ~~over~~ who
13 is at least 14 years of age having a and who holds a valid snowmobile safety certificate
14 issued by the department. Any person who is ~~over the age of 12 and at least 12 years~~
15 of age but under the age of 16 years of age and who holds is required to hold a
16 snowmobile safety certificate ~~shall carry it while operating a snowmobile or while~~
17 accompanying the operator on a snowmobile shall carry the certificate and shall
18 display it to a law enforcement officer on request. Persons enrolled in a safety
19 certification program approved by the department may operate a snowmobile in an
20 area designated by the instructor.

21 **SECTION 2798.** 350.05 (2) of the statutes, as affected by 1999 Wisconsin Act
22 (this act), is repealed and recreated to read:

23 350.05 **(2)** PERSONS AGED 12 AND OLDER; SNOWMOBILE SAFETY CERTIFICATES AND
24 PROGRAM. (a) No person who is at least 12 years of age and who is born on or after

1 January 1, 1985, may operate a snowmobile unless he or she holds a valid
2 snowmobile safety certificate.

3 (b) Any person who is required to hold a snowmobile safety certificate while
4 operating a snowmobile shall carry the certificate on the snowmobile and shall
5 display the certificate to a law enforcement officer on request. Persons enrolled in
6 a safety certification program approved by the department may operate a
7 snowmobile in an area designated by the instructor.

8 **SECTION 2799.** 350.05 (3) of the statutes is amended to read:

9 350.05 (3) EXCEPTIONS. This section does not apply to the operation of
10 snowmobiles ~~by an operator under the age of 16 years~~ upon lands owned or leased
11 by the operator's parent or guardian. As used in this section, "leased lands" does not
12 include lands leased by an organization of which said operator or the operator's
13 parent or guardian is a member.

14 **SECTION 2800.** 350.05 (4) of the statutes is amended to read:

15 350.05 (4) DEFINITION. For purposes of this section, "accompanied"
16 "accompany" means ~~being to be~~ on the same snowmobile as the operator.

17 **SECTION 2801.** 350.055 of the statutes is amended to read:

18 **350.055 Safety certification program established.** The department shall
19 establish a program of instruction on snowmobile laws, including the intoxicated
20 snowmobiling law, regulations, safety and related subjects. The program shall be
21 conducted by instructors certified by the department. The department may procure
22 liability insurance coverage for certified instructors for work within the scope of their
23 duties under this section. ~~Persons~~ Each person satisfactorily completing this
24 program shall receive ~~certification~~ a snowmobile safety certificate from the
25 department. The department may charge each person who enrolls in the course an

1 instruction fee of \$5. The department shall authorize instructors conducting such
2 courses meeting standards established by it to retain \$1 of the fee to defray expenses
3 incurred locally to conduct the program. The remaining \$4 of the fee shall be retained
4 by the department to defray a part of its expenses incurred to conduct the safety and
5 accident reporting program. A person ~~over the age of 12 years~~ who is at least 12 years
6 of age but under the age of 16 years of age who ~~holds~~ is required to hold a valid
7 snowmobile safety certificate may operate a snowmobile in this state if the person
8 holds a valid snowmobile safety certificate issued by another state or province of the
9 Dominion of Canada ~~need not obtain a certificate from the department~~ and if the
10 course content of the program in such other state or province substantially meets
11 that established by the department under this section.

12 **SECTION 2802.** 350.055 of the statutes, as affected by 1999 Wisconsin Act ...
13 (this act), section 2801, is amended to read:

14 **350.055 Safety certification program established.** The department shall
15 establish a program of instruction on snowmobile laws, including the intoxicated
16 snowmobiling law, regulations, safety and related subjects. The program shall be
17 conducted by instructors certified by the department. The department may procure
18 liability insurance coverage for certified instructors for work within the scope of their
19 duties under this section. Each person satisfactorily completing this program shall
20 receive a snowmobile safety certificate from the department. The department ~~may~~
21 ~~charge each person who enrolls in the course~~ shall establish by rule an instruction
22 fee of \$5 for this program. An instructor conducting a program of instruction under
23 this section shall collect the instruction fee from each person who receives
24 instruction. The department ~~shall authorize instructors conducting such courses~~
25 ~~meeting standards established by it to retain \$1~~ may determine the portion of the

1 this fee, which may not exceed 50%, that the instructor may retain to defray expenses
2 incurred locally to conduct by the instructor in conducting the program. The
3 remaining \$4 of the fee shall be retained by the department to defray a part of its
4 expenses incurred to conduct the safety and accident reporting program instructor
5 shall remit the remainder of the fee or, if nothing is retained, the entire fee to the
6 department. A person who is at least 12 years of age but under the 16 years of age
7 who is required to hold a valid snowmobile safety certificate may operate a
8 snowmobile in this state if the person holds a valid snowmobile safety certificate
9 issued by another state or province of the Dominion of Canada and if the course
10 content of the program in such other state or province substantially meets that
11 established by the department under this section.

12 **SECTION 2803.** 350.055 of the statutes, as affected by 1999 Wisconsin Act ...
13 (this act), section 2802, is repealed and recreated to read:

14 **350.055 Safety certification program established.** The department shall
15 establish a program of instruction on snowmobile laws, including the intoxicated
16 snowmobiling law, regulations, safety and related subjects. The program shall be
17 conducted by instructors certified by the department. The department may procure
18 liability insurance coverage for certified instructors for work within the scope of their
19 duties under this section. Each person satisfactorily completing this program shall
20 receive a snowmobile safety certificate from the department. The department shall
21 establish by rule an instruction fee for this program. An instructor conducting a
22 program of instruction under this section shall collect the instruction fee from each
23 person who receives instruction. The department may determine the portion of this
24 fee, which may not exceed 50%, that the instructor may retain to defray expenses
25 incurred by the instructor in conducting the program. The instructor shall remit the

1 remainder of the fee or, if nothing is retained, the entire fee to the department. A
2 person who is required to hold a valid snowmobile safety certificate may operate a
3 snowmobile in this state if the person holds a valid snowmobile safety certificate
4 issued by another state or province of the Dominion of Canada and if the course
5 content of the program in such other state or province substantially meets that
6 established by the department under this section.

7 **SECTION 2805.** 350.12 (3h) of the statutes is created to read:

8 350.12 **(3h)** REGISTRATION; RENEWALS; AGENTS. (a) *Issuance; appointment of*
9 *agents.* For the issuance of snowmobile certificates, the department may do any of
10 the following:

11 1. Directly issue the certificates.

12 2. Appoint, as an agent of the department, the clerk of one or more counties to
13 issue the certificates.

14 3. Appoint persons who are not employes of the department to issue the
15 certificates as agents of the department.

16 (b) *Duplicates.* For purposes of this subsection, the issuance of a duplicate of
17 a snowmobile certificate shall be considered the same as the issuance of an original
18 certificate.

19 (c) *Agent activities.* 1. The clerk of any county appointed under par. (a) 2. or (e)
20 may accept the appointment.

21 2. The department may promulgate rules regulating the activities of persons
22 appointed under pars. (a) and (e).

23 (d) *Issuing fees.* An agent appointed under par. (a) 2. or 3. shall collect an
24 issuing fee of \$3 for each snowmobile certificate that the agent issues. The agent
25 shall remit to the department \$2 of each issuing fee collected.

1 (e) *Renewals; agents.* For the renewal of snowmobile certificates for public use
2 or the renewal of commercial snowmobile certificates, the department may renew the
3 certificates directly or may appoint agents in the manner specified in par. (a) 2. or
4 3. The department may establish an expedited service to be provided by the
5 department and these agents to renew these types of snowmobile certificates.

6 (f) *Renewals; fees.* In addition to a renewal fee under sub. (3), the department
7 may authorize that a supplemental renewal fee of \$3 be collected for the renewal of
8 snowmobile certificates that are renewed in any of the following manners:

- 9 1. By agents appointed under par. (e).
- 10 2. By the department using the expedited service.

11 (g) *Remittal of fees.* An agent appointed under par. (e) shall remit to the
12 department \$2 of each \$3 fee collected under par. (f). Any fees remitted to or collected
13 by the department under par. (d) or (f) shall be credited to the appropriation account
14 under s. 20.370 (9) (hu).

15 **SECTION 2807.** 350.12 (3j) (b) of the statutes is amended to read:

16 350.12 **(3j)** (b) The fee for a trail use sticker issued for a snowmobile that is
17 exempt from registration under sub. (2) (b) or (bn) is \$12.25. A trail use sticker issued
18 for such a snowmobile may be issued only by the department and persons appointed
19 by the department and ~~is valid for one~~ expires on June 30 of each year.

20 **SECTION 2808.** 350.12 (4) (a) (intro.) of the statutes is amended to read:

21 350.12 **(4)** (a) *Enforcement, administration and related costs.* (intro.) The
22 moneys appropriated from s. 20.370 (3) (ak) and (aq), (5) (es) and (9) (mu) and (mw)
23 may be used for the following:

24 **SECTION 2809.** 350.12 (4) (a) 3m. of the statutes is amended to read:

1 350.12 (4) (a) 3m. The cost of state law enforcement efforts as appropriated
2 under s. 20.370 (3) (ak) and (aq); and

3 **SECTION 2810.** 350.12 (4) (am) of the statutes is amended to read:

4 350.12 (4) (am) *Enforcement aids to department.* ~~Beginning with fiscal year~~
5 ~~1993–94, of~~ Of the amounts appropriated under s. 20.370 (3) (ak) and (aq), the
6 department shall allocate \$26,000 in each fiscal year to be used exclusively for the
7 purchase of snowmobiles or trailers to carry snowmobiles, or both, to be used in state
8 law enforcement efforts.

9 **SECTION 2811.** 350.12 (4) (b) (intro.) of the statutes is amended to read:

10 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
11 under s. 20.370 (1) (mq) and (5) (cb), (cr) and (cs) shall be used for development and
12 maintenance, the cooperative snowmobile sign program, major reconstruction or
13 rehabilitation to improve bridges on existing approved trails, trail rehabilitation,
14 signing of snowmobile routes, and state snowmobile trails and areas and distributed
15 as follows:

16 **SECTION 2814.** 350.12 (5) (d) of the statutes is amended to read:

17 350.12 (5) (d) At the end of the registration period the department shall send
18 the owner of each snowmobile a ~~2–part~~ renewal application. The owner shall
19 ~~complete and sign one portion of the renewal application and return that portion~~ the
20 application and the proper fee to the department. ~~The owner shall complete and sign~~
21 ~~the other portion of the renewal application. The owner shall destroy this portion~~
22 ~~of the renewal application upon receipt of the registration certificate and decals~~ or
23 to an agent appointed under sub. (3h) (e).

24 **SECTION 2816.** 351.02 (1) (a) 10. of the statutes, as affected by 1997 Wisconsin
25 Act 84, is amended to read:

1 351.02 (1) (a) 10. Any offense under the law of another jurisdiction prohibiting
2 conduct described in sections 6–207, 6–302, 10–102, 10–103, 10–104,
3 11–901,11–902, 11–907 or 11–908 of the uniform vehicle code and model traffic
4 ordinance (1987), or prohibiting homicide or manslaughter resulting from the
5 operation of a motor vehicle, use of a motor vehicle in the commission of a felony,
6 reckless or careless driving or driving a motor vehicle with wilful or wanton
7 disregard for the safety of persons or property, driving or operating a motor vehicle
8 while under the influence of alcohol, a controlled substance, a controlled substance
9 analog or any other drug or a combination thereof as prohibited, refusal to submit
10 to chemical testing, ~~operating a motor vehicle while the operating privilege or~~
11 ~~operator’s license is revoked or suspended,~~ perjury or the making false statements
12 or affidavits to a governmental agency in connection with the ownership or operation
13 of a motor vehicle, failing to stop and identify oneself as the driver or operator in the
14 event of a motor vehicle accident with a person or an attended motor vehicle or fleeing
15 from or attempting to elude a police, law enforcement or other peace officer, as those
16 or substantially similar terms are used in that jurisdiction’s laws.

17 **SECTION 2817.** 351.025 (2) (a) of the statutes, as affected by 1997 Wisconsin Act
18 84, is renumbered 351.025 (2) and amended to read:

19 351.025 (2) The revocation is effective on the date the department mails the
20 notice of revocation, ~~except as provided in par. (b).~~

21 **SECTION 2818.** 351.025 (2) (b) of the statutes is repealed.

22 **SECTION 2819.** 409.302 (1) (i) of the statutes is renumbered 409.302 (3) (e) and
23 amended to read:

24 409.302 (3) (e) A ~~security interest created by a~~ master lease entered into by the
25 state under s. 16.76 (4).

1 **SECTION 2820.** 409.302 (3) (intro.) of the statutes is amended to read:

2 409.302 **(3)** (intro.) The filing provisions of this chapter are not necessary or
3 effective to perfect a security interest in property subject to any of the following:

4 **SECTION 2821.** 409.302 (3) (a) to (c) of the statutes are amended to read:

5 409.302 **(3)** (a) A statute or treaty of the United States which provides for a
6 national or international registration or a national or international certificate of title
7 or which specifies a place of filing different from that specified in this chapter for
8 filing of the security interest; ~~or.~~

9 (b) The following vehicle title statutes: ss. 342.19, 342.20, 342.284 and 342.285;
10 but during any period in which collateral is inventory held for sale by a person who
11 is in the business of selling goods of that kind, the filing provisions of ss. 409.401 to
12 409.408 apply to a security interest in that collateral created by that person as
13 debtor; ~~or.~~

14 (bm) The following boat title statutes: ss. 30.57, 30.572 and 30.573; but during
15 any period in which collateral is inventory held for sale by a person who is in the
16 business of selling goods of that kind, the filing provisions of ss. 409.401 to 409.408
17 apply to a security interest in that collateral created by that person as debtor; ~~or.~~

18 (c) A certificate of title statute of another jurisdiction under the law of which
19 indication of a security interest on the certificate is required as a condition of
20 perfection (s. 409.103 (2)); ~~or.~~

21 **SECTION 2821m.** 409.302 (3) (f) of the statutes is created to read:

22 409.302 **(3)** (f) The mobile home security interest provisions under subch. V of
23 ch. 101.

24 **SECTION 2822.** 409.313 (4) (e) of the statutes is created to read:

1 409.313 (4) (e) The security interest is created by a master lease entered into
2 by the state under s. 16.76 (4), the security interest is perfected under s. 16.76 (4) (e)
3 before the interest of the encumbrancer or owner is of record, the security interest
4 has priority over any conflicting interest of a predecessor in title of the encumbrancer
5 or owner and the debtor has an interest of record in the real estate.

6 **SECTION 2822d.** 409.407 (2m) of the statutes is created to read:

7 409.407 (2m) EXAMINATION OF INFORMATION AT AN OFFICE OF THE REGISTER OF
8 DEEDS. (a) Upon request of any person at an office of the register of deeds, the office
9 of the register of deeds shall allow the person to examine all of the following free of
10 charge:

11 1. Financing statements, amendments, termination statements, continuation
12 statements, statements of assignment and statements of release that are filed under
13 ss. 409.401 to 409.408 with that office of the register of deeds.

14 2. Information contained in microfilms or other photographic copies provided
15 by the department to that office of the register of deeds under s. 409.410 (3) (b) and
16 (c).

17 (b) An office of the register of deeds that does not request information from the
18 department under s. 409.410 (3) (b) shall make available at least one computer
19 terminal for any person at the office of the register of deeds to use free of charge to
20 examine current information under s. 409.410 (3) (b) 1. to 5. for each financing
21 statement, amendment, termination statement, continuation statement, statement
22 of assignment and statement of release about which information is stored in the
23 uniform commercial code statewide lien system established under s. 409.410 (1), (2)
24 and (3) (a).

25 **SECTION 2822f.** 409.410 (title) of the statutes is amended to read:

1 **409.410** (title) **Statewide lien system; creation; distribution of**
2 **information.**

3 **SECTION 2822h.** 409.410 (3) of the statutes is renumbered 409.410 (3) (a).

4 **SECTION 2822j.** 409.410 (3) (b) of the statutes is created to read:

5 409.410 **(3)** (b) Upon request of an office of the register of deeds in this state,
6 the department shall provide the office of the register of deeds with a copy of a list
7 containing all of the following information for every financing statement,
8 amendment, termination statement, continuation statement, statement of
9 assignment and statement of release about which information is stored in the
10 uniform commercial code statewide lien system under this section:

- 11 1. The type of statement or amendment.
- 12 2. The date and time of filing of the statement or amendment.
- 13 3. The file number of the statement or amendment.
- 14 4. The debtor's name and address.
- 15 5. The secured party's name and address.

16 **SECTION 2822L.** 409.410 (3) (c) of the statutes is created to read:

17 409.410 **(3)** (c) The department shall provide the copy under par. (b) to an office
18 of the register of deeds free of charge. The department shall provide an office of the
19 register of deeds that receives a copy under par. (b) with a copy of current information
20 satisfying the requirements under par. (b) as often as is practicable.

21 **SECTION 2822m.** 411.104 (1) (a) of the statutes is amended to read:

22 411.104 **(1)** (a) Certificate of title statute of this state, including ss. 30.531,
23 101.9203 and 342.05.

24 **SECTION 2822o.** 422.201 (12m) of the statutes is amended to read:

1 422.201 **(12m)** This section does not apply to consumer credit sales of or
2 consumer loans secured by a first lien on or equivalent security interest in mobile
3 homes as defined in s. ~~218.10 (2)~~ 101.91 (2e), if the sales or loans are made on or after
4 November 1, 1981.

5 **SECTION 2822p.** 422.209 (1m) (a) 2. of the statutes is amended to read:

6 422.209 **(1m)** (a) 2. The loan administration fee is for a consumer loan that is
7 secured primarily by an interest in real property or in a mobile home, as defined in
8 s. ~~218.10 (2)~~ 101.91 (2e).

9 **SECTION 2822t.** 422.413 (2g) (intro.) of the statutes is amended to read:

10 422.413 **(2g)** (intro.) In any consumer credit transaction in which the collateral
11 is a motor vehicle as defined in s. 340.01 (35), a trailer as defined in s. 340.01 (71),
12 a snowmobile as defined in s. 340.01 (58a), a boat as defined in s. 30.50 (2), an aircraft
13 as defined in s. 114.002 (3), or a mobile home as defined in s. ~~218.10 (2)~~ 101.91 (2e),
14 a writing evidencing the transaction may provide for the creditor's recovery of all of
15 the following expenses, if the expenses are reasonable and bona fide:

16 **SECTION 2823.** 440.03 (15) of the statutes is created to read:

17 440.03 **(15)** The department shall promulgate rules that establish the fees
18 specified in ss. 440.05 (10) and 440.08 (2) (d).

19 **SECTION 2824.** 440.05 (1) (a) of the statutes is amended to read:

20 440.05 **(1)** (a) Initial credential: ~~\$41~~ \$44. Each applicant for an initial
21 credential shall pay the initial credential fee to the department when the application
22 materials for the initial credential are submitted to the department.

23 **SECTION 2825.** 440.05 (10) of the statutes is created to read:

24 440.05 **(10)** Expedited service: If an applicant for a credential requests that
25 the department process an application on an expedited basis, the applicant shall pay

1 a service fee that is equal to the department's best estimate of the cost of processing
2 the application on an expedited basis, including the cost of providing counter or other
3 special handling services.

4 **SECTION 2826.** 440.055 (1) of the statutes is repealed.

5 **SECTION 2827.** 440.055 (2) of the statutes is amended to read:

6 440.055 (2) If the department permits the payment of a fee with use of a credit
7 card ~~under sub. (1)~~, the department shall charge a credit card service charge for each
8 transaction. The credit card service charge shall be in addition to the fee that is being
9 paid with the credit card and shall be sufficient to pay the costs to the department
10 for providing this service to persons who request it, including the cost of any services
11 for which the department contracts under sub. (3).

12 **SECTION 2828.** 440.08 (2) (a) 1. of the statutes is amended to read:

13 440.08 (2) (a) 1. Accountant, certified public: January 1 of each
14 even-numbered year; ~~\$47~~ \$52.

15 **SECTION 2829.** 440.08 (2) (a) 2. of the statutes is amended to read:

16 440.08 (2) (a) 2. Accountant, public: January 1 of each even-numbered year;
17 ~~\$41~~ \$44.

18 **SECTION 2830.** 440.08 (2) (a) 3. of the statutes is amended to read:

19 440.08 (2) (a) 3. Accounting corporation or partnership: January 1 of each
20 even-numbered year; ~~\$41~~ \$47.

21 **SECTION 2831.** 440.08 (2) (a) 4. of the statutes is amended to read:

22 440.08 (2) (a) 4. Acupuncturist: July 1 of each odd-numbered year; ~~\$73~~ \$78.

23 **SECTION 2832.** 440.08 (2) (a) 4m. of the statutes is amended to read:

24 440.08 (2) (a) 4m. Advanced practice nurse prescriber: October 1 of each
25 even-numbered year; ~~\$41~~ \$69.

1 **SECTION 2833.** 440.08 (2) (a) 5. of the statutes is amended to read:

2 440.08 (2) (a) 5. Aesthetician: July 1 of each odd-numbered year; ~~\$77~~ \$58.

3 **SECTION 2834.** 440.08 (2) (a) 6. of the statutes is amended to read:

4 440.08 (2) (a) 6. Aesthetics establishment: July 1 of each odd-numbered year;
5 ~~\$41~~ \$47.

6 **SECTION 2835.** 440.08 (2) (a) 7. of the statutes is amended to read:

7 440.08 (2) (a) 7. Aesthetics instructor: July 1 of each odd-numbered year; ~~\$142~~
8 \$47.

9 **SECTION 2836.** 440.08 (2) (a) 9. of the statutes is amended to read:

10 440.08 (2) (a) 9. Aesthetics specialty school: July 1 of each odd-numbered year;
11 ~~\$41~~ \$44.

12 **SECTION 2837.** 440.08 (2) (a) 11. of the statutes is amended to read:

13 440.08 (2) (a) 11. Appraiser, real estate, certified general: January 1 of each
14 even-numbered year; ~~\$95~~ \$108.

15 **SECTION 2838.** 440.08 (2) (a) 11m. of the statutes is amended to read:

16 440.08 (2) (a) 11m. Appraiser, real estate, certified residential: January 1 of
17 each even-numbered year; ~~\$101~~ \$114.

18 **SECTION 2839.** 440.08 (2) (a) 12. of the statutes is amended to read:

19 440.08 (2) (a) 12. Appraiser, real estate, licensed: January 1 of each
20 even-numbered year; ~~\$72~~ \$134.

21 **SECTION 2840.** 440.08 (2) (a) 13. of the statutes is amended to read:

22 440.08 (2) (a) 13. Architect: August 1 of each even-numbered year; ~~\$44~~ \$49.

23 **SECTION 2841.** 440.08 (2) (a) 14. of the statutes is amended to read:

24 440.08 (2) (a) 14. Architectural or engineering firm, partnership or corporation:
25 February 1 of each even-numbered year; ~~\$41~~ \$47.

1 **SECTION 2842.** 440.08 (2) (a) 14g. of the statutes is amended to read:

2 440.08 (2) (a) 14g. Auction company: January 1 of each odd-numbered year;
3 ~~\$41~~ \$47.

4 **SECTION 2843.** 440.08 (2) (a) 14r. of the statutes is amended to read:

5 440.08 (2) (a) 14r. Auctioneer: January 1 of each odd-numbered year; \$100
6 \$135.

7 **SECTION 2844.** 440.08 (2) (a) 15. of the statutes is amended to read:

8 440.08 (2) (a) 15. Audiologist: February 1 of each odd-numbered year; \$44
9 \$100.

10 **SECTION 2845.** 440.08 (2) (a) 16. of the statutes is amended to read:

11 440.08 (2) (a) 16. Barbering or cosmetology establishment: July 1 of each
12 odd-numbered year; ~~\$41~~ \$47.

13 **SECTION 2846.** 440.08 (2) (a) 17. of the statutes is amended to read:

14 440.08 (2) (a) 17. Barbering or cosmetology instructor: July 1 of each
15 odd-numbered year; ~~\$139~~ \$91.

16 **SECTION 2847.** 440.08 (2) (a) 18. of the statutes is amended to read:

17 440.08 (2) (a) 18. Barbering or cosmetology manager: July 1 of each
18 odd-numbered year; ~~\$61~~ \$68.

19 **SECTION 2848.** 440.08 (2) (a) 20. of the statutes is amended to read:

20 440.08 (2) (a) 20. Barber or cosmetologist: July 1 of each odd-numbered year;
21 ~~\$52~~ \$55.

22 **SECTION 2849.** 440.08 (2) (a) 24. of the statutes is amended to read:

23 440.08 (2) (a) 24. Chiropractor: January 1 of each odd-numbered year; ~~\$162~~
24 \$139.

25 **SECTION 2850.** 440.08 (2) (a) 25. of the statutes is amended to read:

1 440.08 (2) (a) 25. Dental hygienist: October 1 of each odd-numbered year; \$41
2 \$48.

3 **SECTION 2851.** 440.08 (2) (a) 26. of the statutes is amended to read:

4 440.08 (2) (a) 26. Dentist: October 1 of each odd-numbered year; ~~\$98~~ \$105.

5 **SECTION 2852.** 440.08 (2) (a) 27. of the statutes is amended to read:

6 440.08 (2) (a) 27. Designer of engineering systems: February 1 of each
7 even-numbered year; ~~\$47~~ \$52.

8 **SECTION 2853.** 440.08 (2) (a) 27m. of the statutes is amended to read:

9 440.08 (2) (a) 27m. Dietitian: November 1 of each even-numbered year; \$41
10 \$47.

11 **SECTION 2854.** 440.08 (2) (a) 28. of the statutes is amended to read:

12 440.08 (2) (a) 28. Drug distributor: June 1 of each even-numbered year; \$41
13 \$47.

14 **SECTION 2855.** 440.08 (2) (a) 29. of the statutes is amended to read:

15 440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year; \$41
16 \$47.

17 **SECTION 2856.** 440.08 (2) (a) 30. of the statutes is amended to read:

18 440.08 (2) (a) 30. Electrologist: July 1 of each odd-numbered year; ~~\$77~~ \$65.

19 **SECTION 2857.** 440.08 (2) (a) 31. of the statutes is amended to read:

20 440.08 (2) (a) 31. Electrology establishment: July 1 of each odd-numbered
21 year; ~~\$41~~ \$47.

22 **SECTION 2858.** 440.08 (2) (a) 34. of the statutes is amended to read:

23 440.08 (2) (a) 34. Electrology specialty school: July 1 of each odd-numbered
24 year; ~~\$41~~ \$44.

25 **SECTION 2859.** 440.08 (2) (a) 35. of the statutes is amended to read:

1 440.08 (2) (a) 35. Engineer, professional: August 1 of each even-numbered
2 year; ~~\$43~~ \$49.

3 **SECTION 2860.** 440.08 (2) (a) 35m. of the statutes is amended to read:

4 440.08 (2) (a) 35m. Fund-raising counsel: September 1 of each
5 even-numbered year; ~~\$41~~ \$44.

6 **SECTION 2861.** 440.08 (2) (a) 36. of the statutes is amended to read:

7 440.08 (2) (a) 36. Funeral director: January 1 of each even-numbered year;
8 ~~\$144~~ \$140.

9 **SECTION 2862.** 440.08 (2) (a) 37. of the statutes is amended to read:

10 440.08 (2) (a) 37. Funeral establishment: June 1 of each odd-numbered year;
11 ~~\$41~~ \$47.

12 **SECTION 2863.** 440.08 (2) (a) 38. of the statutes is amended to read:

13 440.08 (2) (a) 38. Hearing instrument specialist: February 1 of each
14 even-numbered odd-numbered year; ~~\$200~~ \$100.

15 **SECTION 2864.** 440.08 (2) (a) 38g. of the statutes is amended to read:

16 440.08 (2) (a) 38g. Home inspector: January 1 of each odd-numbered year; ~~\$41~~
17 \$44.

18 **SECTION 2865.** 440.08 (2) (a) 38m. of the statutes is amended to read:

19 440.08 (2) (a) 38m. Landscape architect: August 1 of each even-numbered
20 year; ~~\$41~~ \$51.

21 **SECTION 2866.** 440.08 (2) (a) 39. of the statutes is amended to read:

22 440.08 (2) (a) 39. Land surveyor: February 1 of each even-numbered year; ~~\$69~~
23 \$75.

24 **SECTION 2867.** 440.08 (2) (a) 42. of the statutes is amended to read:

1 440.08 (2) (a) 42. Manicuring establishment: July 1 of each odd-numbered
2 year; ~~\$41~~ \$44.

3 **SECTION 2868.** 440.08 (2) (a) 43. of the statutes is amended to read:

4 440.08 (2) (a) 43. Manicuring instructor: July 1 of each odd-numbered year;
5 ~~\$112~~ \$44.

6 **SECTION 2869.** 440.08 (2) (a) 45. of the statutes is amended to read:

7 440.08 (2) (a) 45. Manicuring specialty school: July 1 of each odd-numbered
8 year; ~~\$41~~ \$44.

9 **SECTION 2870.** 440.08 (2) (a) 46. of the statutes is amended to read:

10 440.08 (2) (a) 46. Manicurist: July 1 of each odd-numbered year; ~~\$78~~ \$131.

11 **SECTION 2871.** 440.08 (2) (a) 46m. of the statutes is amended to read:

12 440.08 (2) (a) 46m. Marriage and family therapist: July 1 of each
13 odd-numbered year; ~~\$66~~ \$82.

14 **SECTION 2872.** 440.08 (2) (a) 48. of the statutes is amended to read:

15 440.08 (2) (a) 48. Nurse, licensed practical: May 1 of each odd-numbered year;
16 ~~\$48~~ \$54.

17 **SECTION 2873.** 440.08 (2) (a) 49. of the statutes is amended to read:

18 440.08 (2) (a) 49. Nurse, registered: March 1 of each even-numbered year; ~~\$46~~
19 \$52.

20 **SECTION 2874.** 440.08 (2) (a) 50. of the statutes is amended to read:

21 440.08 (2) (a) 50. Nurse-midwife: March 1 of each even-numbered year; ~~\$41~~
22 \$47.

23 **SECTION 2875.** 440.08 (2) (a) 51. of the statutes is amended to read:

24 440.08 (2) (a) 51. Nursing home administrator: July 1 of each even-numbered
25 year; ~~\$102~~ \$111.

1 **SECTION 2876.** 440.08 (2) (a) 52. of the statutes is amended to read:

2 440.08 (2) (a) 52. Occupational therapist: November 1 of each odd-numbered
3 year; ~~\$42~~ \$49.

4 **SECTION 2877.** 440.08 (2) (a) 53. of the statutes is amended to read:

5 440.08 (2) (a) 53. Occupational therapy assistant: November 1 of each
6 odd-numbered year; ~~\$42~~ \$48.

7 **SECTION 2878.** 440.08 (2) (a) 54. of the statutes is amended to read:

8 440.08 (2) (a) 54. Optometrist: January 1 of each even-numbered year; ~~\$58~~
9 \$61.

10 **SECTION 2879.** 440.08 (2) (a) 55. of the statutes is amended to read:

11 440.08 (2) (a) 55. Pharmacist: June 1 of each even-numbered year; ~~\$75~~ \$73.

12 **SECTION 2880.** 440.08 (2) (a) 56. of the statutes is amended to read:

13 440.08 (2) (a) 56. Pharmacy: June 1 of each even-numbered year; ~~\$41~~ \$47.

14 **SECTION 2881.** 440.08 (2) (a) 57. of the statutes is amended to read:

15 440.08 (2) (a) 57. Physical therapist: November 1 of each odd-numbered year;
16 ~~\$46~~ \$51.

17 **SECTION 2882.** 440.08 (2) (a) 58. of the statutes is amended to read:

18 440.08 (2) (a) 58. Physician: November 1 of each odd-numbered year; ~~\$110~~
19 \$122.

20 **SECTION 2883.** 440.08 (2) (a) 59. of the statutes is amended to read:

21 440.08 (2) (a) 59. Physician assistant: November 1 of each odd-numbered year;
22 ~~\$51~~ \$59.

23 **SECTION 2884.** 440.08 (2) (a) 60. of the statutes is amended to read:

24 440.08 (2) (a) 60. Podiatrist: November 1 of each odd-numbered year; ~~\$180~~
25 \$140.

1 **SECTION 2885.** 440.08 (2) (a) 61. of the statutes is amended to read:

2 440.08 (2) (a) 61. Private detective: September 1 of each even-numbered year;
3 ~~\$178~~ \$89.

4 **SECTION 2886.** 440.08 (2) (a) 62. of the statutes is amended to read:

5 440.08 (2) (a) 62. Private detective agency: September 1 of each
6 even-numbered year; ~~\$41~~ \$47.

7 **SECTION 2887.** 440.08 (2) (a) 63. of the statutes is amended to read:

8 440.08 (2) (a) 63. Private practice school psychologist: October 1 of each
9 odd-numbered year; ~~\$67~~ \$69.

10 **SECTION 2888.** 440.08 (2) (a) 63g. of the statutes is amended to read:

11 440.08 (2) (a) 63g. Private security person: September 1 of each
12 even-numbered year; ~~\$41~~ \$49.

13 **SECTION 2889.** 440.08 (2) (a) 63m. of the statutes is amended to read:

14 440.08 (2) (a) 63m. Professional counselor: July 1 of each odd-numbered year;
15 ~~\$55~~ \$63.

16 **SECTION 2890.** 440.08 (2) (a) 63t. of the statutes is amended to read:

17 440.08 (2) (a) 63t. Professional fund-raiser: September 1 of each
18 even-numbered year; ~~\$61~~ \$91.

19 **SECTION 2891.** 440.08 (2) (a) 63u. of the statutes is amended to read:

20 440.08 (2) (a) 63u. Professional geologist: August 1 of each even-numbered
21 year; ~~\$42~~ \$48.

22 **SECTION 2892.** 440.08 (2) (a) 63v. of the statutes is amended to read:

23 440.08 (2) (a) 63v. Professional geology, hydrology or soil science firm,
24 partnership or corporation: August 1 of each even-numbered year; ~~\$42~~ \$44.

25 **SECTION 2893.** 440.08 (2) (a) 63w. of the statutes is amended to read:

1 440.08 (2) (a) 63w. Professional hydrologist: August 1 of each even-numbered
2 year; ~~\$42~~ \$44.

3 **SECTION 2894.** 440.08 (2) (a) 63x. of the statutes is amended to read:

4 440.08 (2) (a) 63x. Professional soil scientist: August 1 of each even-numbered
5 year; ~~\$42~~ \$44.

6 **SECTION 2895.** 440.08 (2) (a) 64. of the statutes is amended to read:

7 440.08 (2) (a) 64. Psychologist: October 1 of each odd-numbered year; ~~\$107~~
8 \$105.

9 **SECTION 2896.** 440.08 (2) (a) 65. of the statutes is amended to read:

10 440.08 (2) (a) 65. Real estate broker: January 1 of each odd-numbered year;
11 ~~\$125~~ \$109.

12 **SECTION 2897.** 440.08 (2) (a) 66. of the statutes is amended to read:

13 440.08 (2) (a) 66. Real estate business entity: January 1 of each odd-numbered
14 year; ~~\$71~~ \$57.

15 **SECTION 2898.** 440.08 (2) (a) 67. of the statutes is amended to read:

16 440.08 (2) (a) 67. Real estate salesperson: January 1 of each odd-numbered
17 year; ~~\$73~~ \$79.

18 **SECTION 2899.** 440.08 (2) (a) 67m. of the statutes is amended to read:

19 440.08 (2) (a) 67m. Registered interior designer: August 1 of each
20 even-numbered year; ~~\$41~~ \$47.

21 **SECTION 2900.** 440.08 (2) (a) 67q. of the statutes, as created by 1997 Wisconsin
22 Act 156, is amended to read:

23 440.08 (2) (a) 67q. Registered massage therapist or bodyworker: March 1 of
24 each odd-numbered year; ~~\$41~~ \$44.

1 **SECTION 2901.** 440.08 (2) (a) 67v. of the statutes, as created by 1997 Wisconsin
2 Act 261, is amended to read:

3 440.08 (2) (a) 67v. Registered music, art or dance therapist: October 1 of each
4 odd-numbered year; ~~\$41~~ \$44.

5 **SECTION 2902.** 440.08 (2) (a) 68. of the statutes is amended to read:

6 440.08 (2) (a) 68. Respiratory care practitioner: November 1 of each
7 odd-numbered year; ~~\$42~~ \$50.

8 **SECTION 2903.** 440.08 (2) (a) 68d. of the statutes is amended to read:

9 440.08 (2) (a) 68d. Social worker: July 1 of each odd-numbered year; ~~\$44~~ \$54.

10 **SECTION 2904.** 440.08 (2) (a) 68h. of the statutes is amended to read:

11 440.08 (2) (a) 68h. Social worker, advanced practice: July 1 of each
12 odd-numbered year; ~~\$46~~ \$53.

13 **SECTION 2905.** 440.08 (2) (a) 68p. of the statutes is amended to read:

14 440.08 (2) (a) 68p. Social worker, independent: July 1 of each odd-numbered
15 year; ~~\$49~~ \$55.

16 **SECTION 2906.** 440.08 (2) (a) 68t. of the statutes is amended to read:

17 440.08 (2) (a) 68t. Social worker, independent clinical: July 1 of each
18 odd-numbered year; ~~\$57~~ \$69.

19 **SECTION 2907.** 440.08 (2) (a) 68v. of the statutes is amended to read:

20 440.08 (2) (a) 68v. Speech-language pathologist: February 1 of each
21 odd-numbered year; ~~\$44~~ \$53.

22 **SECTION 2908.** 440.08 (2) (a) 69. of the statutes is amended to read:

23 440.08 (2) (a) 69. Time-share salesperson: January 1 of each odd-numbered
24 year; ~~\$61~~ \$103.

25 **SECTION 2909.** 440.08 (2) (a) 70. of the statutes is amended to read:

1 440.08 (2) (a) 70. Veterinarian: January 1 of each even-numbered year; \$82
2 \$95.

3 **SECTION 2910.** 440.08 (2) (a) 71. of the statutes is amended to read:

4 440.08 (2) (a) 71. Veterinary technician: January 1 of each even-numbered
5 year; ~~\$42~~ \$48.

6 **SECTION 2911.** 440.08 (2) (d) of the statutes is created to read:

7 440.08 (2) (d) If an applicant for credential renewal requests that the
8 department process an application on an expedited basis, the applicant shall pay a
9 service fee that is equal to the department's best estimate of the cost of processing
10 the application on an expedited basis, including the cost of providing counter or other
11 special handling services.

12 **SECTION 2912.** 440.23 (1) of the statutes is amended to read:

13 440.23 (1) If the holder of a credential pays a fee required under s. 440.05 (1)
14 or (6), 440.08, 444.03, 444.05, 444.11 or 459.46 (2) (b) by check or debit or credit card
15 and the check is not paid by the ~~bank~~ financial institution upon which the check is
16 drawn or if the demand for payment under the debit or credit card transaction is not
17 paid by the financial institution upon which demand is made, the department may
18 cancel the credential on or after the 60th day after the department receives the notice
19 from the ~~bank~~ financial institution, subject to sub. (2).

20 **SECTION 2913.** 440.23 (2) (intro.) of the statutes is amended to read:

21 440.23 (2) (intro.) At least 20 days before canceling a credential, the
22 department shall mail a notice to the holder of the credential that informs the holder
23 that the check or demand for payment under the debit or credit card transaction was
24 not paid by the ~~bank~~ financial institution and that the holder's credential may be

1 canceled on the date determined under sub. (1) unless the holder does all of the
2 following before that date:

3 **SECTION 2914.** 440.23 (2) (a) of the statutes is amended to read:

4 440.23 (2) (a) Pays the fee for which the unpaid check or demand for payment
5 under the credit or debit card transaction was issued.

6 **SECTION 2915.** 440.41 (5m) of the statutes is renumbered 440.01 (1) (am).

7 **SECTION 2922.** 440.92 (3) (c) 3. of the statutes is amended to read:

8 440.92 (3) (c) 3. The preneed seller files with the department a bond furnished
9 by a surety company authorized to do business in this state or an irrevocable letter
10 of credit from a financial institution, ~~as defined in s. 157.19 (1)~~, and the amount of
11 the bond or letter of credit is sufficient to secure the cost to the cemetery authority
12 of constructing the mausoleum.

13 **SECTION 2923m.** 440.982 (1) (b) of the statutes is amended to read:

14 440.982 (1) (b) Promulgate rules establishing the education, training or
15 competency requirements that an applicant for a license must satisfy in order to be
16 issued a license of registration under this subchapter. The rules shall require an
17 applicant to complete at least 500 classroom hours of study in a course of instruction
18 at a school of massage therapy or bodywork approved under s. 39.51 45.54 and the
19 rules may require an applicant to pass an examination, administered or approved
20 by the department, to determine fitness to practice massage therapy or bodywork.

21 **SECTION 2924.** 459.09 of the statutes is amended to read:

22 **459.09 Renewal of license.** Each person issued a license under this
23 subchapter shall, on or before the applicable renewal date specified under s. 440.08
24 (2) (a), pay to the department the applicable renewal fee specified under s. 440.08 (2)
25 (a) and, for a license that expires on or after February 1, 2001, submit with the

1 renewal application proof that he or she completed, within the 2 years immediately
2 preceding the date of his or her application, 20 hours of continuing education
3 programs or courses of study approved or required under rules promulgated under
4 s. 459.095. A licensee shall keep the certificate conspicuously posted in his or her
5 office or place of business at all times. Where more than one office is operated by the
6 licensee, duplicate certificates shall be issued by the department for posting in each
7 location.

8 **SECTION 2925.** 459.22 (2) (e) of the statutes is amended to read:

9 459.22 (2) (e) Require an ~~employee of a speech-language pathologist or~~
10 ~~audiologist~~ individual to be licensed under this subchapter to assist in the practice
11 of speech-language pathology or audiology under the direct supervision of the
12 speech-language pathologist or audiologist.

13 **SECTION 2926.** 459.24 (5) of the statutes is amended to read:

14 459.24 (5) EXPIRATION AND RENEWAL. The renewal dates for licenses granted
15 under this subchapter, other than temporary licenses granted under sub. (6), are
16 specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the
17 department on a form provided by the department and shall include the renewal fee
18 specified in s. 440.08 (2) (a) and, for licenses that expire on or after February 1, 2001,
19 proof that the applicant completed, within the 2 years immediately preceding the
20 date of his or her application, 20 hours of continuing education programs or courses
21 of study approved or required under rules promulgated under sub. (5m).

22 **SECTION 2929f.** 560.045 of the statutes is renumbered 560.045 (1).

23 **SECTION 2929g.** 560.045 (2) of the statutes is created to read:

24 560.045 (2) The department shall expand the blight elimination and
25 brownfield redevelopment program under subch. V of ch. Comm 108, Wis. Adm.

1 Code, to fund redevelopment planning and projects that will result in end uses with
2 taxable value.

3 **SECTION 2931.** 560.06 (title) of the statutes is amended to read:

4 **560.06 (title) Memorandum of understanding on use of allocated**
5 **moneys for providing assistance to a nonprofit organization.**

6 **SECTION 2932.** 560.06 of the statutes is renumbered 560.06 (1) and amended
7 to read:

8 560.06 (1) The department may provide assistance to a nonprofit organization
9 that provides assistance to organizations and individuals in urban areas. No later
10 than December 30, 1997, the department of commerce shall enter into a
11 memorandum of understanding with the department of administration that
12 specifies how the department of commerce may use the moneys allocated under s.
13 20.143 (1) (c) for providing assistance under this ~~section~~ subsection.

14 **SECTION 2933.** 560.06 (2) of the statutes is created to read:

15 560.06 (2) In fiscal year 1999–2000, the department may provide up to
16 \$100,000 from the appropriations under s. 20.143 (1) (c) and (ie) in assistance to a
17 nonprofit organization that provides assistance to organizations and individuals in
18 urban areas. Notwithstanding sub. (1), the department shall use the moneys
19 authorized under this subsection in accordance with the memorandum of
20 understanding under sub. (1).

21 **SECTION 2937.** 560.081 (2) (h) of the statutes is amended to read:

22 560.081 (2) (h) Provide training, technical assistance and information on the
23 revitalization of business areas to municipalities which do not participate in the
24 state main street program. The department may charge reasonable fees for the
25 services and information provided under this paragraph. The department shall

1 deposit all fees collected under this paragraph in the appropriation account under
2 s. 20.143 (1) (g).

3 **SECTION 2937d.** 560.081 (3) of the statutes is created to read:

4 560.081 (3) (a) From the appropriations under s. 20.143 (1) (c) and (ie), the
5 department may award grants to municipalities participating in the state main
6 street program to fund revitalization and other activities related to participation in
7 the program.

8 (b) The department may not award more than \$250,000 annually in grants
9 under this subsection.

10 (c) The department shall promulgate rules for applying for, awarding and
11 administering the grants under this subsection, including rules related to acceptable
12 uses for the grant proceeds and reporting on the use of the grant proceeds.

13 **SECTION 2937r.** 560.13 (title) of the statutes is amended to read:

14 **560.13** (title) **Brownfields and groundwater contamination grant**
15 **program.**

16 **SECTION 2938c.** 560.13 (2) (a) 1. of the statutes is amended to read:

17 560.13 (2) (a) 1. The recipient uses the grant proceeds for brownfields
18 redevelopment or associated environmental remediation activities or for a project
19 relating to the remediation of area-wide groundwater contamination.

20 **SECTION 2938f.** 560.13 (2) (a) 2. (intro.) of the statutes is amended to read:

21 560.13 (2) (a) 2. (intro.) All of the following are unknown, cannot be located or
22 are financially unable to pay the cost of brownfields redevelopment or associated
23 environmental remediation activities or of a groundwater contamination
24 remediation project:

25 **SECTION 2938m.** 560.13 (2) (a) 4. of the statutes is created to read:

1 560.13 (2) (a) 4. The recipient is unable to obtain from any other source
2 sufficient funding to complete the project and documents this inability to the
3 satisfaction of the department.

4 **SECTION 2944c.** 560.13 (4) (a) (intro.) of the statutes is amended to read:

5 560.13 (4) (a) (intro.) From the appropriations under s. 20.143 (1) (br) and (qm)
6 in fiscal year 1997–98, and from the appropriation under s. 20.143 (1) (qm) in fiscal
7 year 1998–99 1999–2000, the department shall award all of the following in each of
8 those fiscal years:

9 **SECTION 2945c.** 560.13 (4) (a) 1. of the statutes is amended to read:

10 560.13 (4) (a) 1. A total of \$750,000 \$870,000 in grants that do not exceed
11 \$300,000.

12 **SECTION 2945d.** 560.13 (4) (a) 2. of the statutes is amended to read:

13 560.13 (4) (a) 2. A total of \$1,750,000 \$2,030,000 in grants that are greater than
14 \$300,000 but that do not exceed \$700,000.

15 **SECTION 2945e.** 560.13 (4) (a) 3. of the statutes is amended to read:

16 560.13 (4) (a) 3. A total of \$2,500,000 \$2,900,000 in grants that are greater than
17 \$700,000 but that do not exceed \$1,250,000.

18 **SECTION 2945m.** 560.13 (4) (am) of the statutes is created to read:

19 560.13 (4) (am) From the appropriations under s. 20.143 (1) (br) and (qm) in
20 fiscal year 2000–01, the department shall award all of the following:

21 1. A total of \$960,000 in grants that do not exceed \$300,000.

22 2. A total of \$2,240,000 in grants that are greater than \$300,000 but that do
23 not exceed \$700,000.

24 3. A total of \$3,200,000 in grants that are greater than \$700,000 but that do
25 not exceed \$1,250,000.

1 **SECTION 2946m.** 560.13 (4) (d) of the statutes is created to read:

2 560.13 **(4)** (d) The department shall award 50% of the amount required to be
3 awarded in a fiscal year for projects, such as housing and recreational projects, for
4 which the grant applications are evaluated without consideration of the number of
5 jobs that will be created by the projects.

6 **SECTION 2948c.** 560.13 (6m) of the statutes is created to read:

7 560.13 **(6m)** Receipt of a grant under this section shall not render the recipient
8 ineligible for a loan or any other grant awarded by the state, unless under the
9 eligibility criteria of the loan or other grant the recipient is excluded by virtue of
10 having received the grant.

11 **SECTION 2952.** 560.137 of the statutes is created to read:

12 **560.137 Gaming economic development grants and loans. (1)** In this
13 section:

14 (a) “Native American business” means a sole proprietorship, partnership,
15 limited liability company, joint venture or corporation that is at least 51% owned,
16 controlled and actively managed by a member or members of a federally recognized
17 American Indian tribe or band in this state.

18 (b) “Professional services” has the meaning given in s. 560.17 (1) (c).

19 (c) “Qualified business” means an existing business, including a Native
20 American business, that is located in this state.

21 **(2)** Subject to subs. (3), (4) and (5), from the appropriations under s. 20.143 (1)
22 (ig) and (kj), the department may do all of the following:

23 (a) Make a grant that does not exceed \$15,000 to a qualified business for
24 professional services.

1 (b) Make a grant or loan that does not exceed \$100,000 to a qualified business
2 for fixed asset financing.

3 (3) The department may not make a grant or loan to a qualified business under
4 this section unless the department determines all of the following:

5 (a) That the qualified business has been negatively impacted by the existence
6 of a casino.

7 (b) That the qualified business has a legitimate need for the grant or loan to
8 improve the profitability of the business.

9 (4) As a condition of approval of a grant or loan under this section, the
10 department shall require that the qualified business provide matching funds for at
11 least 25% of the cost of the project. The department may waive the requirement
12 under this subsection if the department determines that the qualified business is
13 subject to extreme financial hardship.

14 (5) The department may not award a grant or loan under this section to a
15 qualified business for any purpose that is related to tourism unless the department
16 of tourism concurs in the award.

17 (6) (a) The department shall deposit into the appropriation account under s.
18 20.143 (1) (ig) all moneys received in repayment of loans made under this section.

19 (b) The department may forgive all or any part of a loan made under this
20 section.

21 **SECTION 2953.** 560.138 of the statutes is created to read:

22 **560.138 Gaming economic diversification grants and loans. (1)** In this
23 section:

24 (a) “Native American business” means a sole proprietorship, partnership,
25 limited liability company, joint venture or corporation that is at least 51% owned,

1 controlled and actively managed by a member or members of a federally recognized
2 American Indian tribe or band in this state.

3 (b) “Qualified business” means an existing business, including a Native
4 American business, that is located in or expanding into this state.

5 (2) (a) Subject to subs. (3) and (4), from the appropriations under s. 20.143 (1)
6 (id) and (km), the department may make a grant or loan to a qualified business for
7 a project for the purpose of diversifying the economy of a community.

8 (b) In determining whether to award a grant or loan under this section, the
9 department shall consider all of the following:

- 10 1. A project’s potential to retain or increase the number of jobs.
- 11 2. A project’s potential to provide for significant capital investment.
- 12 3. A project’s contribution to the economy of the community.

13 (3) As a condition of approval of a grant or loan under this section, the
14 department shall require that a qualified business provide matching funds for at
15 least 25% of the cost of a project.

16 (4) The department may not award a grant or loan under this section to a
17 qualified business for any purpose that is related to tourism unless the department
18 of tourism concurs in the award.

19 (5) The department shall deposit into the appropriation account under s.
20 20.143 (1) (id) all moneys received in repayment of loans made under this section.

21 **SECTION 2953g.** 560.139 of the statutes is created to read:

22 **560.139 Economic development grants. (1) REMEDIATION AND ECONOMIC**
23 **REDEVELOPMENT.** (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
24 (kj), the department shall make grants annually to the city of Milwaukee to fund a
25 program to be administered by the Milwaukee Economic Development Corporation.

1 Under the program, the Milwaukee Economic Development Corporation shall
2 provide grants to persons for remediation and economic redevelopment projects in
3 the Menomonee valley. A person may not receive a grant unless the person provides
4 matching funds for at least 50% of the cost of the project.

5 (b) The department may not expend more than \$1,000,000 in grants to the city
6 of Milwaukee under this subsection annually.

7 **(2) COMMUNITY-BASED VENTURE FUND.** (a) From the appropriation under s.
8 20.143 (1) (kj), the department shall make grants to the Northwest Regional
9 Planning Commission to match federal or private funds for the purpose of
10 establishing a community-based venture fund. Subject to par. (b), the department
11 shall provide grants each year in an amount that equals 50% of the total amount that
12 the Northwest Regional Planning Commission receives in the year from federal or
13 private sources for the community-based venture fund.

14 (b) The department may not expend more than \$150,000 in grants under this
15 subsection annually.

16 **SECTION 2953h.** 560.139 (1) (a) of the statutes, as created by 1999 Wisconsin
17 Act (this act), is amended to read:

18 560.139 **(1)** (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
19 (kj) or (km) or from both appropriations, the department shall make grants annually
20 to the city of Milwaukee to fund a program to be administered by the Milwaukee
21 Economic Development Corporation. Under the program, the Milwaukee Economic
22 Development Corporation shall provide grants to persons for remediation and
23 economic redevelopment projects in the Menomonee valley. A person may not receive
24 a grant unless the person provides matching funds for at least 50% of the cost of the
25 project.

1 **SECTION 2953i.** 560.139 (2) (a) of the statutes, as created by 1999 Wisconsin Act
2 (this act), is amended to read:

3 560.139 **(2)** (a) From the appropriation under s. 20.143 (1) (kj) or (km) or from
4 both appropriations, the department shall make grants to the Northwest Regional
5 Planning Commission to match federal or private funds for the purpose of
6 establishing a community-based venture fund. Subject to par. (b), the department
7 shall provide grants each year in an amount that equals 50% of the total amount that
8 the Northwest Regional Planning Commission receives in the year from federal or
9 private sources for the community-based venture fund.

10 **SECTION 2954.** 560.14 (4) (a) of the statutes is renumbered 560.14 (4), and
11 560.14 (4) (intro.), (f) and (g), as renumbered, are amended to read:

12 560.14 **(4)** (intro.) ~~Subject to par. (b), the~~ The department may make a grant
13 under this subsection from the appropriation under s. 20.143 (1) (fg) to a
14 community-based organization for regional economic development activity if all of
15 the following apply:

16 (f) The applicants submit a plan that describes the economic development
17 activity, how the economic development activity satisfies the criteria under this
18 ~~paragraph~~ subsection, how the grant will be administered and how the grant
19 proceeds will be used to support the economic development activity; and the
20 secretary approves the plan.

21 (g) The applicants provide documentation of the contributions required under
22 ~~subd. 5 par. (e).~~

23 **SECTION 2955.** 560.14 (4) (b) of the statutes is repealed.

24 **SECTION 2955m.** 560.17 (5r) of the statutes is created to read:

1 560.17 **(5r)** (a) Under this subsection, the board may award to a business a loan
2 that does not exceed \$50,000 if all of the following apply:

3 1. The business, together with any affiliate, subsidiary or parent entity, has
4 fewer than 50 employees.

5 2. The business is or will be located in a rural municipality.

6 3. The rural municipality in which the business is or will be located satisfies
7 either of the following criteria:

8 a. The rural municipality is located in a county that has a median household
9 income that is lower than the state median household income.

10 b. If the rural municipality is located in a county that has a median household
11 income that is higher than the state median household income, the rural
12 municipality has a median household income that is lower than the county median
13 household income.

14 4. The business is starting or expanding its operations.

15 5. The operations of the business do not involve metallic mining activities.

16 6. The owner of the business attends a class that provides instruction in writing
17 a business plan, making a business loan application and managing a start-up
18 business.

19 (b) A business applying for a loan under this subsection must submit an
20 application package that includes a business plan and such personal and business
21 financial information as the board requires to enable the board to assess sufficiently
22 the potential viability of the business. The department shall assist a business in
23 preparing an application.

24 (c) A business that receives a loan under this subsection may use the loan
25 proceeds for any of the following purposes:

- 1 1. The purchase or improvement of land.
- 2 2. The purchase of buildings, furniture, fixtures, machinery, equipment or
- 3 inventory.
- 4 3. Job training costs.
- 5 4. Employe relocation costs.
- 6 5. Working capital.

7 (d) If a business that receives a loan under this subsection uses the loan
8 proceeds for employe relocation costs under par. (c) 4., the department shall ensure
9 all of the following:

- 10 1. That an employe of the business has the option of accepting or declining any
- 11 relocation assistance that is available as a result of the loan.
- 12 2. That the compensation and benefits terms offered at the new location are at
- 13 least as favorable as those offered by the business at its previous location.

14 **SECTION 2955p.** 560.17 (6m) of the statutes is renumbered 560.17 (6m) (a) and
15 amended to read:

16 560.17 **(6m)** (a) ~~In~~ Except as provided in par. (b), in order to receive a grant or
17 loan under this section a person or business shall contribute cash, from a source other
18 than the state, in an amount that equals at least 25% of the total cost of the project.

19 **SECTION 2955q.** 560.17 (6m) (b) of the statutes is created to read:

20 560.17 **(6m)** (b) The board shall determine whether, and the extent to which,
21 in order to receive a loan under sub. (5r), a business must contribute from a source
22 other than the state a portion of the cost of the project, except that the board may not
23 require a business to contribute more than 20% of the cost of the project. The
24 contribution may be in cash or in kind. The board shall determine what services or
25 materials may be used as in-kind contributions.

1 **SECTION 2955r.** 560.17 (7) (a) of the statutes is amended to read:

2 560.17 (7) (a) Except as provided in par. (am), the department shall designate
3 staff to evaluate applications for grants or loans and assist the board under this
4 section. The board shall act on an application for a grant or loan at its next regularly
5 scheduled meeting after the department determines that the application is complete,
6 except that the board shall act on an application for a loan under sub. (5r) and advise
7 the applicant of its decision within 45 days after the department determines that the
8 application is complete.

9 **SECTION 2956.** 560.175 of the statutes is created to read:

10 **560.175 Urban area early planning grants. (1)** In this section:

11 (a) “Early planning project” means the preliminary stages of considering and
12 planning the expansion or start-up of a business that is or will be located in an urban
13 area in this state.

14 (b) “Urban area” means any of the following:

15 1. A city, village or town that is located in a county with a population density
16 of at least 150 persons per square mile.

17 2. A city, village or town with a population of more than 6,000.

18 **(2)** Subject to subs. (3) and (6), the department may make a grant from the
19 appropriation under s. 20.143 (1) (c) to a person to fund an early planning project.

20 **(3)** The department may not award a grant to a person under this section unless
21 the person submits an application, in a form required by the department, that
22 contains or describes all of the following:

23 (a) The location of the new or expanding business.

24 (b) The ownership structure of the new or expanding business.

25 (c) The product or service provided by the new or expanding business.

1 (d) The market for the product or service described in par. (c).

2 (e) Competition within the market described in par. (d).

3 (f) Any competitive advantages of the new or expanding business.

4 (g) The person's estimate of the gross revenue of the new or expanding business
5 over a period specified by the department.

6 (h) The process for manufacturing the product, or providing the services, of the
7 new or expanding business.

8 (i) An estimate of the number of jobs that will be created by the new or
9 expanding business.

10 (j) The person's experience and training.

11 (k) The person's estimate of the profit that will be generated by the new or
12 expanding business over a period specified by the department.

13 (L) The person's estimate of the capital required to complete the early planning
14 project.

15 (m) Potential sources of financing for the early planning project.

16 (n) Any other information that the department requests.

17 **(4)** A person who receives a grant under this section may use the grant proceeds
18 only for any of the following:

19 (a) To perform a business feasibility study.

20 (b) To prepare a detailed marketing plan.

21 (c) To prepare a detailed business plan.

22 **(5)** In order to receive a grant under this section a person shall contribute cash,
23 from a source other than the state, in an amount that equals at least 25% of the total
24 cost of the project.

1 **(6)** (a) In any fiscal biennium, the department may not award to any one person
2 more than \$15,000 in grants under this section.

3 (b) In any fiscal biennium, the department may not award more than \$250,000
4 in grants under this section.

5 **SECTION 2957.** 560.183 (3) (b) of the statutes is amended to read:

6 560.183 **(3)** (b) The agreement shall specify that the responsibility of the
7 department to make the payments under the agreement is subject to the availability
8 of funds in the appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~, (jm) and (kr).

9 **SECTION 2958.** 560.183 (5) (a) of the statutes is amended to read:

10 560.183 **(5)** (a) The obligation of the department to make payments under an
11 agreement entered into under sub. (3) (b) is subject to the availability of funds in the
12 appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~, (jm) and (kr).

13 **SECTION 2959.** 560.183 (5) (b) (intro.) of the statutes is amended to read:

14 560.183 **(5)** (b) (intro.) If the cost of repaying the loans of all eligible applicants,
15 when added to the cost of loan repayments scheduled under existing agreements,
16 exceeds the total amount in the appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~, (jm)
17 and (kr), the department shall establish priorities among the eligible applicants
18 based upon the following considerations:

19 **SECTION 2960.** 560.183 (8) (intro.) of the statutes is amended to read:

20 560.183 **(8)** ADMINISTRATIVE CONTRACT. (intro.) From the appropriation under
21 s. 20.143 (1) ~~(f)~~ (kr), the department shall contract with the board of regents of the
22 University of Wisconsin System for administrative services from the office of rural
23 health of the department of professional and community development of the
24 University of Wisconsin Medical School. Under the contract, the office of rural health
25 shall do all of the following:

1 **SECTION 2961.** 560.184 (3) (b) of the statutes is amended to read:

2 560.184 **(3)** (b) The agreement shall specify that the responsibility of the
3 department to make the payments under the agreement is subject to the availability
4 of funds in the appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~ (jL) and (kr).

5 **SECTION 2962.** 560.184 (5) (a) of the statutes is amended to read:

6 560.184 **(5)** (a) The obligation of the department to make payments under an
7 agreement entered into under sub. (3) is subject to the availability of funds in the
8 appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~ (jL) and (kr).

9 **SECTION 2963.** 560.184 (5) (b) (intro.) of the statutes is amended to read:

10 560.184 **(5)** (b) (intro.) If the cost of repaying the loans of all eligible applicants,
11 when added to the cost of loan repayments scheduled under existing agreements,
12 exceeds the total amount in the appropriations under s. 20.143 (1) ~~(f)~~, (jc) ~~and~~ (jL)
13 and (kr), the department shall establish priorities among the eligible applicants
14 based upon the following considerations:

15 **SECTION 2964.** 560.184 (7) (intro.) of the statutes is amended to read:

16 560.184 **(7)** ADMINISTRATIVE CONTRACT. (intro.) From the appropriation under
17 s. 20.143 (1) ~~(f)~~ (kr), the department shall contract with the board of regents of the
18 University of Wisconsin System for administrative services from the office of rural
19 health of the department of professional and community development of the
20 University of Wisconsin Medical School. Under the contract, the office of rural health
21 shall do all of the following:

22 **SECTION 2965.** 560.19 (title) of the statutes is amended to read:

23 **560.19** (title) ~~Hazardous pollution~~ **Pollution prevention.**

24 **SECTION 2966.** 560.19 (1) of the statutes is amended to read:

1 560.19 (1) In this section, “hazardous pollution prevention” has the meaning
2 given in s. 299.13 (1) (c) (dm).

3 **SECTION 2967.** 560.19 (2) (a) 1. of the statutes is amended to read:

4 560.19 (2) (a) 1. Determining the full costs of using and producing hazardous
5 substances, toxic pollutants and solid or hazardous waste.

6 **SECTION 2968.** 560.19 (2) (a) 2. of the statutes is amended to read:

7 560.19 (2) (a) 2. Identifying processes that use or produce hazardous
8 substances, toxic pollutants or solid or hazardous waste and the composition of the
9 hazardous substances, toxic pollutants or solid or hazardous waste.

10 **SECTION 2969.** 560.19 (2) (a) 3. of the statutes is amended to read:

11 560.19 (2) (a) 3. Identifying hazardous pollution prevention options.

12 **SECTION 2970.** 560.19 (2) (b) 1. of the statutes is amended to read:

13 560.19 (2) (b) 1. The need for a ~~hazardous~~ pollution prevention assessment and
14 a program participant’s willingness to participate in an assessment.

15 **SECTION 2971.** 560.19 (2) (b) 2. of the statutes is amended to read:

16 560.19 (2) (b) 2. The technical and financial ability of a program participant to
17 implement ~~hazardous~~ pollution prevention.

18 **SECTION 2972.** 560.19 (2) (b) 3. of the statutes is amended to read:

19 560.19 (2) (b) 3. The potential for others to use the information gained from a
20 ~~hazardous~~ pollution prevention assessment.

21 **SECTION 2973.** 560.19 (3) of the statutes is amended to read:

22 560.19 (3) In coordination with the ~~hazardous pollution prevention program~~
23 solid and hazardous waste education center under s. 36.25 (30) and the department
24 of natural resources, the department shall conduct an education, environmental

1 management and technical assistance program to promote hazardous pollution
2 prevention among businesses in the state.

3 **SECTION 2974.** 560.20 (1) (f) of the statutes is amended to read:

4 560.20 (1) (f) “Small business” means a for-profit business having fewer than
5 ~~25~~ 100 full-time employes.

6 **SECTION 2975.** 560.20 (2) (a) of the statutes is amended to read:

7 560.20 (2) (a) The department may provide technical assistance to an
8 individual, small business or nonprofit organization. In addition to or in lieu of the
9 technical assistance provided by the department and subject to par. (e), the
10 department may make a grant to an individual, small business or nonprofit
11 organization from the appropriation under s. 20.143 (1) (en) to partially fund
12 technical assistance provided to the individual, small business or nonprofit
13 organization. Technical assistance or a grant for technical assistance provided under
14 this paragraph shall be for the purpose of developing and planning, at the
15 preliminary stages, the start-up or expansion of a for-profit business that is or will
16 be located in this state.

17 **SECTION 2976.** 560.20 (2) (e) of the statutes is created to read:

18 560.20 (2) (e) If the department makes a grant under par. (a), the department
19 may contract directly with and pay grant proceeds directly to any person providing
20 technical assistance to the individual, small business or nonprofit organization for
21 the purpose specified in par. (a).

22 **SECTION 2977.** 560.20 (3) (a) (intro.) of the statutes is amended to read:

23 560.20 (3) (a) (intro.) ~~The Subject to par. (cm), the~~ department may award funds
24 appropriated under s. 20.143 (1) (en) and (in) to an individual, small business or

1 nonprofit organization for use in connection with the start-up or expansion of a
2 for-profit business if all of the following apply:

3 **SECTION 2978.** 560.20 (3) (cm) of the statutes is created to read:

4 560.20 (3) (cm) If the department awards a grant under this subsection, the
5 department may contract directly with and pay grant proceeds directly to any person
6 providing management assistance to the individual, small business or nonprofit
7 organization.

8 **SECTION 2979.** 560.25 of the statutes is created to read:

9 **560.25 Manufacturing extension center grants. (1) DEFINITIONS.** In this
10 section:

11 (a) “Biotechnology” means technology related to life sciences.

12 (b) “Business” means a company located in this state, a company that has made
13 a firm commitment to locate a facility in this state or a group of companies at least
14 80% of which are located in this state.

15 (c) “Technology” includes biotechnology.

16 (d) “Technology-based nonprofit organization” means a nonprofit corporation,
17 as defined in s. 181.0103 (17), or an organization described in section 501 (c) (3) of
18 the Internal Revenue Code that is exempt from federal income tax under section 501
19 (a) of the Internal Revenue Code, and that has as a mission the transfer of technology
20 to businesses in this state.

21 **(2) GRANTS.** Subject to subs. (4) and (5), the department may make a grant from
22 the appropriation under s. 20.143 (1) (ie) to a technology-based nonprofit
23 organization to provide support for a manufacturing extension center if all of the
24 following apply:

1 (a) The technology-based nonprofit organization submits to the department a
2 plan detailing its proposed expenditures and performance measures related to the
3 project.

4 (b) The secretary approves the plan submitted under par. (a).

5 **(3) RESTRICTION ON GRANT RECIPIENTS.** A technology-based nonprofit
6 organization that receives a grant under this section is thereafter ineligible to
7 receive a grant or loan under subch. V.

8 **(4) LIMIT ON GRANTS.** The department may not award more than \$1,000,000 in
9 grants under this section in a fiscal year.

10 **(5) PROGRAM SUNSET.** The department may not encumber any moneys under
11 this section after June 30, 2001.

12 **SECTION 2984.** 560.60 (4) of the statutes is amended to read:

13 560.60 (4) “Eligible recipient” means a governing body or a person who is
14 eligible to receive a grant under s. 560.615, a grant or loan under s. 560.62, a grant
15 or loan under s. 560.63 or a grant or loan under s. 560.65.

16 **SECTION 2985.** 560.60 (10) of the statutes is amended to read:

17 560.60 (10) “Job” means a ~~regular, nonseasonal full-time position in which an~~
18 ~~individual, as a condition of employment, is required to work at least 2,080 hours per~~
19 ~~year, including paid leave and holidays~~ position providing full-time equivalent
20 employment. “Job” does not include initial training before an employment position
21 begins.

22 **SECTION 2986.** 560.605 (1) (e) (intro.) and 1. of the statutes are consolidated,
23 renumbered 560.605 (1) (e) and amended to read:

24 560.605 (1) (e) The Except as provided in s. 560.68 (6), the eligible recipient
25 receiving the grant or loan will contribute, from funds not provided by this state,

1 ~~whichever of the following applies: 1. Except as provided under subd. 3. and s. 560.68~~
2 ~~(6),~~ not less than 25% of the cost of the project.

3 **SECTION 2987.** 560.605 (1) (e) 3. of the statutes is repealed.

4 **SECTION 2988.** 560.605 (1) (f) of the statutes is amended to read:

5 560.605 (1) (f) The project meets all criteria set forth in s. ~~560.615,~~ 560.62,
6 560.63, 560.65 or 560.66, whichever is appropriate.

7 **SECTION 2989.** 560.605 (1) (g) of the statutes is amended to read:

8 560.605 (1) (g) Funds from the grant or loan under s. ~~560.615,~~ 560.62, 560.63,
9 560.65 or 560.66 will not be used to pay overhead costs, except as provided in s. 560.65
10 (1m) (b), or to replace funds from any other source.

11 **SECTION 2990.** 560.605 (1) (i) of the statutes is created to read:

12 560.605 (1) (i) The eligible recipient has not received a grant under s. 560.25.

13 **SECTION 2991.** 560.605 (2) (intro.) of the statutes is amended to read:

14 560.605 (2) (intro.) The board shall consider all of the following before
15 awarding a grant or loan to an eligible recipient for a project under s. ~~560.615,~~ 560.62,
16 560.63 or 560.66:

17 **SECTION 2992.** 560.605 (2m) (intro.) of the statutes is amended to read:

18 560.605 (2m) (intro.) When considering whether a project under s. ~~560.615,~~
19 560.62, 560.63 or 560.66 will be located in a targeted area, the board shall consider
20 all of the following:

21 **SECTION 2993.** 560.607 (3) of the statutes is created to read:

22 560.607 (3) Evaluation costs, collection costs, foreclosure costs and other costs
23 associated with administering the loan portfolio under this subchapter, excluding
24 staff salaries.

25 **SECTION 2994.** 560.61 (1) of the statutes is amended to read:

1 560.61 (1) Make a grant or loan to an eligible recipient for a project that meets
2 the criteria for funding under s. 560.605 (1) and (2) and under s. ~~560.615~~, 560.62,
3 560.63, 560.65 or 560.66, whichever is appropriate, from the appropriations under
4 s. 20.143 (1) (c), (cb), and (ie), ~~(s) and (sm)~~.

5 **SECTION 2995.** 560.615 of the statutes is repealed.

6 **SECTION 2996.** 560.62 (4) of the statutes is renumbered 560.607, and 560.607
7 (intro.) and (1), as renumbered, are amended to read:

8 **560.607 Miscellaneous and administrative expenditures.** (intro.) In each
9 biennium, the board department may expend or encumber up to a total of 1% of the
10 moneys appropriated under s. 20.143 (1) (c) for that biennium for any of the following:

11 (1) Evaluations of proposed technical research projects under s. 560.62.

12 **SECTION 2996g.** 560.63 (4) of the statutes is amended to read:

13 560.63 (4) The contribution required under s. 560.605 (1) (e) may consist of
14 funding or of in-kind contributions. Not more than 20% of the contribution of a
15 business may consist of funding which the business receives under the federal job
16 training partnership act, 29 USC 1501 to 1781 Workforce Investment Act of 1998,
17 29 USC 2801 to 2945.

18 **SECTION 2997.** 560.66 (1) (intro.) of the statutes is amended to read:

19 560.66 (1) (intro.) The board may award grants and loans under s. 560.61 to
20 eligible recipients for any project that is not eligible for a grant or loan under s.
21 ~~560.615~~, 560.62 or 560.63, if the board determines that the project is a major
22 economic development project and considers all of the following:

23 **SECTION 2998.** 560.68 (3) of the statutes is amended to read:

24 560.68 (3) The department may charge a grant or loan recipient an origination
25 fee of up to ~~1.5%~~ 2% of the grant or loan amount if the grant or loan exceeds \$200,000

1 and is awarded under s. 560.63 or 560.66. The department shall deposit all
2 origination fees collected under this subsection in the appropriation account under
3 s. 20.143 (1) (gm).

4 **SECTION 2998p.** 560.737 (1) (b) of the statutes is amended to read:

5 560.737 (1) (b) A ~~job training partnership program~~ workforce investment
6 activity under ~~29 USC 1502~~ 29 USC 2801 to 2945.

7 **SECTION 2999.** 560.745 (2) (a) of the statutes is amended to read:

8 560.745 (2) (a) When the department designates a development zone under s.
9 560.71, it shall establish a limit for tax benefits for the development zone determined
10 by allocating to the development zone a portion of ~~\$33,155,000~~ \$38,155,000.

11 **SECTION 3000.** 560.75 (11) of the statutes is repealed.

12 **SECTION 3001.** 560.785 (1) (b) (intro.) and 1. of the statutes are consolidated,
13 renumbered 560.785 (1) (b) and amended to read:

14 560.785 (1) (b) Allow a person to claim up to ~~\$6,500~~ \$8,000 in tax benefits
15 during the time that an area is designated as a development zone or as an enterprise
16 development zone for ~~any of the following: Creating~~ creating a full-time job that is
17 filled by a member of the target population.

18 **SECTION 3002.** 560.785 (1) (b) 2. of the statutes is repealed.

19 **SECTION 3003.** 560.785 (1) (bm) of the statutes is created to read:

20 560.785 (1) (bm) Allow a person to claim up to \$8,000 in tax benefits during the
21 time that an area is designated as an enterprise development zone for retaining a
22 full-time job if the department determines that the person made a significant capital
23 investment to retain the full-time job.

24 **SECTION 3004.** 560.785 (1) (c) (intro.) of the statutes is amended to read:

1 560.785 (1) (c) (intro.) Allow a person to claim up to \$4,000 \$6,000 in tax
2 benefits during the time that an area is designated as a development zone or as an
3 enterprise development zone for any of the following:

4 **SECTION 3004m.** 560.785 (1) (d) of the statutes is amended to read:

5 560.785 (1) (d) ~~Require~~ Except for a person claiming tax benefits only for
6 environmental remediation under s. 71.07 (2dx) (b) 1., 71.28 (1dx) (b) 1. or 71.47 (1dx)
7 (b) 1., require at least 25% of the tax benefits claimed by a person to be based on
8 creating or retaining full-time jobs.

9 **SECTION 3005.** 560.785 (1) (e) of the statutes is amended to read:

10 560.785 (1) (e) Require at least one-third of the tax benefits claimed by a person
11 that are based on creating ~~or retaining~~ full-time jobs to be based on creating ~~or~~
12 ~~retaining~~ full-time jobs that are filled by members of the target population.

13 **SECTION 3005m.** 560.785 (1) (h) of the statutes is created to read:

14 560.785 (1) (h) Provide that a person's eligibility to claim tax benefits for
15 environmental remediation under s. 71.07 (2dx) (b) 1., 71.28 (1dx) (b) 1. or 71.47 (1dx)
16 (b) 1. is not based on creating or retaining jobs.

17 **SECTION 3006.** 560.785 (2) (c) of the statutes is created to read:

18 560.785 (2) (c) The requirement under ss. 560.70 (2m) and 560.797 (1) (am) that
19 an individual's position must be regular, nonseasonal and full-time and that the
20 individual must be required to work at least 2,080 hours per year, including paid
21 leave and holidays.

22 **SECTION 3008.** 560.795 (3) (e) of the statutes is repealed.

23 **SECTION 3009.** 560.797 (1) (aj) of the statutes is created to read:

24 560.797 (1) (aj) "Environmental remediation" has the meaning given in s. 71.07
25 (2dx) (a) 3.

1 **SECTION 3010.** 560.797 (2) (bg) of the statutes is created to read:

2 560.797 (2) (bg) Notwithstanding par. (a) and subject to pars. (c) and (d), the
3 department may designate an area as an enterprise development zone for a project
4 if the department determines all of the following:

5 1. That the project serves a public purpose.

6 2. That the project is not likely to occur or continue without the department's
7 designation of the area as an enterprise development zone.

8 3. That the project will likely provide for significant environmental
9 remediation.

10 **SECTION 3011.** 560.797 (2) (br) of the statutes is created to read:

11 560.797 (2) (br) In making a determination under par. (bg), the department
12 shall consider all of the following:

13 1. The factors specified in par. (b) 1. to 8.

14 2. The environmental remediation that is likely to result from the project.

15 **SECTION 3012.** 560.797 (2) (d) of the statutes is amended to read:

16 560.797 (2) (d) The department may not designate more than ~~50~~ 79 enterprise
17 development zones unless the department obtains the approval of the joint
18 committee on finance to do so. Of the enterprise development zones that the
19 department designates, at least 10 shall be designated under par. (bg).

20 **SECTION 3013.** 560.797 (4) (e) of the statutes is repealed.

21 **SECTION 3015.** 560.80 (5) of the statutes is amended to read:

22 560.80 (5) "Eligible recipient" means a person who is eligible to receive a grant
23 under s. 560.82 (5) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) or
24 560.835.

25 **SECTION 3016.** 560.81 (2) of the statutes is amended to read:

1 560.81 **(2)** The board awards a grant or loan to the eligible recipient or local
2 development corporation under ss. 560.83 **(1)** and 560.84 or to the eligible recipient
3 under ss. 560.835 and 560.84.

4 **SECTION 3017.** 560.83 (1) of the statutes is amended to read:

5 560.83 **(1)** Subject to s. 560.84, the board may award a grant or loan under this
6 ~~section~~ subsection to an eligible recipient or a local development corporation to fund
7 eligible development project costs.

8 **SECTION 3018.** 560.83 (2) (intro.) of the statutes is amended to read:

9 560.83 **(2)** (intro.) The board may award a grant or loan under this ~~section~~
10 subsection to a local development corporation if all of the following apply:

11 **SECTION 3019.** 560.83 (4) (a) of the statutes is amended to read:

12 560.83 **(4)** (a) In any fiscal biennium, the board may not award, to any one
13 eligible recipient or local development corporation or for any one development
14 project, grants or loans under sub. (1) that total more than \$100,000 in a fiscal
15 biennium.

16 **SECTION 3020.** 560.83 (5) (intro.) of the statutes is amended to read:

17 560.83 **(5)** (intro.) ~~The~~ In addition to local development corporations, the board
18 may award grants or loans under sub. (1) only to persons who are any of the following:

19 **SECTION 3022.** 560.87 (6) of the statutes is amended to read:

20 560.87 **(6)** From the appropriation under s. 20.143 (1) ~~(dh)~~ (kh), make an
21 annual grant to the Great Lakes inter-tribal council in an amount equal to the
22 amount appropriated under s. 20.143 (1) ~~(dh)~~ (kh), to partially fund in the Great
23 Lakes inter-tribal council a liaison between American Indians, Indian businesses
24 and Indian tribes interested in targeted programs and the state agencies that
25 administer targeted programs.

1 **SECTION 3023.** 560.875 (1) of the statutes is amended to read:

2 560.875 (1) Annually, the department shall grant to the Great Lakes
3 inter-tribal council the amount appropriated under s. 20.143 (1) ~~(df)~~ (kf) to partially
4 fund a program to provide technical assistance for economic development on Indian
5 reservations if the conditions under subs. (2) and (3) are satisfied.

6 **SECTION 3024.** 565.02 (4) (g) of the statutes is created to read:

7 565.02 (4) (g) Establishing a program to provide for additional compensation,
8 above the compensation provided under s. 565.10 (14) (b) 1. or 2., to be paid to
9 retailers who meet certain performance goals identified by the department. Under
10 this program, the total compensation provided to retailers may not exceed 1.0% of
11 the gross revenues from the sale of lottery tickets and lottery shares.

12 **SECTION 3025.** 565.10 (14) (b) 3m. of the statutes is created to read:

13 565.10 (14) (b) 3m. The department may, in rules promulgated under s. 565.02
14 (4) (g), provide for additional compensation, above the compensation provided under
15 subd. 1. or 2., to be paid to retailers who meet certain performance goals identified
16 by the department.

17 **SECTION 3025g.** 565.28 of the statutes is created to read:

18 **565.28 Lottery prize payment option.** (1) (a) A person who becomes
19 entitled to receive payment of a lottery prize under s. 565.30 (1) on or after the
20 effective date of this paragraph [revisor inserts date], may elect to receive
21 payment of the lottery prize in the form of a lump sum or in instalments over a period
22 of years if the lottery prize is payable over at least 10 years.

23 (b) A person who chooses to make an election under par. (a) shall make the
24 election no later than 60 days after becoming entitled to the lottery prize. An election
25 made under par. (a) is final and may not be revoked.

1 (c) If a person eligible to make an election under par. (a) does not make an
2 election within 60 days after becoming entitled to a lottery prize, the administrator
3 shall make payment in the form of an annuity.

4 **(2)** (a) A person who became entitled to receive payment of a lottery prize under
5 s. 565.30 (1) on or before October 21, 1998, and who currently receives payment of
6 the lottery prize in the form of an annuity may elect to change the form of payment
7 to a lump sum if the lottery prize is payable over at least 10 years.

8 (b) A person who chooses to make an election under par. (a) shall make the
9 election no earlier than July 1, 1999, and no later than December 31, 2000. An
10 election made under par. (a) is final and may not be revoked.

11 **SECTION 3025j.** 565.30 (1) of the statutes is amended to read:

12 565.30 **(1)** PAYMENT OF PRIZES. The administrator shall direct the payment of
13 a prize, in the form elected under s. 565.28, if applicable, to the holder of the winning
14 lottery ticket or lottery share or to a person designated under sub. (2), except that a
15 prize may be paid to another person under a court order or to the estate of a deceased
16 prize winner. The department, administrator, state and any contractor for
17 materials, equipment or services of the game in which the prize is won are discharged
18 of all liability upon payment of the prize to the holder of a winning lottery ticket or
19 lottery share.

20 **SECTION 3026.** 569.01 (1m) (d) of the statutes is created to read:

21 569.01 **(1m)** (d) Moneys received by the state from Indian tribes pursuant to
22 an Indian gaming compact, except moneys received as direct reimbursements to the
23 department of justice.

24 **SECTION 3027.** 569.06 of the statutes is amended to read:

1 **569.06 Indian gaming receipts.** Indian gaming receipts shall be credited to
2 the appropriation accounts under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm) as
3 specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) and (hm).

4 **SECTION 3027r.** 600.01 (1) (b) 8. of the statutes is amended to read:

5 600.01 (1) (b) 8. Guarantees of the Wisconsin Housing and Economic
6 Development Authority under s. 234.68, 1995 stats., s. 234.69, 1995 stats., s.
7 234.765, 1995 stats., s. 234.82, 1995 stats., s. 234.87, 1995 stats., and ss. 234.67,
8 234.83, 234.84, ~~234.88~~, 234.90, 234.905, 234.907 and 234.91.

9 **SECTION 3028.** 600.01 (1) (b) 10. of the statutes is created to read:

10 600.01 (1) (b) 10. a. Except as provided in subd. 10. b., long-term care services
11 funded by the family care benefit, as defined in s. 46.2805 (4), that are provided by
12 a care management organization that contracts with the department of health and
13 family services under s. 46.284 and enrolls only individuals who are eligible under
14 s. 46.286.

15 b. The exemption under subd. 10. a. does not apply if the services offered by the
16 care management organization include hospital, physician or other acute health care
17 services.

18 **SECTION 3029.** 601.31 (1) (k) 6. of the statutes is created to read:

19 601.31 (1) (k) 6. Domestic mutual insurance holding companies, \$100.

20 **SECTION 3030.** 601.31 (1) (L) 1. of the statutes is repealed.

21 **SECTION 3031.** 601.31 (1) (m) (intro.) of the statutes is renumbered 601.31 (1)
22 (m) and amended to read:

23 601.31 (1) (m) For regulating resident intermediaries and nonresident
24 intermediaries, annually after the year in which the initial license is issued, amounts

1 to be set by the commissioner by rule and paid at times and under procedures set by
2 the commissioner, ~~but not to exceed:~~

3 **SECTION 3032.** 601.31 (1) (m) 1. of the statutes is repealed.

4 **SECTION 3033.** 601.31 (1) (m) 2. of the statutes is repealed.

5 **SECTION 3034.** 601.31 (1) (m) 3. of the statutes is renumbered 601.31 (1) (mc)
6 and amended to read:

7 601.31 (1) (mc) Holder For regulating a holder of a license to place business
8 under s. 618.41, annually after the year in which the initial license is issued, an
9 amount to be set by the commissioner by rule and paid at times and under procedures
10 set by the commissioner, but not to exceed \$100.

11 **SECTION 3035.** 601.31 (1) (o) of the statutes is amended to read:

12 601.31 (1) (o) For examination of an applicant for a license as an insurance
13 intermediary, an amount to be set by the commissioner by rule ~~but not to exceed \$50~~
14 ~~and not to exceed the reasonably estimated average cost of the examination and~~
15 ~~investigation of an intermediary.~~

16 **SECTION 3038.** 631.20 (1) of the statutes is renumbered 631.20 (1) (a) and
17 amended to read:

18 631.20 (1) (a) No form subject to s. 631.01 (1), except as exempted under s.
19 631.01 (2) to (5) or by rule under par. (b), may be used unless it has been filed with
20 and approved by the commissioner and unless the insurer certifies that the form
21 complies with chs. 600 to 655 and rules promulgated under chs. 600 to 655. It is
22 deemed approved if it is not disapproved within 30 days after filing, or within a
23 30-day extension of that period ordered by the commissioner prior to the expiration
24 of the first 30 days.

25 **SECTION 3039.** 631.20 (1) (b) of the statutes is created to read:

1 631.20 (1) (b) Subject to s. 655.24 (1), the commissioner may by rule exempt
2 certain classes of policy forms from prior filing and approval.

3 **SECTION 3040.** 631.20 (3) of the statutes is amended to read:

4 631.20 (3) SUBSEQUENT DISAPPROVAL. Whenever the commissioner finds, after
5 a hearing, that a form approved or deemed to be approved under sub. (1) (a) would
6 be disapproved under sub. (2) if newly filed, the commissioner may order that on or
7 before a date not less than 30 nor more than 90 days after the order the use of the
8 form shall be discontinued or appropriate changes shall be made.

9 **SECTION 3041.** 631.20 (6) (a) of the statutes is amended to read:

10 631.20 (6) (a) The penalties under s. 601.64 (3) to (5) may not be imposed
11 against an insurer for using a form that does not comply with a statute or rule if the
12 statute or rule was in effect on the date the form was approved or deemed to be
13 approved under sub. (1) (a).

14 **SECTION 3042.** 631.20 (6) (b) of the statutes is amended to read:

15 631.20 (6) (b) Use of a form that does not comply with a statute or rule which
16 takes effect after the date the form was approved or deemed to be approved under
17 sub. (1) (a) is a violation of the statute or rule, and the penalties under s. 601.64 may
18 be imposed against the insurer using the form.

19 **SECTION 3043.** 631.36 (1) (a) of the statutes is amended to read:

20 631.36 (1) (a) *General.* Except as otherwise provided in this section or in other
21 statutes or by rule under par. (c), this section applies to all contracts of insurance
22 based on forms which are subject to filing and approval under s. 631.20 (1) (a).

23 **SECTION 3044.** 632.745 (6) (a) 2m. of the statutes is created to read:

24 632.745 (6) (a) 2m. A family care district under s. 46.2895.

25 **SECTION 3044g.** 632.896 (1) (c) 1. of the statutes is amended to read:

1 632.896 (1) (c) 1. The department, a county department under s. 48.57 (1) (e)
2 or (hm) or a child welfare agency licensed under s. 48.60 places a child in the insured's
3 home for adoption and enters into an agreement under s. 48.833 (4) with the insured.

4 **SECTION 3045.** 655.24 (1) of the statutes is amended to read:

5 655.24 (1) No insurer may enter into or issue any policy of health care liability
6 insurance until its policy form has been submitted to and approved by the
7 commissioner under s. 631.20 (1) (a). The filing of a policy form by any insurer with
8 the commissioner for approval shall constitute, on the part of the insurer, a
9 conclusive and unqualified acceptance of all provisions of this chapter, and an
10 agreement by it to be bound hereby as to any policy issued by it to any health care
11 provider.

12 **SECTION 3046.** 655.275 (10) of the statutes is amended to read:

13 655.275 (10) MEMBERS' AND CONSULTANTS' EXPENSES. ~~Any Notwithstanding s.~~
14 ~~15.09 (6), any person serving on the council and any person consulting with the~~
15 ~~council under sub. (5) (b) shall be paid \$50 for each day's actual attendance at council~~
16 ~~meetings, plus actual and necessary travel expenses at a rate established by the~~
17 ~~commissioner by rule.~~

18 **SECTION 3047.** 700.24 of the statutes is amended to read:

19 **700.24 Death of a joint tenant; effect of liens.** A real estate mortgage, a
20 security interest under ch. 409, or a lien under s. 72.86 (2), 1985 stats., or s. 71.91 (5)
21 (b), ch. 49 or 779 or rules promulgated under s. 46.286 (7) on or against the interest
22 of a joint tenant does not defeat the right of survivorship in the event of the death
23 of such joint tenant, but the surviving joint tenant or tenants take the interest such
24 deceased joint tenant could have transferred prior to death subject to such mortgage,
25 security interest or statutory lien.

1 **SECTION 3048.** 701.065 (1) (b) 1. of the statutes is amended to read:

2 701.065 (1) (b) 1. The claim is a claim based on tort, on a marital property
3 agreement that is subject to the time limitations under s. 766.58 (13) (b) or (c), on
4 Wisconsin income, franchise, sales, withholding, gift or death taxes, or on
5 unemployment compensation contributions due or benefits overpaid; a claim for
6 funeral or administrative expenses; a claim of this state under s. 46.27 (7g), 49.496
7 or 49.682 or rules promulgated under s. 46.286 (7); or a claim of the United States.

8 **SECTION 3049.** 705.04 (2g) of the statutes is amended to read:

9 705.04 (2g) Notwithstanding subs. (1) and (2), the department of health and
10 family services may collect, from funds of a decedent that are held by the decedent
11 immediately before death in a joint account or a P.O.D. account, an amount equal to
12 the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal
13 to aid under 49.68, 49.683 or 49.685 that is recoverable under s. 49.682 (2) (a) or, an
14 amount equal to long-term community support services under s. 46.27 that is
15 recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or
16 the decedent's spouse or an amount equal to the family care benefit under s. 46.286
17 that is recoverable under rules promulgated under s. 46.286 (7) and that was paid
18 on behalf of the decedent or the decedent's spouse.

19 **SECTION 3050m.** 757.05 (title) of the statutes is created to read:

20 **757.05 (title) Penalty assessment.**

21 **SECTION 3050n.** 757.05 (2) (title) of the statutes is created to read:

22 757.05 (2) (title) USE OF PENALTY ASSESSMENT MONEYS.

23 **SECTION 3050o.** 757.05 (2) (b) of the statutes is created to read:

24 757.05 (2) (b) *Other purposes.* The moneys collected from penalty assessments
25 under sub. (1) that remain after crediting the appropriation account specified in par.

1 (a) shall be credited to the appropriation account under s. 20.505 (6) (j) and
2 transferred as provided under s. 20.505 (6) (j).

3 **SECTION 3050p.** 758.19 (4) of the statutes is amended to read:

4 758.19 (4) The director of state courts may develop, promote, coordinate and
5 implement circuit court automated information systems that are compatible among
6 counties using the moneys appropriated under s. 20.680 (2) (j) and (kp). If the
7 director of state courts provides funding to counties as part of the development and
8 implementation of this system, the director of state courts may provide funding to
9 counties with 1 or 2 circuit court judges for a minicomputer system only up to the
10 level of funding that would have been provided had the county implemented a
11 microcomputer system. In those counties with 1 or 2 circuit court judges, any costs
12 incurred to implement a minicomputer system not funded under this subsection
13 shall be paid by the county. Those counties may use that minicomputer system for
14 county management information needs in addition to the circuit court automated
15 information system use.

16 **SECTION 3050q.** 758.19 (4) of the statutes, as affected by 1999 Wisconsin Act
17 (this act), is amended to read:

18 758.19 (4) The director of state courts may develop, promote, coordinate and
19 implement circuit court automated information systems that are compatible among
20 counties using the moneys appropriated under s. 20.680 (2) (j) ~~and (kp)~~. If the
21 director of state courts provides funding to counties as part of the development and
22 implementation of this system, the director of state courts may provide funding to
23 counties with 1 or 2 circuit court judges for a minicomputer system only up to the
24 level of funding that would have been provided had the county implemented a
25 microcomputer system. In those counties with 1 or 2 circuit court judges, any costs

1 incurred to implement a minicomputer system not funded under this subsection
2 shall be paid by the county. Those counties may use that minicomputer system for
3 county management information needs in addition to the circuit court automated
4 information system use.

5 **SECTION 3052.** 767.078 (1) (b) (intro.) of the statutes is amended to read:

6 767.078 (1) (b) (intro.) Except as provided in par. (c) ~~or (d)~~, in a case involving
7 a dependent child, if the child's parent who is absent from the home is not employed,
8 the court shall order that parent to do one or more of the following:

9 **SECTION 3053.** 767.078 (1) (c) of the statutes is amended to read:

10 767.078 (1) (c) An order is not required under par. (b) ~~or (d)~~ if the court makes
11 written findings that there is good cause for not issuing the order.

12 **SECTION 3054.** 767.078 (1) (d) of the statutes is repealed.

13 **SECTION 3055.** 767.265 (1) of the statutes, as affected by 1997 Wisconsin Act
14 191, section 411, is amended to read:

15 767.265 (1) Each order for child support under this chapter, for maintenance
16 payments under s. 767.23 or 767.26, for family support under this chapter, for costs
17 ordered under s. 767.51 (3) or 767.62 (4) (a), for support by a spouse under s. 767.02
18 (1) (f) ~~or~~, for maintenance payments under s. 767.02 (1) (g) or for the annual receiving
19 and disbursing fee under s. 767.29 (1) (d), each order for a revision in a judgment or
20 order with respect to child support, maintenance or family support payments under
21 s. 767.32, each stipulation approved by the court or the family court commissioner
22 for child support under this chapter and each order for child or spousal support
23 entered under s. 948.22 (7) constitutes an assignment of all commissions, earnings,
24 salaries, wages, pension benefits, benefits under ch. 102 or 108, lottery prizes that
25 are payable in instalments and other money due or to be due in the future to the

1 department or its designee. The assignment shall be for an amount sufficient to
2 ensure payment under the order or stipulation and to pay any arrearages due at a
3 periodic rate not to exceed 50% of the amount of support due under the order or
4 stipulation so long as the addition of the amount toward arrearages does not leave
5 the party at an income below the poverty line established under 42 USC 9902 (2).

6 **SECTION 3056.** 767.265 (1m) of the statutes is created to read:

7 767.265 (1m) If a party's current obligation to pay maintenance, child support,
8 spousal support or family support terminates but the party has an arrearage in the
9 payment of one or more of those payments, the assignment shall continue in effect,
10 in an amount up to the amount of the assignment before the party's current
11 obligation terminated, until the arrearage is paid in full.

12 **SECTION 3057.** 767.265 (1m) of the statutes, as created by 1999 Wisconsin Act
13 (this act), is amended to read:

14 767.265 (1m) If a party's current obligation to pay maintenance, child support,
15 spousal support ~~or~~, family support or the annual receiving and disbursing fee
16 terminates but the party has an arrearage in the payment of one or more of those
17 payments, the assignment shall continue in effect, in an amount up to the amount
18 of the assignment before the party's current obligation terminated, until the
19 arrearage is paid in full.

20 **SECTION 3058.** 767.265 (2h) of the statutes is amended to read:

21 767.265 (2h) If a court-ordered assignment, including the assignment
22 specified under sub. (1) for the payment of any arrearages due, does not require
23 immediately effective withholding and a payer fails to make a required maintenance,
24 child support, spousal support or family support payment within 10 days after its due
25 date, within 20 days after the payment's due date the court ~~or~~, family court

1 commissioner or county child support agency under s. 59.53 (5) shall cause the
2 assignment to go into effect by providing notice of the assignment in the manner
3 provided under sub. (2r) and shall send a notice by regular mail to the last-known
4 address of the payer. The notice sent to the payer shall inform the payer that an
5 assignment is in effect and that the payer may, within a 10-day period, by motion
6 request a hearing on the issue of whether the assignment should remain in effect.
7 The court or family court commissioner shall hold a hearing requested under this
8 subsection within 10 working days after the date of the request. If at the hearing the
9 payer establishes that the assignment is not proper because of a mistake of fact, the
10 court or family court commissioner may direct that the assignment be withdrawn.
11 Either party may, within 15 working days after the date of a decision by a family court
12 commissioner under this subsection, seek review of the decision by the court with
13 jurisdiction over the action.

14 **SECTION 3059.** 767.265 (2h) of the statutes, as affected by 1999 Wisconsin Act
15 (this act), is amended to read:

16 767.265 (2h) If a court-ordered assignment, including the assignment
17 specified under sub. (1) for the payment of any arrearages due, does not require
18 immediately effective withholding and a payer fails to make a required maintenance,
19 child support, spousal support ~~or~~, family support or annual receiving and disbursing
20 fee payment within 10 days after its due date, within 20 days after the payment's due
21 date the court, family court commissioner or county child support agency under s.
22 59.53 (5) shall cause the assignment to go into effect by providing notice of the
23 assignment in the manner provided under sub. (2r) and shall send a notice by regular
24 mail to the last-known address of the payer. The notice sent to the payer shall inform
25 the payer that an assignment is in effect and that the payer may, within a 10-day

1 period, by motion request a hearing on the issue of whether the assignment should
2 remain in effect. The court or family court commissioner shall hold a hearing
3 requested under this subsection within 10 working days after the date of the request.
4 If at the hearing the payer establishes that the assignment is not proper because of
5 a mistake of fact, the court or family court commissioner may direct that the
6 assignment be withdrawn. Either party may, within 15 working days after the date
7 of a decision by a family court commissioner under this subsection, seek review of the
8 decision by the court with jurisdiction over the action.

9 **SECTION 3060.** 767.265 (2m) of the statutes is created to read:

10 767.265 (2m) (a) 1. An obligation to pay unpaid fees under s. 767.29 (1) (dm)
11 1m. constitutes an assignment of all commissions, earnings, salaries, wages, pension
12 benefits, benefits under ch. 102 or 108, lottery prizes that are payable in instalments
13 and other money due or to be due in the future to the department or its designee.

14 2. An obligation to pay unpaid fees under s. 767.29 (1) (dm) 2m. constitutes an
15 assignment of all commissions, earnings, salaries, wages, pension benefits, benefits
16 under ch. 102 or 108, lottery prizes that are payable in instalments and other money
17 due or to be due in the future to the clerk of court to whom the fees are owed, or to
18 his or her successor.

19 (b) The county child support agency under s. 59.53 (5) may cause an assignment
20 under par. (a) to go into effect by providing notice of the assignment in the manner
21 provided under sub. (2r) and sending a notice by regular mail to the last-known
22 address of the payer. The notice sent to the payer shall inform the payer that an
23 assignment is in effect and that the payer may, within a 10-day period, by motion
24 request a hearing on the issue of whether the assignment should remain in effect.
25 The court or family court commissioner shall hold a hearing requested under this

1 paragraph within 10 working days after the date of the request. If at the hearing the
2 payer establishes that the assignment is not proper because of a mistake of fact, the
3 court or family court commissioner may direct that the assignment be withdrawn.
4 The payer or the county child support agency may, within 15 working days after the
5 date of a decision by a family court commissioner under this paragraph, seek review
6 of the decision by the court with jurisdiction over the action.

7 **SECTION 3061.** 767.265 (2r) of the statutes, as affected by 1997 Wisconsin Act
8 191, section 414, is amended to read:

9 767.265 (2r) Upon entry of each order for child support, maintenance, family
10 support ~~or~~, support by a spouse or the annual receiving and disbursing fee, and upon
11 approval of each stipulation for child support, unless the court finds that income
12 withholding is likely to cause the payer irreparable harm or unless s. 767.267
13 applies, the court, family court commissioner or county child support agency under
14 s. 59.53 (5) shall provide notice of the assignment by regular mail or by facsimile
15 machine, as defined in s. 134.72 (1) (a), or other electronic means to the last-known
16 address of the person from whom the payer receives or will receive money. The notice
17 shall provide that the amount withheld may not exceed the maximum amount that
18 is subject to garnishment under 15 USC 1673 (b) (2). If the department or its
19 designee, whichever is appropriate, does not receive the money from the person
20 notified, the court, family court commissioner or county child support agency under
21 s. 59.53 (5) shall provide notice of the assignment to any other person from whom the
22 payer receives or will receive money. Notice under this subsection may be a notice
23 of the court, a copy of the executed assignment or a copy of that part of the court order
24 directing payment.

1 **SECTION 3062.** 767.29 (1) (d) (intro.) and 1. of the statutes, as created by 1997
2 Wisconsin Act 27, are consolidated, renumbered 767.29 (1) (d) and amended to read:

3 767.29 (1) (d) For receiving and disbursing maintenance, child support or
4 family support payments, and for maintaining the records required under par. (c),
5 the department or its designee shall collect an annual fee of \$25 ~~to be paid by each~~
6 ~~party ordered to make payments.~~ The court or family court commissioner shall order
7 each party ordered to make payments to pay the annual fee under this paragraph at
8 ~~the time of, and in addition to, the first payment to the department or its designee~~
9 in each year for which payments are ordered. In directing the manner of payment
10 of the annual fee, the court or family court commissioner shall order that the annual
11 fee be withheld from income and sent to the department or its designee, as provided
12 under s. 767.265. All fees collected under this paragraph shall be deposited in the
13 appropriation account under s. 20.445 (3) (ja). At the time of ordering the payment
14 of an annual fee under this paragraph, the court or family court commissioner shall
15 notify each party ordered to make payments of the requirement to pay the annual
16 fee and of the amount of the annual fee. If the annual fee under this ~~section~~
17 paragraph is not paid when due, the department or its designee may not deduct the
18 annual fee from the maintenance or child or family support payment, but may ~~do any~~
19 ~~of the following:~~ 1. ~~Move~~ move the court for a remedial sanction under ch. 785.

20 **SECTION 3063.** 767.29 (1) (d) 2. of the statutes, as created by 1997 Wisconsin
21 Act 27, is repealed.

22 **SECTION 3064.** 767.29 (1) (dm) of the statutes is created to read:

23 767.29 (1) (dm) 1m. The department or its designee may collect any unpaid fees
24 under s. 814.61 (12) (b), 1997 stats., that are shown on the department's automated
25 payment and collection system on December 31, 1998, and shall deposit all fees

1 collected under this subdivision in the appropriation account under s. 20.445 (3) (ja).
2 The department or its designee may collect unpaid fees under this subdivision
3 through income withholding under s. 767.265 (2m). If the department or its designee
4 determines that income withholding is inapplicable, ineffective or insufficient for the
5 collection of any unpaid fees under this subdivision, the department or its designee
6 may move the court for a remedial sanction under ch. 785. The department or its
7 designee may contract with or employ a collection agency or other person for the
8 collection of any unpaid fees under this subdivision and, notwithstanding s. 20.930,
9 may contract with or employ an attorney to appear in any action in state or federal
10 court to enforce the payment obligation. The department or its designee may not
11 deduct the amount of unpaid fees from any maintenance or child or family support
12 payment.

13 2m. A clerk of court may collect any unpaid fees under s. 814.61 (12) (b), 1997
14 stats., that are owed to the clerk of court, or to his or her predecessor, and that were
15 not shown on the department's automated payment and collection system on
16 December 31, 1998, through income withholding under s. 767.265 (2m). If the clerk
17 of court determines that income withholding is inapplicable, ineffective or
18 insufficient for the collection of any unpaid fees under this subdivision, the clerk of
19 court may move the court for a remedial sanction under ch. 785.

20 **SECTION 3066.** 778.02 of the statutes is amended to read:

21 **778.02 Action in name of state; complaint; attachment.** Every such
22 forfeiture action shall be in the name of the state of Wisconsin, and it is sufficient to
23 allege in the complaint that the defendant is indebted to the plaintiff in the amount
24 of the forfeiture claimed, according to the provisions of the statute that imposes it,
25 specifying the statute and for the penalty assessment imposed by s. ~~165.87~~ 757.05,

1 the jail assessment imposed by s. 302.46 (1), the crime laboratories and drug law
2 enforcement assessment imposed by s. 165.755, the enforcement assessment
3 imposed under s. 253.06 (4) (c) or (5) (c), any applicable consumer information
4 assessment imposed by s. 100.261 and any applicable domestic abuse assessment
5 imposed by s. 973.055 (1). If the statute imposes a forfeiture for several offenses or
6 delinquencies the complaint shall specify the particular offense or delinquency for
7 which the action is brought, with a demand for judgment for the amount of the
8 forfeiture, penalty assessment, jail assessment, crime laboratories and drug law
9 enforcement assessment, any applicable enforcement assessment, any applicable
10 consumer information assessment and any applicable domestic abuse assessment.
11 If the defendant is a nonresident of the state, an attachment may issue.

12 **SECTION 3067.** 778.03 of the statutes is amended to read:

13 **778.03 Complaint to recover forfeited goods.** In an action to recover
14 property forfeited by any statute it shall be sufficient to allege in the complaint that
15 the property has been forfeited, specifying the statute, with a demand of judgment
16 for the delivery of the property, or the value thereof and for payment of the penalty
17 assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1),
18 the crime laboratories and drug law enforcement assessment imposed by s. 165.755,
19 the enforcement assessment imposed under s. 253.06 (4) (c) or (5) (c), any applicable
20 consumer information assessment imposed by s. 100.261 and any applicable
21 domestic abuse assessment imposed by s. 973.055 (1).

22 **SECTION 3068.** 778.06 of the statutes is amended to read:

23 **778.06 Action for what sum.** When a forfeiture is imposed, not exceeding a
24 specific sum or when it is not less than one sum or more than another, the action may
25 be brought for the highest sum specified and for the penalty assessment imposed by

1 s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1), the crime laboratories
2 and drug law enforcement assessment imposed by s. 165.755, the enforcement
3 assessment imposed under s. 253.06 (4) (c) or (5) (c), any applicable consumer
4 information assessment imposed by s. 100.261 and any applicable domestic abuse
5 assessment imposed by s. 973.055 (1); and judgment may be rendered for such sum
6 as the court or jury shall assess or determine to be proportionate to the offense.

7 **SECTION 3069.** 778.10 of the statutes is amended to read:

8 **778.10 Municipal forfeitures, how recovered.** All forfeitures imposed by
9 any ordinance or regulation of any county, town, city or village, or of any other
10 domestic corporation may be sued for and recovered, under this chapter, in the name
11 of the county, town, city, village or corporation. It is sufficient to allege in the
12 complaint that the defendant is indebted to the plaintiff in the amount of the
13 forfeiture claimed, specifying the ordinance or regulation that imposes it and of the
14 penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s.
15 302.46 (1), the crime laboratories and drug law enforcement assessment imposed by
16 s. 165.755, any applicable consumer information assessment imposed by s. 100.261
17 and any applicable domestic abuse assessment imposed by s. 973.055 (1). If the
18 ordinance or regulation imposes a penalty or forfeiture for several offenses or
19 delinquencies the complaint shall specify the particular offenses or delinquency for
20 which the action is brought, with a demand for judgment for the amount of the
21 forfeiture, the penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment
22 imposed by s. 302.46 (1), the crime laboratories and drug law enforcement
23 assessment imposed by s. 165.755, any applicable consumer information assessment
24 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
25 973.055 (1). All moneys collected on the judgment shall be paid to the treasurer of

1 the county, town, city, village or corporation, except that all jail assessments shall be
2 paid to the county treasurer.

3 **SECTION 3070.** 778.105 of the statutes is amended to read:

4 **778.105 Disposition of forfeitures.** Revenues from forfeitures imposed by
5 any court or any branch thereof for the violation of any municipal or county
6 ordinance shall be paid to the municipality or county. Penalty assessment payments
7 shall be made as provided in s. ~~165.87~~ 757.05. Jail assessment payments shall be
8 made as provided in s. 302.46 (1). Crime laboratories and drug law enforcement
9 assessment payments shall be paid as provided in s. 165.755. Domestic abuse
10 assessments shall be made as provided in s. 973.055. Consumer information
11 assessment payments shall be made as provided in s. 100.261.

12 **SECTION 3071.** 778.13 of the statutes is amended to read:

13 **778.13 Forfeitures collected, to whom paid.** All moneys collected in favor
14 of the state for forfeiture, except the portion to be paid to any person who sues with
15 the state, shall be paid by the officer who collects the forfeiture to the treasurer of the
16 county within which the forfeiture was incurred within 20 days after its receipt. In
17 case of any failure in the payment the county treasurer may collect the payment of
18 the officer by action, in the name of the office and upon the official bond of the officer,
19 with interest at the rate of 12% per year from the time when it should have been paid.
20 Penalty assessment payments shall be made as provided in s. ~~165.87~~ 757.05. Jail
21 assessment payments shall be made as provided in s. 302.46 (1). Crime laboratories
22 and drug law enforcement assessment payments shall be paid as provided in s.
23 165.755. Domestic abuse assessments shall be made as provided in s. 973.055.
24 Enforcement assessments shall be made as provided in s. 253.06 (4) (c). Consumer
25 information assessment payments shall be made as provided in s. 100.261.

1 **SECTION 3072.** 778.18 of the statutes is amended to read:

2 **778.18 Penalty upon municipal judge.** If any municipal judge, of his or her
3 own will, dismisses any action brought before the judge under this chapter, unless
4 by order of the district attorney or attorney general or the person joined as plaintiff
5 with the state, or renders a less judgment therein than is prescribed by law, or
6 releases or discharges any such judgment or part thereof without payment or
7 collection, the judge and the judge's sureties shall be liable, in an action upon the
8 judge's bond, for the full amount of the forfeitures imposed by law or of the forfeiture
9 imposed by the judge and for the penalty assessment imposed by s. ~~165.87~~ 757.05,
10 the jail assessment imposed by s. 302.46 (1), the crime laboratories and drug law
11 enforcement assessment imposed by s. 165.755, any applicable consumer
12 information assessment imposed by s. 100.261 and any applicable domestic abuse
13 assessment imposed by s. 973.055 (1), or for an amount equal to the amount in which
14 any such judgment or any part thereof is released or discharged. If any municipal
15 judge gives time or delay to any person against whom any such judgment is rendered
16 by the judge, or takes any bond or security for its future payment, the judge and the
17 judge's sureties shall also be liable for the payment of the judgment upon the judge's
18 bond.

19 **SECTION 3072m.** 779.85 (6) of the statutes is amended to read:

20 779.85 (6) "Prepayment" means any full or partial payment received by a seller
21 or an obligation incurred by a customer to a creditor or to a seller or to a seller's
22 assignee for maintenance to be performed by a seller if payment is made before the
23 maintenance is rendered or received. This term does not include prepayment for
24 maintenance under an insurance policy. Except with regard to a warranty under s.
25 ~~218.14~~ 101.953, this term does not include prepayment for maintenance to be

1 provided under a manufacturer’s warranty on goods or maintenance unless there is
2 a prepayment made for maintenance to be rendered under the warranty separate
3 from the payment for the goods themselves.

4 **SECTION 3074.** 800.02 (2) (a) 8. of the statutes is amended to read:

5 800.02 (2) (a) 8. Notice that if the defendant makes a deposit and fails to appear
6 in court at the time fixed in the citation, the defendant is deemed to have tendered
7 a plea of no contest and submits to a forfeiture, penalty assessment, jail assessment
8 and crime laboratories and drug law enforcement assessment, any applicable
9 consumer information assessment and any applicable domestic abuse assessment
10 plus costs, including the fee prescribed in s. 814.65 (1), not to exceed the amount of
11 the deposit. The notice shall also state that the court may decide to summon the
12 defendant rather than accept the deposit and plea.

13 **SECTION 3075.** 800.02 (3) (a) 5. of the statutes is amended to read:

14 800.02 (3) (a) 5. A plain and concise statement of the violation identifying the
15 event or occurrence from which the violation arose and showing that the plaintiff is
16 entitled to relief, the ordinance, resolution or bylaw upon which the cause of action
17 is based and a demand for a forfeiture, the amount of which shall not exceed the
18 maximum set by the statute involved, the penalty assessment, the jail assessment,
19 the crime laboratories and drug law enforcement assessment, any applicable
20 consumer information assessment, any applicable domestic abuse assessment and
21 such other relief that is sought by the plaintiff.

22 **SECTION 3076.** 800.03 (3) of the statutes is amended to read:

23 800.03 (3) The amount of the deposit shall be set by the municipal judge, but
24 shall not be effective until approved by the governing body of the municipality. The
25 amount shall not exceed the maximum penalty for the offense, including any penalty

1 assessment that would be applicable under s. ~~165.87~~ 757.05, any jail assessment that
2 would be applicable under s. 302.46 (1), any crime laboratories and drug law
3 enforcement assessment that would be applicable under s. 165.755, any consumer
4 information assessment that would be applicable under s. 100.261 and any domestic
5 abuse assessment that would be applicable under s. 973.055 (1), plus court costs,
6 including the fee prescribed in s. 814.65 (1).

7 **SECTION 3077.** 800.04 (2) (b) of the statutes is amended to read:

8 800.04 (2) (b) If the municipal judge determines that the defendant should not
9 be released under par. (a) and the defendant is charged with a traffic or boating
10 violation, the municipal judge shall release the defendant on a deposit in the amount
11 established by the uniform deposit schedule under s. 345.26 (2) (a) or under s. 23.66.
12 For other violations, the municipal judge shall establish a deposit in an amount not
13 to exceed the maximum penalty for the offense, including any penalty assessment
14 that would be applicable under s. ~~165.87~~ 757.05, any jail assessment that would be
15 applicable under s. 302.46 (1), any crime laboratories and drug law enforcement
16 assessment that would be applicable under s. 165.755, any consumer information
17 assessment that would be applicable under s. 100.261 and any domestic abuse
18 assessment that would be applicable under s. 973.055 (1). If the judge in a 1st class
19 city determines that a defendant appearing before the judge through interactive
20 video and audio transmission should not be released under par. (a), the judge shall
21 inform the defendant that he or she has the right to appear personally before a judge
22 for a determination, not prejudiced by the first appearance, as to whether he or she
23 should be released without a deposit. On failure of the defendant to make a deposit
24 under this paragraph, he or she may be committed to jail pending trial only if the

1 judge finds that there is a reasonable basis to believe the person will not appear in
2 court.

3 **SECTION 3078.** 800.04 (2) (c) of the statutes is amended to read:

4 800.04 (2) (c) If the defendant has made a deposit under par. (b) or s. 800.03
5 and does not appear, he or she is deemed to have tendered a plea of no contest and
6 submits to a forfeiture, a penalty assessment imposed by s. ~~165.87~~ 757.05, a jail
7 assessment imposed by s. 302.46 (1), a crime laboratories and drug law enforcement
8 assessment imposed by s. 165.755, any applicable consumer information assessment
9 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
10 973.055 (1) plus costs, including the fee prescribed in s. 814.65 (1), not exceeding the
11 amount of the deposit. The court may either accept the plea of no contest and enter
12 judgment accordingly, or reject the plea and issue a summons. If the court finds that
13 the violation meets the conditions in s. 800.093 (1), the court may summon the
14 alleged violator into court to determine if restitution shall be ordered under s.
15 800.093. If the defendant fails to appear in response to the summons, the court shall
16 issue a warrant under s. 968.09. If the defendant has made a deposit but does appear,
17 the court shall allow the defendant to withdraw the plea of no contest.

18 **SECTION 3079.** 800.09 (1) (intro.) of the statutes is amended to read:

19 800.09 (1) JUDGMENT. (intro.) If a municipal court finds a defendant guilty it
20 may render judgment by ordering restitution under s. 800.093 and payment of a
21 forfeiture, the penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment
22 imposed by s. 302.46 (1), the crime laboratories and drug law enforcement
23 assessment imposed by s. 165.755, any applicable consumer information assessment
24 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
25 973.055 (1) plus costs of prosecution, including the fee prescribed in s. 814.65 (1). The

1 court shall apply any payment received on a judgment that includes restitution to
2 first satisfy any payment of restitution ordered, then to pay the forfeiture,
3 assessments and costs. If the judgment is not paid, the court may proceed under par.
4 (a), (b) or (c) or any combination of those paragraphs, as follows:

5 **SECTION 3080.** 800.09 (1) (a) of the statutes is amended to read:

6 800.09 (1) (a) The court may defer payment of any judgment or provide for
7 instalment payments. At the time the judgment is rendered, the court shall inform
8 the defendant, orally and in writing, of the date by which restitution and the
9 payment of the forfeiture, the penalty assessment, the jail assessment, the crime
10 laboratories and drug law enforcement assessment, any applicable consumer
11 information assessment and any applicable domestic abuse assessment plus costs
12 must be made, and of the possible consequences of failure to do so in timely fashion,
13 including imprisonment, as provided in s. 800.095, or suspension of the defendant's
14 motor vehicle operating privilege, as provided in par. (c), if applicable. If the
15 defendant is not present, the court shall ensure that the information is sent to the
16 defendant by mail. In 1st class cities, all of the written information required by this
17 paragraph shall be printed in English and Spanish and provided to each defendant.

18 **SECTION 3082.** 800.09 (2) (b) of the statutes is amended to read:

19 800.09 (2) (b) If the person charged fails to appear personally or by an attorney
20 at the time fixed for hearing of the case, the defendant may be deemed to have
21 entered a plea of no contest and the money deposited, if any, or such portion thereof
22 as the court determines to be an adequate penalty, plus the penalty assessment, the
23 jail assessment, the crime laboratories and drug law enforcement assessment, any
24 applicable consumer information assessment and any applicable domestic abuse
25 assessment plus costs, including the fee prescribed in s. 814.65 (1), may be declared

1 forfeited by the court or may be ordered applied upon the payment of any penalty
2 which may be imposed, together with the penalty assessment, the jail assessment,
3 the crime laboratories and drug law enforcement assessment, any applicable
4 consumer information assessment and any applicable domestic abuse assessment
5 plus costs. If the court finds that the violation meets the conditions in s. 800.093 (1),
6 the court may summon the alleged violator into court to determine if restitution shall
7 be ordered under s. 800.093. Any money remaining after payment of any penalties,
8 assessments, costs and restitution shall be refunded to the person who made the
9 deposit.

10 **SECTION 3084.** 800.10 (2) of the statutes is amended to read:

11 800.10 (2) All forfeitures, fees, penalty assessments, crime laboratories and
12 drug law enforcement assessments, consumer information assessments, domestic
13 abuse assessments and costs paid to a municipal court under a judgment before a
14 municipal judge shall be paid to the municipal treasurer within 7 days after receipt
15 of the money by a municipal judge or other court personnel. At the time of the
16 payment, the municipal judge shall report to the municipal treasurer the title of the
17 action, the offense for which a forfeiture was imposed and the total amount of the
18 forfeiture, fees, penalty assessments, crime laboratories and drug law enforcement
19 assessments, consumer information assessments, domestic abuse assessments and
20 costs, if any. The treasurer shall disburse the fees as provided in s. 814.65 (1). All
21 jail assessments paid to a municipal court under a judgment before a municipal judge
22 shall be paid to the county treasurer within 7 days after receipt of the money by a
23 municipal judge or other court personnel.

24 **SECTION 3085.** 800.12 (2) of the statutes is amended to read:

1 800.12 (2) A municipality may by ordinance provide that a municipal judge
2 may impose a forfeiture for contempt under sub. (1) in an amount not to exceed \$50
3 or, upon nonpayment of the forfeiture, penalty assessment under s. ~~165.87~~ 757.05,
4 jail assessment under s. 302.46 and, crime laboratories and drug law enforcement
5 assessment under s. 165.755, any applicable consumer information assessment
6 under s. 100.261 and any applicable domestic abuse assessment under s. 973.055 (1),
7 a jail sentence not to exceed 7 days.

8 **SECTION 3086.** 803.03 (2) (b) of the statutes is amended to read:

9 803.03 (2) (b) *Options after joinder.* Any party joined pursuant to par. (a) may
10 1. participate in the prosecution of the action, 2. agree to have his or her interest
11 represented by the party who caused the joinder, or 3. move for dismissal with or
12 without prejudice. If the party joined chooses to participate in the prosecution of the
13 action, the party joined shall have an equal voice with other claimants in such
14 prosecution. If Except as provided in par. (bm), if the party joined chooses to have
15 his or her interest represented by the party who caused the joinder, the party joined
16 shall sign a written waiver of the right to participate which shall express consent to
17 be bound by the judgment in the action. Such waiver shall become binding when filed
18 with the court, but a party may withdraw the waiver upon timely motion to the judge
19 to whom the case has been assigned with notice to the other parties. A party who
20 represents the interest of another party and who obtains a judgment favorable to
21 such other party may be awarded reasonable attorneys fees by the court. If the party
22 joined moves for dismissal without prejudice as to his or her claim, the party shall
23 demonstrate to the court that it would be unjust to require the party to prosecute the
24 claim with the principal claim. In determining whether to grant the motion to

1 dismiss, the court shall weigh the possible prejudice to the movant against the state's
2 interest in economy of judicial effort.

3 **SECTION 3087.** 803.03 (2) (bm) of the statutes is created to read:

4 803.03 (2) (bm) *Joinders because of implication of medical assistance.* If the
5 department of health and family services is joined as a party pursuant to par. (a) and
6 s. 49.89 (2) because of the provision of benefits under subch. IV of ch. 49, the
7 department of health and family services need not sign a waiver of the right to
8 participate in order to have its interests represented by the party that caused the
9 joinder. If the department of health and family services makes no selection under
10 par. (b), the party causing the joinder shall represent the interests of the department
11 of health and family services and the department of health and family services shall
12 be bound by the judgment in the action.

13 **SECTION 3089.** 814.03 (3) of the statutes is amended to read:

14 814.03 (3) Notwithstanding subs. (1) and (2), where the department of health
15 and family services or a county is joined as a plaintiff pursuant to ss. 49.89 (2) and
16 803.03 (2) (a) because of the provision of benefits under subch. IV of ch. 49, ~~and where~~
17 ~~the interests of the department of health and family services or of the county are~~
18 ~~represented under s. 803.03 (2) (b) by the party who caused the joinder,~~ the
19 department of health and family services or the county shall not be liable for costs
20 to any prevailing defendant.

21 **SECTION 3094.** 814.60 (2) (a) of the statutes is amended to read:

22 814.60 (2) (a) Penalty assessment imposed by s. ~~165.87~~ 757.05;

23 **SECTION 3095.** 814.60 (2) (ai) of the statutes is created to read:

24 814.60 (2) (ai) Consumer information assessment imposed by s. 100.261.

25 **SECTION 3095n.** 814.61 (1) (c) 4. of the statutes is created to read:

1 814.61 (1) (c) 4. An action to terminate parental rights under subch. VIII of ch.
2 48.

3 **SECTION 3095p.** 814.61 (1) (c) 5. of the statutes is created to read:

4 814.61 (1) (c) 5. An action for adoption under subch. XIX of ch. 48.

5 **SECTION 3096m.** 814.615 (1) (a) 3. of the statutes is amended to read:

6 814.615 (1) (a) 3. For a study under s. 767.11 (14), a fee of \$300 \$500.

7 **SECTION 3097.** 814.63 (3) (a) of the statutes is amended to read:

8 814.63 (3) (a) Penalty assessment imposed by s. ~~165.87~~ 757.05.

9 **SECTION 3098.** 814.63 (3) (ai) of the statutes is created to read:

10 814.63 (3) (ai) Consumer information assessment imposed by s. 100.261.

11 **SECTION 3099.** 814.635 (1) of the statutes is amended to read:

12 814.635 (1) Except for an action for a safety belt use violation under s. 347.48
13 (2m), the clerk of circuit court shall charge and collect a \$7 \$9 justice information
14 system fee from any person, including any governmental unit as defined in s. 108.02
15 (17), paying a fee under s. 814.61 (1) (a), (3) or (8) (am), 814.62 (1), (2) or (3) (a) or (b)
16 or 814.63 (1). The justice information system fee is in addition to the other fees listed
17 in this section.

18 **SECTION 3101.** 815.18 (3) (o) of the statutes is amended to read:

19 815.18 (3) (o) *Tuition units.* Tuition units purchased under s. ~~16.24~~ 14.63.

20 **SECTION 3101m.** 823.08 (3) (c) 2. of the statutes is amended to read:

21 823.08 (3) (c) 2. If the agricultural use or agricultural practice alleged to be a
22 nuisance was begun before October 14, 1997, a department may advise the court
23 under subd. 1. only if the department determines that cost-sharing is available to
24 the defendant under s. 92.14, ~~281.16 (5)~~ or 281.65 or from any other source.

25 **SECTION 3102.** 859.02 (2) (a) of the statutes is amended to read:

1 859.02 (2) (a) It is a claim based on tort, on a marital property agreement that
2 is subject to the time limitations under s. 766.58 (13) (b) or (c), on Wisconsin income,
3 franchise, sales, withholding, gift or death taxes, or on unemployment insurance
4 contributions due or benefits overpaid; a claim for funeral or administrative
5 expenses; a claim of this state under s. 46.27 (7g), 49.496 or 49.682 or rules
6 promulgated under s. 46.286 (7); or a claim of the United States; or

7 **SECTION 3103.** 859.07 (2) of the statutes is amended to read:

8 859.07 (2) If the decedent was at the time of death or at any time prior thereto
9 a patient or inmate of any state or county hospital or institution or any person
10 responsible for any obligation owing to the state or county under s. 46.03 (18), 46.10,
11 48.36, 301.03 (18), 301.12 or 938.36 or if the decedent or the spouse of the decedent
12 ever received the family care benefit under s. 46.286, medical assistance under
13 subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7)
14 or aid under s. 49.68, 49.683 or 49.685, the personal representative shall send notice
15 in writing of the date set under s. 859.01 by registered or certified mail to the
16 department of health and family services or the department of corrections, as
17 applicable, and the county clerk of the applicable county not less than 30 days before
18 the date set under s. 859.01, upon such blanks and containing such information as
19 the applicable department or county clerk may provide. The applicable county is the
20 county of residence, as defined in s. 49.001 (6).

21 **SECTION 3104.** 867.01 (3) (a) 4. of the statutes is amended to read:

22 867.01 (3) (a) 4. Whether the decedent or the decedent's spouse received the
23 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
24 long-term community support services funded under s. 46.27 (7) or aid under s.
25 49.68, 49.683 or 49.685.

1 **SECTION 3105.** 867.01 (3) (d) of the statutes is amended to read:

2 867.01 **(3)** (d) *Notice.* The court may hear the matter without notice or order
3 notice to be given under s. 879.03. If the decedent or the decedent's spouse received
4 the family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
5 long-term community support services funded under s. 46.27 (7) or aid under s.
6 49.68, 49.683 or 49.685, the petitioner shall give notice by certified mail to the
7 department of health and family services as soon as practicable after filing the
8 petition with the court.

9 **SECTION 3106.** 867.02 (2) (a) 6. of the statutes is amended to read:

10 867.02 **(2)** (a) 6. Whether the decedent or the decedent's spouse received the
11 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
12 long-term community support services funded under s. 46.27 (7) or aid under s.
13 49.68, 49.683 or 49.685.

14 **SECTION 3107.** 867.03 (1g) (c) of the statutes is amended to read:

15 867.03 **(1g)** (c) Whether the decedent or the decedent's spouse ever received the
16 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
17 long-term community support services funded under s. 46.27 (7) or aid under s.
18 49.68, 49.683 or 49.685.

19 **SECTION 3108.** 867.03 (1m) (a) of the statutes is amended to read:

20 867.03 **(1m)** (a) Whenever an heir or person who was guardian of the decedent
21 at the time of the decedent's death intends to transfer a decedent's property by
22 affidavit under sub. (1g) and the decedent or the decedent's spouse ever received the
23 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
24 long-term community support services funded under s. 46.27 (7) or aid under s.
25 49.68, 49.683 or 49.685, the heir or person who was guardian of the decedent at the

1 time of the decedent's death shall give notice to the department of health and family
2 services of his or her intent. The notice shall include the information in the affidavit
3 under sub. (1g) and the heir or person who was guardian of the decedent at the time
4 of the decedent's death shall give the notice by certified mail, return receipt
5 requested.

6 **SECTION 3109.** 867.03 (1m) (b) of the statutes is amended to read:

7 867.03 **(1m)** (b) An heir or person who was guardian of the decedent at the time
8 of the decedent's death who files an affidavit under sub. (1g) that states that the
9 decedent or the decedent's spouse received the family care benefit under s. 46.286,
10 medical assistance under subch. IV of ch. 49, long-term community support services
11 funded under s. 46.27 (7) or aid under s. 49.68, 49.683 or 49.685 shall attach to the
12 affidavit the proof of mail delivery of the notice required under par. (a) showing a
13 delivery date that is not less than 10 days before the day on which the heir or person
14 who was guardian of the decedent at the time of the decedent's death files the
15 affidavit.

16 **SECTION 3110.** 867.035 (1) (a) (intro.) of the statutes is amended to read:

17 867.035 **(1)** (a) (intro.) Except as provided in par. (bm), the department of
18 health and family services may collect from the property of a decedent, including
19 funds of a decedent that are held by the decedent immediately before death in a joint
20 account or a P.O.D. account, by affidavit under this section an amount equal to the
21 medical assistance that is recoverable under s. 49.496 (3) (a), the long-term
22 community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c)
23 1., the family care benefit that is recoverable under rules promulgated under s.
24 46.286 (7) or the aid under s. 49.68, 49.683 or 49.685 that is recoverable under s.

1 49.682 (2) (a) and that was paid on behalf of the decedent or the decedent's spouse,
2 if all of the following conditions are satisfied:

3 **SECTION 3111.** 867.035 (4) of the statutes is amended to read:

4 867.035 (4) From the appropriation under s. 20.435 (5) (4) (im), with respect
5 to funds collected by the department under sub. (1) related to medical assistance paid
6 on behalf of the decedent or the decedent's spouse, the department of health and
7 family services shall pay claims under sub. (3), shall pay to the federal government
8 from the amount recovered under this section and not paid out as claims under sub.
9 (3) an amount equal to the amount of federal funds used to pay the benefits recovered
10 under this section and shall spend the remainder of the amount recovered under this
11 section for medical assistance benefits under subch. IV of ch. 49.

12 **SECTION 3115.** 938.02 (6) of the statutes is amended to read:

13 938.02 (6) "Foster home" means any facility that is operated by a person
14 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for
15 no more than 4 juveniles ~~unless all of the juveniles are siblings or, if necessary to~~
16 enable a sibling group to remain together, for no more than 6 juveniles or, if the
17 department of health and family services promulgates rules permitting a different
18 number of juveniles, for the number of juveniles permitted under those rules.

19 **SECTION 3116.** 938.02 (14m) of the statutes is amended to read:

20 938.02 (14m) "Pupil assistance program" means a program provided by a
21 school board under s. 115.362 (4) (b) 2. 115.361 to intervene in the abuse of alcohol
22 and other drugs by pupils.

23 **SECTION 3143.** 938.24 (5) of the statutes is amended to read:

24 938.24 (5) The intake worker shall request that a petition be filed, enter into
25 a deferred prosecution agreement or close the case within 40 days or sooner of receipt

1 of referral information. Before entering into a deferred prosecution agreement, the
2 intake worker shall comply with s. 938.245 (1m), if applicable. If the case is closed
3 or a deferred prosecution agreement is entered into, the district attorney, corporation
4 counsel or other official under s. 938.09 shall receive written notice of such action.
5 If the case is closed, the known victims of the juvenile's alleged act shall receive notice
6 as provided under sub. (5m), if applicable. ~~In addition, if a deferred prosecution~~
7 ~~agreement is entered into placing a juvenile in a youth village program as described~~
8 ~~in s. 118.42, the judge or juvenile court commissioner shall receive written notice of~~
9 ~~such action and, on receipt of that notice, shall enter an order requiring compliance~~
10 ~~with that agreement.~~ A notice of deferred prosecution of an alleged delinquency case
11 shall include a summary of the facts surrounding the allegation and a list of prior
12 intake referrals and dispositions. If a law enforcement officer has made a
13 recommendation concerning the juvenile, the intake worker shall forward this
14 recommendation to the district attorney under s. 938.09. Notwithstanding the
15 requirements of this section, the district attorney may initiate a delinquency petition
16 under s. 938.25 within 20 days after notice that the case has been closed or that a
17 deferred prosecution agreement has been entered into. The judge shall grant
18 appropriate relief as provided in s. 938.315 (3) with respect to any such petition
19 which is not referred or filed within the time limits specified within this subsection.
20 Failure to object if a petition is not referred or filed within a time limit specified in
21 this subsection waives that time limit.

22 **SECTION 3144.** 938.245 (2) (a) 9. of the statutes is repealed.

23 **SECTION 3145.** 938.245 (2) (b) of the statutes is amended to read:

1 938.245 (2) (b) A deferred prosecution agreement, ~~other than an agreement~~
2 ~~under par. (a) 9.,~~ may not include any form of out-of-home placement and may not
3 exceed one year.

4 **SECTION 3146.** 938.245 (3) of the statutes is amended to read:

5 938.245 (3) The obligations imposed under a deferred prosecution agreement
6 and its effective date shall be set forth in writing. ~~If the deferred prosecution~~
7 ~~agreement places the juvenile in a youth village program under sub. (2) (a) 9., the~~
8 ~~judge or juvenile court commissioner shall receive written notice that a deferred~~
9 ~~prosecution agreement has been entered into and, on receipt of that notice, shall~~
10 ~~enter an order requiring compliance with that agreement.~~ The juvenile and a parent,
11 guardian and legal custodian shall receive a copy of the agreement and order, as shall
12 any agency providing services under the agreement.

13 **SECTION 3147.** 938.245 (4) of the statutes is amended to read:

14 938.245 (4) The intake worker shall inform the juvenile and the juvenile's
15 parent, guardian and legal custodian in writing of their right to terminate ~~or, if the~~
16 ~~juvenile is subject to a deferred prosecution agreement under sub. (2) (a) 9., to~~
17 ~~request the court to terminate the deferred prosecution agreement at any time or to~~
18 ~~object at any time to the fact or terms of the deferred prosecution agreement.~~ If an
19 objection arises the intake worker may alter the terms of the agreement or request
20 the district attorney or corporation counsel to file a petition. If the deferred
21 prosecution agreement is terminated the intake worker may request the district
22 attorney or corporation counsel to file a petition.

23 **SECTION 3148.** 938.245 (5) of the statutes is amended to read:

24 938.245 (5) A deferred prosecution agreement under sub. (2) (a) 1. to 8., (2g)
25 or (2v). may be terminated upon the request of the juvenile, parent, guardian or legal

1 custodian. ~~A deferred prosecution agreement under sub. (2) (a) 9. may be terminated~~
2 ~~by the court upon the request of the juvenile, parent, guardian or legal custodian.~~

3 **SECTION 3149.** 938.32 (1) (a) of the statutes is amended to read:

4 938.32 (1) (a) At any time after the filing of a petition for a proceeding relating
5 to s. 938.12 or 938.13 and before the entry of judgment, the judge or juvenile court
6 commissioner may suspend the proceedings and place the juvenile under
7 supervision in the juvenile's own home or present placement ~~or in a youth village~~
8 ~~program as described in s. 118.42.~~ The court may establish terms and conditions
9 applicable to the parent, guardian or legal custodian, and to the juvenile, including
10 any of the conditions specified in subs. (1d), (1g), (1m), (1t), (1v) and (1x). The order
11 under this section shall be known as a consent decree and must be agreed to by the
12 juvenile; the parent, guardian or legal custodian; and the person filing the petition
13 under s. 938.25. If the consent decree includes any conditions specified in sub. (1g),
14 the consent decree shall include provisions for payment of the services as specified
15 in s. 938.361. The consent decree shall be reduced to writing and given to the parties.

16 **SECTION 3150.** 938.32 (2) (c) of the statutes is amended to read:

17 938.32 (2) (c) Upon the motion of the court or the application of the juvenile,
18 parent, guardian, legal custodian, intake worker or any agency supervising the
19 juvenile under the consent decree, the court may, after giving notice to the parties
20 to the consent decree and their counsel, if any, extend the decree for up to an
21 additional 6 months ~~or, if the consent decree places the juvenile in a youth village~~
22 ~~program as described in s. 118.42, for up to an additional one year in the absence of~~
23 objection to extension by the parties to the initial consent decree. If the parent,
24 guardian or legal custodian objects to the extension, the court shall schedule a
25 hearing and make a determination on the issue of extension. ~~A consent decree~~

1 placing a juvenile in a youth village program as described in s. 118.42 may be
2 extended no more than twice.

3 **SECTION 3154.** 938.34 (3) (dm) of the statutes is repealed.

4 **SECTION 3158.** 938.34 (5m) of the statutes is amended to read:

5 938.34 **(5m)** COMMUNITY SERVICE WORK PROGRAM. Order the juvenile to
6 participate in a youth corps program, as defined in s. ~~16.22~~ 46.78 (1) (dm) or another
7 community service work program, if the sponsor of the program approves the
8 juvenile's participation in the program.

9 **SECTION 3175r.** 938.532 (1) of the statutes is amended to read:

10 938.532 **(1)** PROGRAM. The From the appropriations under s. 20.410 (3) (bb) and
11 (hm), the department shall provide a juvenile boot camp program for juveniles who
12 have been placed under the supervision of the department under s. 938.183, 938.34
13 (4h) or (4m) or 938.357 (4).

14 **SECTION 3176.** 938.533 (2) of the statutes is amended to read:

15 938.533 **(2)** CORRECTIVE SANCTIONS PROGRAM. From the appropriation under s.
16 20.410 (3) (hr), the department shall provide a corrective sanctions program to serve
17 an average daily population of ~~106 juveniles in fiscal year 1997–98~~ and 136 juveniles
18 ~~in fiscal year 1998–99~~, or an average daily population of more than ~~106 juveniles in~~
19 ~~fiscal year 1997–98~~ and 136 juveniles ~~in fiscal year 1998–99~~ if the appropriation
20 under s. 20.410 (3) (hr) is supplemented under s. 13.101 or 16.515 and the positions
21 for the program are increased under s. 13.101 or 16.505 (2) or if funding and positions
22 to serve more than those that average daily ~~populations~~ population are otherwise
23 available, in not less than 3 counties, including Milwaukee County. The office of
24 juvenile offender review in the department shall evaluate and select for participation
25 in the program juveniles who have been placed under the supervision of the

1 department under s. 938.183, 938.34 (4h) or (4m) or 938.357 (4). The department
2 shall place a program participant in the community, provide intensive surveillance
3 of that participant and provide an average of ~~\$5,000~~ \$3,000 per year per slot to
4 purchase community-based treatment services for each participant. The
5 department shall make the intensive surveillance required under this subsection
6 available 24 hours a day, 7 days a week, and may purchase or provide electronic
7 monitoring for the intensive surveillance of program participants. The department
8 shall provide a report center in Milwaukee County to provide on-site programming
9 after school and in the evening for juveniles from Milwaukee County who are placed
10 in the corrective sanctions program. A contact worker providing services under the
11 program shall have a case load of approximately 10 juveniles and, during the initial
12 phase of placement in the community under the program of a juvenile who is
13 assigned to that contact worker, shall have not less than one face-to-face contact per
14 day with that juvenile. Case management services under the program shall be
15 provided by a corrective sanctions agent who shall have a case load of approximately
16 15 juveniles. The department shall promulgate rules to implement the program.

17 **SECTION 3190t.** 943.13 (4m) (c) of the statutes is created to read:

18 943.13 **(4m)** (c) A person entering or remaining on any exposed shore area of
19 a stream as authorized under s. 30.134.

20 **SECTION 3191.** 944.21 (8) (b) 3. a. of the statutes is amended to read:

21 944.21 **(8)** (b) 3. a. Is a technical college, is a school approved by the educational
22 approval board under s. ~~39.51~~ 45.54 or is a school described in s. ~~39.51 (9) (f), (g) or~~
23 ~~(h)~~ 45.54 (1) (e) 6., 7. or 8.; and

24 **SECTION 3191c.** 946.13 (10) of the statutes is amended to read:

1 946.13 **(10)** Subsection (1) (a) does not apply to a member of a private industry
2 ~~council or appointed under the job training partnership act, 29 USC 1512, local~~
3 ~~workforce development board established under 29 USC 2832~~ or to a member of the
4 ~~governor’s council on workforce excellence appointed under s. 15.227 (24)~~ council on
5 workforce investment established under 29 USC 2821.

6 **SECTION 3191d.** 946.15 (1) of the statutes is amended to read:

7 946.15 **(1)** Any employer, or any agent or employe of an employer, who induces
8 any person who seeks to be or is employed pursuant to a public contract as defined
9 in s. 66.29 (1) (c) or who seeks to be or is employed on a project on which a prevailing
10 wage rate determination has been issued by the department of workforce
11 development under s. 20.924 (1) (i) 3. or (j) 3. c., 66.293 (3), 103.49 (3) or 103.50 (3)
12 or by a local governmental unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6) to
13 give up, waive or return any part of the compensation to which that person is entitled
14 under his or her contract of employment or under the prevailing wage rate
15 determination issued by the department or local governmental unit, or who reduces
16 the hourly basic rate of pay normally paid to an employe for work on a project on
17 which a prevailing wage rate determination has not been issued under s. 20.924 (1)
18 (i) 3. or (j) 3. c., 66.293 (3) or (6), 103.49 (3) or 103.50 (3) during a week in which the
19 employe works both on a project on which a prevailing wage rate determination has
20 been issued and on a project on which a prevailing wage rate determination has not
21 been issued, is guilty of a Class E felony.

22 **SECTION 3191e.** 946.15 (2) of the statutes is amended to read:

23 946.15 **(2)** Any person employed pursuant to a public contract as defined in s.
24 66.29 (1) (c) or employed on a project on which a prevailing wage rate determination
25 has been issued by the department of workforce development under s. 20.924 (1) (i)

1 3. or (j) 3. c., 66.293 (3), 103.49 (3) or 103.50 (3) or by a local governmental unit, as
2 defined in s. 66.293 (1) (d), under s. 66.293 (6) who gives up, waives or returns to the
3 employer or agent of the employer any part of the compensation to which the employe
4 is entitled under his or her contract of employment or under the prevailing wage
5 determination issued by the department or local governmental unit, or who gives up
6 any part of the compensation to which he or she is normally entitled for work on a
7 project on which a prevailing wage rate determination has not been issued under s.
8 20.924 (1) (i) 3. or (j) 3. c., 66.293 (3) or (6), 103.49 (3) or 103.50 (3) during a week in
9 which the person works part-time on a project on which a prevailing wage rate
10 determination has been issued and part-time on a project on which a prevailing
11 wage rate determination has not been issued, is guilty of a Class C misdemeanor.

12 **SECTION 3191f.** 946.15 (3) of the statutes is amended to read:

13 946.15 (3) Any employer or labor organization, or any agent or employe of an
14 employer or labor organization, who induces any person who seeks to be or is
15 employed on a project on which a prevailing wage rate determination has been issued
16 by the department of workforce development under s. 20.924 (1) (i) 3. or (j) 3. c.,
17 66.293 (3), 103.49 (3) or 103.50 (3) or by a local governmental unit, as defined in s.
18 66.293 (1) (d), under s. 66.293 (6) to permit any part of the wages to which that person
19 is entitled under the prevailing wage rate determination issued by the department
20 or local governmental unit to be deducted from the person's pay is guilty of a Class E
21 felony, unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a
22 person who is working on a project that is subject to 40 USC 276c.

23 **SECTION 3191g.** 946.15 (4) of the statutes is amended to read:

24 946.15 (4) Any person employed on a project on which a prevailing wage rate
25 determination has been issued by the department of workforce development under

1 s. 20.924 (1) (i) 3. or (j) 3. c., 66.293 (3), 103.49 (3) or 103.50 (3) or by a local
2 governmental unit, as defined in s. 66.293 (1) (d), under s. 66.293 (6) who permits any
3 part of the wages to which that person is entitled under the prevailing wage rate
4 determination issued by the department or local governmental unit to be deducted
5 from his or her pay is guilty of a Class C misdemeanor, unless the deduction would
6 be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that
7 is subject to 40 USC 276c.

8 **SECTION 3197.** 948.11 (4) (b) 3. a. of the statutes is amended to read:

9 948.11 **(4)** (b) 3. a. Is a technical college, is a school approved by the educational
10 approval board under s. ~~39.51~~ 45.54 or is a school described in s. ~~39.51 (9) (f), (g) or~~
11 ~~(h)~~ 45.54 (1) (e) 6., 7. or 8.; and

12 **SECTION 3197j.** 948.24 (1) (b) of the statutes is amended to read:

13 948.24 **(1)** (b) For anything of value, solicits, negotiates or arranges the
14 placement of a child for adoption except under s. 48.833 (1).

15 **SECTION 3198.** 949.08 (2) (g) of the statutes is repealed and recreated to read:

16 949.08 **(2)** (g) Is included on the statewide support lien docket under s. 49.854
17 (2) (b), unless the victim provides to the department a payment agreement that has
18 been approved by the county child support agency under s. 59.53 (5) and that is
19 consistent with rules promulgated under s. 49.858 (2) (a).

20 **SECTION 3198m.** 950.04 (1v) (xm) of the statutes is amended to read:

21 950.04 **(1v)** (xm) To have the department of health and family services make
22 a reasonable attempt to notify the victim under s. 980.11 regarding supervised
23 release under s. ~~980.06~~ 980.08 and discharge under s. 980.09 or 980.10.

24 **SECTION 3199.** 950.06 (2) of the statutes is amended to read:

1 950.06 (2) The costs of providing services under sub. (1m) shall be paid for by
2 the county, but the county is eligible to receive reimbursement from the state for not
3 more than 90% of the costs incurred in providing those services. The department
4 shall determine the level of services for which a county may be reimbursed. The
5 county board shall file a claim for reimbursement with the department. The
6 department shall reimburse counties under this subsection from the appropriation
7 under s. 20.455 (5) (k), (kk) and (kp) and, on a semiannual basis, from the
8 appropriations under s. 20.455 (5) (c) and (g).

9 **SECTION 3200.** 950.06 (5) of the statutes is amended to read:

10 950.06 (5) The department shall review and approve the implementation and
11 operation of programs and the annual reports under this section. The department
12 may suspend or terminate reimbursement under s. ~~20.455 (5) (c) and (g)~~ sub. (2) if
13 the county fails to comply with its duties under this section. The department shall
14 promulgate rules under ch. 227 for implementing and administering county
15 programs approved under this section.

16 **SECTION 3202c.** 973.032 (2) (b) of the statutes is amended to read:

17 973.032 (2) (b) Notwithstanding par. (a), a court may not sentence a person
18 under sub. (1) if he or she is convicted of a felony punishable by life imprisonment
19 or has at any time been convicted, adjudicated delinquent or found not guilty or not
20 responsible by reason of insanity or mental disease, defect or illness for committing
21 a violent offense, as defined in s. 301.048 (2) (bm).

22 **SECTION 3202e.** 973.046 (1) (intro.) of the statutes is renumbered 973.046 (1r)
23 and amended to read:

1 973.046 **(1r)** If a court imposes a sentence or places a person on probation ~~under~~
2 ~~any of the following circumstances for a violation of s. 940.225, 948.02 (1) or (2) or~~
3 948.025, the court shall impose a deoxyribonucleic acid analysis surcharge of \$250.;

4 **SECTION 3202f.** 973.046 (1) (a) of the statutes is repealed.

5 **SECTION 3202g.** 973.046 (1) (b) of the statutes is repealed.

6 **SECTION 3202h.** 973.046 (1g) of the statutes is created to read:

7 973.046 **(1g)** Except as provided in sub. (1r), if a court imposes a sentence or
8 places a person on probation for a felony conviction, the court may impose a
9 deoxyribonucleic acid analysis surcharge of \$250.

10 **SECTION 3202k.** 973.047 (1) (a) of the statutes is renumbered 973.047 (1f) and
11 amended to read:

12 973.047 **(1f)** If a court imposes a sentence or places a person on probation for
13 a ~~violation of s. 940.225, 948.02 (1) or (2) or 948.025~~ felony conviction, the court shall
14 require the person to provide a biological specimen to the state crime laboratories for
15 deoxyribonucleic acid analysis.

16 **SECTION 3202L.** 973.047 (1) (b) of the statutes is repealed.

17 **SECTION 3202m.** 973.047 (1) (c) of the statutes is renumbered 973.047 (1m) and
18 amended to read:

19 973.047 **(1m)** The results from deoxyribonucleic acid analysis of a specimen
20 provided under par. (a) or (b) this section may be used only as authorized under s.
21 165.77 (3). The state crime laboratories shall destroy any such specimen in
22 accordance with s. 165.77 (3).

23 **SECTION 3202p.** 973.047 (2) of the statutes is amended to read:

24 973.047 **(2)** The department of justice shall promulgate rules providing for
25 procedures for defendants to provide specimens when required to do so under sub.

1 ~~(1) this section~~ and for the transportation of those specimens to the state crime
2 laboratories for analysis under s. 165.77.

3 **SECTION 3203.** 973.05 (1) of the statutes is amended to read:

4 973.05 **(1)** When a defendant is sentenced to pay a fine, the court may grant
5 permission for the payment of the fine, of the penalty assessment imposed by s.
6 ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1), the crime victim and
7 witness assistance surcharge under s. 973.045, the crime laboratories and drug law
8 enforcement assessment imposed by s. 165.755, any applicable deoxyribonucleic acid
9 analysis surcharge under s. 973.046, any applicable drug abuse program
10 improvement surcharge imposed by s. 961.41 (5), any applicable consumer
11 information assessment imposed by s. 100.261, any applicable domestic abuse
12 assessment imposed by s. 971.37 (1m) (c) 1. or 973.055, any applicable driver
13 improvement surcharge imposed by s. 346.655, any applicable enforcement
14 assessment imposed by s. 253.06 (4) (c), any applicable weapons assessment imposed
15 by s. 167.31, any applicable uninsured employer assessment imposed by s. 102.85 (4),
16 any applicable environmental assessment imposed by s. 299.93, any applicable wild
17 animal protection assessment imposed by s. 29.983, any applicable natural resources
18 assessment imposed by s. 29.987 and any applicable natural resources restitution
19 payment imposed by s. 29.989 to be made within a period not to exceed 60 days. If
20 no such permission is embodied in the sentence, the fine, the penalty assessment, the
21 jail assessment, the crime victim and witness assistance surcharge, the crime
22 laboratories and drug law enforcement assessment, any applicable deoxyribonucleic
23 acid analysis surcharge, any applicable drug abuse program improvement
24 surcharge, any applicable consumer information assessment, any applicable
25 domestic abuse assessment, any applicable driver improvement surcharge, any

1 applicable enforcement assessment, any applicable weapons assessment, any
2 applicable uninsured employer assessment, any applicable environmental
3 assessment, any applicable wild animal protection assessment, any applicable
4 natural resources assessment and any applicable natural resources restitution
5 payment shall be payable immediately.

6 **SECTION 3204.** 973.05 (2) of the statutes is amended to read:

7 973.05 (2) When a defendant is sentenced to pay a fine and is also placed on
8 probation, the court may make the payment of the fine, the penalty assessment, the
9 jail assessment, the crime victim and witness assistance surcharge, the crime
10 laboratories and drug law enforcement assessment, any applicable deoxyribonucleic
11 acid analysis surcharge, any applicable drug abuse program improvement
12 surcharge, any applicable consumer information assessment, any applicable
13 domestic abuse assessment, any applicable uninsured employer assessment, any
14 applicable driver improvement surcharge, any applicable enforcement assessment
15 under s. 253.06 (4) (c), any applicable weapons assessment, any applicable
16 environmental assessment, any applicable wild animal protection assessment, any
17 applicable natural resources assessment and any applicable natural resources
18 restitution payments a condition of probation. When the payments are made a
19 condition of probation by the court, payments thereon shall be applied first to
20 payment of the penalty assessment until paid in full, shall then be applied to the
21 payment of the jail assessment until paid in full, shall then be applied to the payment
22 of part A of the crime victim and witness assistance surcharge until paid in full, shall
23 then be applied to part B of the crime victim and witness assistance surcharge until
24 paid in full, shall then be applied to the crime laboratories and drug law enforcement
25 assessment until paid in full, shall then be applied to the deoxyribonucleic acid

1 analysis surcharge until paid in full, shall then be applied to the drug abuse
2 improvement surcharge until paid in full, shall then be applied to payment of the
3 driver improvement surcharge until paid in full, shall then be applied to payment
4 of the domestic abuse assessment until paid in full, shall then be applied to payment
5 of the consumer information assessment until paid in full, shall then be applied to
6 payment of the natural resources assessment if applicable until paid in full, shall
7 then be applied to payment of the natural resources restitution payment until paid
8 in full, shall then be applied to the payment of the environmental assessment if
9 applicable until paid in full, shall then be applied to the payment of the wild animal
10 protection assessment if applicable until paid in full, shall then be applied to
11 payment of the weapons assessment until paid in full, shall then be applied to
12 payment of the uninsured employer assessment until paid in full, shall then be
13 applied to payment of the enforcement assessment under s. 253.06 (4) (c), if
14 applicable, until paid in full and shall then be applied to payment of the fine.

15 **SECTION 3205.** 973.07 of the statutes is amended to read:

16 **973.07 Failure to pay fine or costs or to comply with certain**
17 **community service work.** If the fine, costs, penalty assessment, jail assessment,
18 crime victim and witness assistance surcharge, crime laboratories and drug law
19 enforcement assessment, applicable deoxyribonucleic acid analysis surcharge,
20 applicable drug abuse program improvement surcharge, applicable consumer
21 information assessment, applicable domestic abuse assessment, applicable driver
22 improvement surcharge, applicable enforcement assessment under s. 253.06 (4) (c),
23 applicable weapons assessment, applicable uninsured employer assessment,
24 applicable environmental assessment, applicable wild animal protection
25 assessment, applicable natural resources assessment and applicable natural

1 resources restitution payments are not paid or community service work under s.
2 943.017 (3) is not completed as required by the sentence, the defendant may be
3 committed to the county jail until the fine, costs, penalty assessment, jail
4 assessment, crime victim and witness assistance surcharge, crime laboratories and
5 drug law enforcement assessment, applicable deoxyribonucleic acid analysis
6 surcharge, applicable drug abuse program improvement surcharge, applicable
7 consumer information assessment, applicable domestic abuse assessment,
8 applicable driver improvement surcharge, applicable enforcement assessment
9 under s. 253.06 (4) (c), applicable weapons assessment, applicable uninsured
10 employer assessment, applicable environmental assessment, applicable wild animal
11 protection assessment, applicable natural resources assessment or applicable
12 natural resources restitution payments are paid or discharged, or the community
13 service work under s. 943.017 (3) is completed, for a period fixed by the court not to
14 exceed 6 months.

15 **SECTION 3205d.** 973.09 (1) (d) of the statutes is renumbered 973.09 (1) (d)
16 (intro.) and amended to read:

17 973.09 (1) (d) (intro.) If a person is convicted of an offense that provides a
18 mandatory or presumptive minimum period of one year or less of imprisonment, a
19 court may place the person on probation under par. (a) if the court requires, as a
20 condition of probation, that the person be confined under sub. (4) for at least that
21 mandatory or presumptive minimum period. The person is eligible to earn good time
22 credit calculated under s. 302.43 regarding the period of confinement. This
23 paragraph does not apply if the conviction is for any of the following:

24 1. A violation under s. 346.63 (1) that subjects the person to a mandatory
25 minimum period of imprisonment under s. 346.65 (2) (b) or (c).

1 **SECTION 3205e.** 973.09 (1) (d) 2. of the statutes is created to read:

2 973.09 (1) (d) 2. A violation under s. 346.63 (2) or (6) that subjects the person
3 to a mandatory minimum period of imprisonment under s. 346.65 (3m), if the person
4 has a total of 3 or fewer convictions, suspensions or revocations counted under s.
5 343.307 (2).

6 **SECTION 3205f.** 973.09 (1) (d) 3. of the statutes is created to read:

7 973.09 (1) (d) 3. A violation under s. 346.63 (5) that subjects the person to a
8 mandatory minimum period of imprisonment under s. 346.65 (2j) (c), if the person
9 has a total of 3 or fewer convictions, suspensions or revocations counted under s.
10 343.307 (2).

11 **SECTION 3206g.** 977.08 (5) (b) of the statutes is repealed.

12 **SECTION 3206h.** 977.08 (5) (bn) (intro.) of the statutes is amended to read:

13 977.08 (5) (bn) (intro.) ~~Beginning on October 14, 1997, and ending on June 30,~~
14 ~~1999~~ Except as provided in par. (br), any of the following constitutes an annual
15 caseload standard for an assistant state public defender in the subunit responsible
16 for trials:

17 **SECTION 3206k.** 977.08 (5) (bn) 1r. of the statutes is amended to read:

18 977.08 (5) (bn) 1r. Cases representing persons under ss. s. 980.05 and 980.06:
19 15.

20 **SECTION 3207.** 977.08 (5) (br) of the statutes is created to read:

21 977.08 (5) (br) Beginning on July 1, 2000, the state public defender may exempt
22 up to 10 full-time assistant state public defenders in the subunit responsible for
23 trials from the annual caseload standards under par. (bn) based on their need to
24 perform other assigned duties.

25 **SECTION 3207r.** 978.01 (2) (b) of the statutes is amended to read:

1 978.01 **(2)** (b) A district attorney serves on a part–time basis if his or her
2 prosecutorial unit consists of Buffalo, Florence, Forest, Pepin, Richland, ~~Rusk,~~
3 Trempealeau or Vernon county.

4 **SECTION 3208.** 978.03 (3) of the statutes is amended to read:

5 978.03 **(3)** Any assistant district attorney under sub. (1), (1m) or (2) must be
6 an attorney admitted to practice law in this state and, except as provided in s.
7 978.043, may perform any duty required by law to be performed by the district
8 attorney. The district attorney of the prosecutorial unit under sub. (1), (1m) or (2)
9 may appoint such temporary counsel as may be authorized by the department of
10 administration.

11 **SECTION 3209.** 978.04 of the statutes is amended to read:

12 **978.04 Assistants in certain prosecutorial units.** The district attorney of
13 any prosecutorial unit having a population of less than 100,000 may appoint one or
14 more assistant district attorneys as necessary to carry out the duties of his or her
15 office and as may be requested by the department of administration authorized in
16 accordance with s. 16.505. Any such assistant district attorney must be an attorney
17 admitted to practice law in this state and, except as provided in s. 978.043, may
18 perform any duty required by law to be performed by the district attorney.

19 **SECTION 3209m.** 978.042 of the statutes is created to read:

20 **978.042 Prosecutor caseload measurement; redistribution of assistant**
21 **district attorney positions. (1)** The department of administration shall develop
22 a weighted prosecutor caseload measurement formula to assist in determining the
23 comparative need for assistant district attorneys in this state. The formula shall be
24 based on the number of cases filed in a given year and the time needed to prosecute
25 the cases, as applied to the average number of cases filed by a prosecutorial unit

1 during the most recent 3–year period for which data is available. The department
2 may consult with the Wisconsin District Attorneys Association in developing the
3 formula.

4 (2) Notwithstanding s. 978.03 and 978.04, the department of administration
5 shall transfer an authorized assistant district attorney position from the
6 prosecutorial unit to which it is allocated to another prosecutorial unit if all of the
7 following apply:

8 (a) A vacancy occurs in the position.

9 (b) The prosecutorial unit from which the position is transferred has a
10 prosecutor workload of less than 100% of the standard full–time workload, according
11 to the weighted prosecutor caseload measurement formula developed under sub. (1),
12 and transferring the position from the prosecutorial unit would not result in the
13 prosecutorial unit having a prosecutor workload of more than 100% of the standard
14 full–time workload, according to the weighted prosecutor caseload measurement
15 formula developed under sub. (1).

16 (c) The prosecutorial unit to which the position is transferred requested
17 additional assistant district attorney position authorization for the fiscal biennium
18 in which the transfer is made and has a prosecutor workload of more than 100% of
19 the standard full–time workload, according to the weighted prosecutor caseload
20 measurement formula developed under sub. (1).

21 **SECTION 3210.** 978.043 of the statutes is created to read:

22 **978.043 Assistants for prosecution of sexually violent person**
23 **commitment cases.** The district attorney of the prosecutorial unit that consists of
24 Brown County and the district attorney of the prosecutorial unit that consists of
25 Milwaukee County shall each assign one assistant district attorney in his or her

1 prosecutorial unit to be a sexually violent person commitment prosecutor. An
2 assistant district attorney assigned under this section to be a sexually violent person
3 commitment prosecutor may engage only in the prosecution of sexually violent
4 person commitment proceedings under ch. 980 and, at the request of the district
5 attorney of the prosecutorial unit, may file and prosecute sexually violent person
6 commitment proceedings under ch. 980 in any prosecutorial unit in this state.

7 **SECTION 3211.** 978.05 (8) (b) of the statutes is amended to read:

8 978.05 **(8)** (b) Hire, employ and supervise his or her staff and, subject to s.
9 978.043, make appropriate assignments of the staff throughout the prosecutorial
10 unit. The district attorney may request the assistance of district attorneys, deputy
11 district attorneys or assistant district attorneys from other prosecutorial units or
12 assistant attorneys general who then may appear and assist in the investigation and
13 prosecution of any matter for which a district attorney is responsible under this
14 chapter in like manner as assistants in the prosecutorial unit and with the same
15 authority as the district attorney in the unit in which the action is brought. Nothing
16 in this paragraph limits the authority of counties to regulate the hiring, employment
17 and supervision of county employees.

18 **SECTION 3211p.** 978.12 (5) (b) of the statutes is amended to read:

19 978.12 **(5)** (b) *Employes generally.* District attorneys and state employes of the
20 office of district attorney shall be included within the provisions of the Wisconsin
21 retirement system under ch. 40 as a participating employe of that office, except that
22 the district attorney and state employes of the office of district attorney in a county
23 having a population of 500,000 or more have the option provided under ~~par. (e)~~ s.
24 978.12 (5) (c), 1997 stats.

25 **SECTION 3211r.** 978.12 (5) (c) 5. of the statutes is repealed.

1 **SECTION 3211t.** 978.12 (6) of the statutes is renumbered 978.12 (6) (a) and
2 amended to read:

3 978.12 **(6)** (a) District attorneys and state employes of the office of district
4 attorney shall be included within all insurance benefit plans under ch. 40, except as
5 authorized in this ~~subsection~~ paragraph. Alternatively, the state shall provide
6 insurance benefit plans for district attorneys and state employes in the office of
7 district attorney in the manner provided in this ~~subsection~~ paragraph. A district
8 attorney or other employe of the office of district attorney who was employed in that
9 office as a county employe on December 31, 1989, and who received any form of fringe
10 benefits other than a retirement, deferred compensation or employe–funded
11 reimbursement account plan as a county employe, as defined by that county
12 pursuant to the county’s personnel policies, or pursuant to a collective bargaining
13 agreement in effect on January 1, 1990, or the most recent collective bargaining
14 agreement covering represented employes who are not covered by such an
15 agreement, may elect to continue to be covered under all such fringe benefit plans
16 provided by the county after becoming a state employe. In a county having a
17 population of 500,000 or more, the fringe benefit plans shall include health insurance
18 benefits fully paid by the county for each retired employe who, on or after December
19 31, 1989, attains at least 15 years of service in the office of district attorney of that
20 county, whether or not the service is as a county employe, for the duration of the
21 employe’s life. An employe may make an election under this ~~subsection~~ paragraph
22 no later than January 31, 1990, except that an employe who serves as an assistant
23 district attorney in a county having a population of 500,000 or more may make an
24 election under this ~~subsection~~ paragraph no later than March 1, 1990. An election
25 under this ~~subsection~~ paragraph shall be for the duration of the employe’s

1 employment in the office of district attorney for the same county by which the
2 employe was employed or until the employe terminates the election under this
3 ~~subsection~~ paragraph, at the same cost to the county as the county incurs for a
4 similarly situated county employe. If Subject to par. (b), if the employer's cost for
5 such fringe benefits for any such employe is less than or equal to the cost for
6 comparable coverage under ch. 40, if any, the state shall reimburse the county for
7 that cost. If Subject to par. (b), if the employer's cost for such fringe benefits for any
8 such employe is greater than the cost for comparable coverage under ch. 40, the state
9 shall reimburse the county for the cost of comparable coverage under ch. 40 and the
10 county shall pay the remainder of the cost. The cost of comparable coverage under
11 ch. 40 shall equal the average cost of comparable coverage under ch. 40 for employes
12 in the office of the state public defender, as contained in budget determinations
13 approved by the joint committee on finance or the legislature under the biennial
14 budget act for the period during which the costs are incurred. An employe who makes
15 the election under this ~~subsection~~ paragraph may terminate that election, and shall
16 then be included within all insurance benefit plans under ch. 40, except that the
17 department of employe trust funds may require prior written notice, not exceeding
18 one year's duration, of an employe's intent to be included under any insurance benefit
19 plan under ch. 40.

20 **SECTION 3211v.** 978.12 (6) (b) of the statutes is created to read:

21 978.12 **(6)** (b) Beginning in the 1999–2000 fiscal year and ending in the
22 2003–04 fiscal year, the state shall in each fiscal year reduce its reimbursement of
23 the employer's cost for fringe benefits under par. (a) by \$80,000.

24 **SECTION 3212.** 978.13 (1) (b) of the statutes is amended to read:

1 978.13 (1) (b) In counties having a population of 500,000 or more, the salary
2 and fringe benefit costs of 2 clerk positions providing clerical services to the
3 prosecutors in the district attorney's office handling cases involving felony violations
4 under ch. 961. The state treasurer shall pay the amount authorized under this
5 paragraph to the county treasurer pursuant to a voucher submitted by the district
6 attorney to the department of administration from the appropriation under s. 20.475
7 (1) (i). The amount paid under this paragraph may not exceed ~~\$70,500~~ \$75,200 in
8 the ~~1997–98~~ 1999–2000 fiscal year and ~~\$73,000~~ \$77,500 in the ~~1998–99~~ 2000–01
9 fiscal year.

10 **SECTION 3213.** 978.13 (1) (c) of the statutes is amended to read:

11 978.13 (1) (c) In counties having a population of 500,000 or more, the salary and
12 fringe benefit costs of clerk positions in the district attorney's office necessary for the
13 prosecution of violent crime cases primarily involving felony violations under s.
14 939.63, if a felony is committed while armed, and under ss. 940.01 to 940.03, 940.05,
15 940.06, 940.225, 943.23 (1g), (1m) and (1r) and 943.32 (2). The state treasurer shall
16 pay the amount authorized under this paragraph to the county treasurer pursuant
17 to a voucher submitted by the district attorney to the secretary of administration
18 from the appropriation under s. 20.475 (1) (i). The amount paid under this paragraph
19 may not exceed ~~\$88,500~~ \$94,400 in the ~~1997–98~~ 1999–2000 fiscal year and ~~\$91,600~~
20 \$97,200 in the ~~1998–99~~ 2000–01 fiscal year.

21 **SECTION 3213c.** 978.13 (1) (d) of the statutes is created to read:

22 978.13 (1) (d) In counties having a population of 500,000 or more, the salary
23 and fringe benefit costs of 2 clerk positions providing clerical services to the
24 prosecutors in the district attorney's office handling cases involving the unlawful
25 possession or use of firearms. The state treasurer shall pay the amount authorized

1 under this paragraph to the county treasurer from the appropriation under s. 20.475
2 (1) (f) pursuant to a voucher submitted by the district attorney to the department of
3 administration. The amount paid under this paragraph may not exceed \$51,300 in
4 the 1999–2000 fiscal year and \$64,400 in the 2000–01 fiscal year.

5 **SECTION 3221.** 980.03 (4) of the statutes is amended to read:

6 **980.03 (4)** Whenever ~~the~~ a person who is the subject of ~~the~~ a petition filed under
7 s. 980.02 or who has been committed under s. 980.06 is required to submit to an
8 examination under this chapter, he or she may retain experts or professional persons
9 to perform an examination. If the person retains a qualified expert or professional
10 person of his or her own choice to conduct an examination, the examiner shall have
11 reasonable access to the person for the purpose of the examination, as well as to the
12 person's past and present treatment records, as defined in s. 51.30 (1) (b), and patient
13 health care records as provided under s. 146.82 (2) (c). If the person is indigent, the
14 court shall, upon the person's request, appoint a qualified and available expert or
15 professional person to perform an examination and participate in the trial or other
16 proceeding on the person's behalf. Upon the order of the circuit court, the county
17 shall pay, as part of the costs of the action, the costs of ~~a court-appointed~~ an expert
18 or professional person appointed by a court under this subsection to perform an
19 examination and participate in the trial or other proceeding on behalf of an indigent
20 person. An expert or professional person appointed to assist an indigent person who
21 is subject to a petition may not be subject to any order by the court for the
22 sequestration of witnesses at any proceeding under this chapter.

23 **SECTION 3223c.** 980.05 (6) of the statutes is repealed.

24 **SECTION 3223h.** 980.06 (1) of the statutes is renumbered 980.06 and amended
25 to read:

1 **980.06 Commitment.** If a court or jury determines that the person who is the
2 subject of a petition under s. 980.02 is a sexually violent person, the court shall order
3 the person to be committed to the custody of the department for control, care and
4 treatment until such time as the person is no longer a sexually violent person. A
5 commitment order under this section shall specify that the person be placed in
6 institutional care.

7 **SECTION 3223i.** 980.06 (2) (a) of the statutes is repealed.

8 **SECTION 3223j.** 980.06 (2) (b) of the statutes is repealed.

9 **SECTION 3223k.** 980.06 (2) (c) of the statutes is repealed.

10 **SECTION 3223L.** 980.06 (2) (d) of the statutes is renumbered 980.08 (6m) and
11 amended to read:

12 **980.08 (6m)** An order for supervised release places the person in the custody
13 and control of the department. The department shall arrange for control, care and
14 treatment of the person in the least restrictive manner consistent with the
15 requirements of the person and in accordance with the plan for supervised release
16 approved by the court under sub. (5). A person on supervised release is subject to the
17 conditions set by the court and to the rules of the department. Before a person is
18 placed on supervised release by the court under this section, the court shall so notify
19 the municipal police department and county sheriff for the municipality and county
20 in which the person will be residing. The notification requirement under this
21 paragraph subsection does not apply if a municipal police department or county
22 sheriff submits to the court a written statement waiving the right to be notified. If
23 the department alleges that a released person has violated any condition or rule, or
24 that the safety of others requires that supervised release be revoked, he or she may
25 be taken into custody under the rules of the department. The department shall

1 submit a statement showing probable cause of the detention and a petition to revoke
2 the order for supervised release to the committing court and the regional office of the
3 state public defender responsible for handling cases in the county where the
4 committing court is located within ~~48~~ 72 hours after the detention, excluding
5 Saturdays, Sundays and legal holidays. The court shall hear the petition within 30
6 days, unless the hearing or time deadline is waived by the detained person. Pending
7 the revocation hearing, the department may detain the person in a jail or in a
8 hospital, center or facility specified by s. 51.15 (2). The state has the burden of
9 proving by clear and convincing evidence that any rule or condition of release has
10 been violated, or that the safety of others requires that supervised release be
11 revoked. If the court determines after hearing that any rule or condition of release
12 has been violated, or that the safety of others requires that supervised release be
13 revoked, it may revoke the order for supervised release and order that the released
14 person be placed in an appropriate institution until the person is discharged from the
15 commitment under s. 980.09 or until again placed on supervised release under s.
16 ~~980.08~~ this section.

17 **SECTION 3230m.** 980.065 (1m) of the statutes is amended to read:

18 980.065 (1m) The department may shall place a person committed to
19 ~~institutional care~~ under s. 980.06 (2) (b) at ~~a mental health unit or facility, including~~
20 ~~a the secure mental health unit or facility at~~ established under s. 46.055, the
21 Wisconsin resource center established under s. 46.056 or a secure mental health unit
22 or facility provided by the department of corrections under sub. (2).

23 **SECTION 3231m.** 980.065 (2) of the statutes is amended to read:

24 980.065 (2) The department may contract with the department of corrections
25 for the provision of a secure mental health unit or facility for persons committed to

1 ~~institutional care~~ under s. 980.06 (2) (b). The department shall operate a secure
2 mental health unit or facility provided by the department of corrections under this
3 subsection and shall promulgate rules governing the custody and discipline of
4 persons placed by the department in the secure mental health unit or facility
5 provided by the department of corrections under this subsection.

6 **SECTION 3232.** 980.07 (1) of the statutes is amended to read:

7 980.07 (1) If a person has been committed under s. 980.06 and has not been
8 discharged under s. 980.09, the department shall conduct an examination of his or
9 her mental condition within 6 months after an initial commitment under s. 980.06
10 and again thereafter at least once each 12 months for the purpose of determining
11 whether the person has made sufficient progress ~~to be entitled to transfer to a less~~
12 ~~restrictive facility, to~~ for the court to consider whether the person should be placed
13 on supervised release or to discharge ~~discharged~~. At the time of a reexamination
14 under this section, the person who has been committed may retain or, ~~if he or she is~~
15 ~~indigent and so requests,~~ seek to have the court may appoint a qualified expert or a
16 ~~professional person to examine him or her~~ an examiner as provided under s. 980.03
17 (4).

18 **SECTION 3232p.** 980.08 (1) of the statutes is amended to read:

19 980.08 (1) Any person who is committed ~~to institutional care~~ under s. 980.06
20 may petition the committing court to modify its order by authorizing supervised
21 release if at least 6 18 months have elapsed since the initial commitment order was
22 entered, or at least 6 months have elapsed since the most recent release petition was
23 denied or the most recent order for supervised release was revoked. The director of
24 the facility at which the person is placed may file a petition under this subsection on
25 the person's behalf at any time.

1 **SECTION 3233.** 980.08 (3) of the statutes is amended to read:

2 980.08 (3) Within 20 days after receipt of the petition, the court shall appoint
3 one or more examiners having the specialized knowledge determined by the court to
4 be appropriate, who shall examine the person and furnish a written report of the
5 examination to the court within 30 days after appointment. The examiners shall
6 have reasonable access to the person for purposes of examination and to the person's
7 past and present treatment records, as defined in s. 51.30 (1) (b), and patient health
8 care records, as provided under s. 146.82 (2) (c). If any such examiner believes that
9 the person is appropriate for supervised release under the criterion specified in sub.
10 (4), the examiner shall report on the type of treatment and services that the person
11 may need while in the community on supervised release. The county shall pay the
12 costs of an examiner appointed under this subsection as provided under s. 51.20 (18)
13 (a).

14 **SECTION 3234m.** 980.08 (4) of the statutes is amended to read:

15 980.08 (4) The court, without a jury, shall hear the petition within 30 days after
16 the report of the court-appointed examiner is filed with the court, unless the
17 petitioner waives this time limit. Expenses of proceedings under this subsection
18 shall be paid as provided under s. 51.20 (18) (b), (c) and (d). The court shall grant the
19 petition unless the state proves by clear and convincing evidence that the person is
20 still a sexually violent person and that it is still substantially probable that the
21 person will engage in acts of sexual violence if the person is not continued in
22 institutional care. In making a decision under this subsection, the court may
23 consider, without limitation because of enumeration, the nature and circumstances
24 of the behavior that was the basis of the allegation in the petition under s. 980.02 (2)
25 (a), the person's mental history and present mental condition, where the person will

1 live, how the person will support himself or herself and what arrangements are
2 available to ensure that the person has access to and will participate in necessary
3 treatment, including pharmacological treatment using an antiandrogen or the
4 chemical equivalent of an antiandrogen if the person is a serious child sex offender.
5 A decision under this subsection on a petition filed by a person who is a serious child
6 sex offender may not be made based on the fact that the person is a proper subject
7 for pharmacological treatment using an antiandrogen or the chemical equivalent of
8 an antiandrogen or on the fact that the person is willing to participate in
9 pharmacological treatment using an antiandrogen or the chemical equivalent of an
10 antiandrogen.

11 **SECTION 3238d.** 980.08 (6) of the statutes is repealed.

12 **SECTION 3238h.** 980.09 (1) (c) of the statutes is amended to read:

13 980.09 (1) (c) If the court is satisfied that the state has not met its burden of
14 proof under par. (b), the petitioner shall be discharged from the custody or
15 supervision of the department. If the court is satisfied that the state has met its
16 burden of proof under par. (b), the court may proceed ~~under s. 980.06~~ to determine,
17 using the criterion specified in s. 980.08 (4), whether to modify the petitioner's
18 existing commitment order by authorizing supervised release.

19 **SECTION 3238j.** 980.09 (2) (c) of the statutes is amended to read:

20 980.09 (2) (c) If the court is satisfied that the state has not met its burden of
21 proof under par. (b), the person shall be discharged from the custody or supervision
22 of the department. If the court is satisfied that the state has met its burden of proof
23 under par. (b), the court may proceed ~~under s. 980.06~~ to determine, using the
24 criterion specified in s. 980.08 (4), whether to modify the person's existing
25 commitment order by authorizing supervised release.

1 **SECTION 3238t.** 980.11 (2) (intro.) of the statutes is amended to read:

2 980.11 **(2)** (intro.) If the court places a person on supervised release under s.
3 ~~980.06~~ 980.08 or discharges a person under s. 980.09 or 980.10, the department shall
4 do all of the following:

5 **SECTION 3239.** 980.12 (1) of the statutes is amended to read:

6 980.12 **(1)** The Except as provided in ss. 980.03 (4) and 980.08 (3), the
7 department shall pay from the appropriations under s. 20.435 (2) (a) and (bm) for all
8 costs relating to the evaluation, treatment and care of persons evaluated or
9 committed under this chapter.

10 **SECTION 3239d.** 980.12 (2) of the statutes is amended to read:

11 980.12 **(2)** By February 1, 2002, the department shall submit a report to the
12 legislature under s. 13.172 (2) concerning the extent to which pharmacological
13 treatment using an antiandrogen or the chemical equivalent of an antiandrogen has
14 been required as a condition of supervised release under s. ~~980.06, 1997 stats., or s.~~
15 980.08 and the effectiveness of the treatment in the cases in which its use has been
16 required.

17 **SECTION 3240.** 985.01 (1) of the statutes is renumbered 985.01 (1m).

18 **SECTION 3241.** 985.01 (1g) of the statutes is created to read:

19 985.01 **(1g)** “Governing body” has the meaning given in s. 345.05 (1) (b) and
20 includes a family care district board under s. 46.2895.

21 **SECTION 3242.** 985.01 (3) of the statutes is amended to read:

22 985.01 **(3)** “Municipality” has the meaning in s. 345.05 (1) (c) and ~~“governing~~
23 ~~body” the meaning in s. 345.05 (1) (b) with reference to such municipality~~ includes
24 a family care district under s. 46.2895.

25 **SECTION 3244.** Laws of 1929, chapter 151, section 1 is amended to read:

1 [Laws of 1929, chapter 151] Section 1. All the right, title and interest of the
2 state of Wisconsin in the lands hereinafter described, whether any part or parcel
3 thereof may be, at the time of the passage and publication of this act, dry or
4 submerged under the waters of Lake Michigan are hereby ceded, granted and
5 confirmed to the city of Milwaukee, a municipal corporation, for the purpose of
6 improving, filling, and utilizing the same for public park purposes or in aid of
7 navigation and the fisheries, in any manner the said city may deem expedient, ~~and~~
8 ~~particularly for the purpose of.~~ Such land may also be used for the purpose of
9 establishing and maintaining thereon breakwaters, bulkheads, piers, wharves,
10 warehouses, transfer sheds, railway tracks, airports, and other harbor facilities,
11 together with such other uses not inconsistent with the improvement of navigation
12 and fisheries in Lake Michigan, and the navigable waters tributary thereto, as said
13 city may deem expedient.

14 **SECTION 3245.** Laws of 1929, chapter 151, section 3 is amended to read:

15 [Laws of 1929, chapter 151] Section 3. The said grantee, the city of Milwaukee,
16 shall not convey any portion or the whole of the lands so granted, ceded and
17 confirmed, and described in section 2 of this act, to any other party, either by
18 warranty deed, quit claim, or in any other manner, except that it may convey to the
19 government of the United States such portion thereof as may be desirable for the
20 promotion of navigation; and it may also convey said lands to any harbor district or
21 other public corporation that may hereafter be organized, under any law of this state,
22 for public park purposes or for the purpose of maintaining and operating a public
23 port; and it may further lease for limited terms not exceeding thirty years, such
24 particular parcels or portions thereof as the board of harbor commissioners may
25 deem expedient, to parties desiring to employ such leased portions and parcels for

1 public park purposes or in the maintaining, operating or using of any harbor facilities
2 thereon.

3 **SECTION 3246.** Laws of 1929, chapter 151, section 4 is amended to read:

4 [Laws of 1929, chapter 151] Section 4. Whenever the said city of Milwaukee
5 shall convey or attempt to convey the whole or any portion of the lands hereby
6 granted, ceded or confirmed, to any other party except as herein provided, or shall
7 use said lands or any part thereof for purposes permanently inconsistent with their
8 use for public park purposes or for the promotion of navigation and the fisheries, such
9 land, or any part thereof so conveyed or attempted to be conveyed, or used
10 inconsistently as hereinabove stated, shall revert to the state of Wisconsin.

11 **SECTION 3247.** Laws of 1973, chapter 76, section 1 is amended to read:

12 [Laws of 1973, chapter 76] Section 1. All the right, title and interest of the state
13 of Wisconsin in the lands hereinafter described, whether any part or parcel thereof
14 may be, at the time of the passage and publication of this act, dry or submerged under
15 the waters of Lake Michigan are hereby ceded, granted and confirmed to the city of
16 Milwaukee, a municipal corporation, for the purpose of improving, filling, and
17 utilizing the same for public park purposes or in aid of navigation and the fisheries
18 and in addition for such further and other use which the board of harbor
19 commissioners of the city of Milwaukee may deem appropriate and expedient and
20 which the common council approves by resolution. Such land shall may also be used
21 for the purpose of establishing and maintaining thereon breakwaters, bulkheads,
22 piers, wharves, warehouses, transfer sheds, railway tracks, airports, and other
23 harbor facilities, together with such other uses not inconsistent with the
24 improvement of navigation and fisheries in Lake Michigan, and the navigable
25 waters tributary thereto, as the city may deem expedient.

1 **SECTION 3248.** Laws of 1973, chapter 76, section 3 is amended to read:

2 [Laws of 1973, chapter 76] Section 3. The city of Milwaukee, shall not convey
3 any portion or the whole of the lands so granted, ceded and confirmed, and described
4 in SECTION 2 of this act, to any other party, either by warranty deed, quit claim, or
5 in any other manner, except that it may convey to the government of the United
6 States such portion thereof as may be desirable for the promotion of navigation; and
7 it may also convey lands to any harbor district or other public corporation that may
8 hereafter be organized, under any law of this state, for public park purposes or for
9 the purpose of maintaining and operating a public port; and it may further lease for
10 an initial term not exceeding 30 years, such particular parcels or portions thereof as
11 the board of harbor commissioners considers advisable, to parties desiring to employ
12 such leased portions and parcels for public park purposes or in a manner determined
13 by the board of harbor commissioners to be for the best interests of port and harbor
14 development.

15 **SECTION 3261.** 1997 Wisconsin Act 4, section 4 (1) (a), as last affected by 1997
16 Wisconsin Act 27, section 5510s, is amended to read:

17 [1997 Wisconsin Act 4] Section 4 (1) (a) Notwithstanding 1995 Wisconsin Act
18 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997,
19 until July 1, ~~1999~~ 2001, operate the juvenile secured correctional facility, as defined
20 in section 938.02 (15m) of the statutes, authorized under 1995 Wisconsin Act 27,
21 section 9126 (26v), as a state prison named in section 302.01 of the statutes, as
22 affected by this act, for the placement of prisoners, as defined in section 301.01 (2)
23 of the statutes, who are not more than 21 years of age and who are not violent
24 offenders, as determined by the department of corrections.

25 **SECTION 3261g.** 1997 Wisconsin Act 27, section 9101 (11h) is repealed.

1 (by SECTION 205d), 20.923 (4) (a) 4q., 36.25 (30g), 560.031 (by SECTION 4338c), (2), (3)
2 and (4), 560.09 (5) and 560.65 (4) (a) and subchapter III of chapter 287 (by SECTION
3 3620m) of the statutes takes effect on June 30, 2001.

4 **SECTION 3262m.** 1997 Wisconsin Act 27, section 9456 (3m) is amended to read:

5 [1997 Wisconsin Act 27] Section 9456 (3m) ELIMINATION OF LAND INFORMATION
6 BOARD AND ~~WISCONSIN LAND COUNCIL~~. The treatment of sections 15.07 (1) (b) 16.,
7 15.105 (16), 16.968 (by SECTION 142am), 20.505 (1) (title) (by SECTION 666h), ~~20.505~~
8 ~~(1) (ka) (by SECTION 669am)~~, 23.27 (3) (a) (by SECTION 769ad), 23.325 (1) (a), 36.09 (1)
9 (e), 36.25 (12m) (intro.), 59.43 (2) (ag) 1. and (e), 59.72 (1) (a) and (b), (3) (intro.), (a)
10 and (b) and (5) and 92.10 (4) (a) of the statutes, the repeal of sections 16.966 (1), (2)
11 and (4), 16.967 (title) and (1) to (9), 20.505 (1) (ie), (ig), and (ij) and (ks), 23.32 (2) (d),
12 59.43 (1) (u) and 59.72 (1) (am), (3) (c) and (4) of the statutes and Section 9101 (1) of
13 this act take effect on September 1, ~~2003~~ 2005.

14 **SECTION 3262n.** 1997 Wisconsin Act 27, section 9456 (3n) is created to read:

15 [1997 Wisconsin Act 27] Section 9456 (3n) ELIMINATION OF WISCONSIN LAND
16 COUNCIL. The treatment of section 20.505 (1) (ka) (by SECTION 669am) of the statutes
17 and the repeal of sections 16.967 (10) and 20.505 (1) (ks) of the statutes take effect
18 on September 1, 2003.

19 **SECTION 3263.** 1997 Wisconsin Act 84, section 168 (intro.) is amended to read:

20 [1997 Wisconsin Act 84] Section 168. **Effective dates.** (intro.) This act takes
21 effect on the date stated in the notice published by the secretary of transportation
22 in the Wisconsin Administrative Register under section 85.515 of the statutes, as
23 created by this act, or on ~~the first day of the 25th month beginning after publication~~
24 May 1, 2001, whichever is earlier, except as follows:

25 **SECTION 3264.** 1997 Wisconsin Act 154, section 3 (1) is amended to read:

1 [1997 Wisconsin Act 154] Section 3 (1) STATEWIDE TRAUMA CARE SYSTEM; REPORT.

2 The department of health and family services and the statewide trauma advisory
3 council shall prepare a joint report on the development and implementation of a
4 statewide trauma care system. The report shall make recommendations on issues
5 that need to be resolved in developing and implementing the system, including
6 minimum services in rendering patient care; transport protocols; area trauma
7 advisory councils and plans; development of a method to classify hospitals as to their
8 respective emergency care capabilities and methods to make the resulting
9 information available for public use; improving the communications systems
10 between hospitals and prehospital elements of the trauma care system; development
11 of a statewide trauma registry, including a data system to measure the effectiveness
12 of trauma care and to develop ways to promote ongoing quality improvement; triage;
13 interfacility transfers; enhancing the training and education of health care
14 personnel involved in the provision of trauma care services; and monitoring
15 adherence to rules. Not later than January 1, 2000 2001, the department and the
16 statewide trauma advisory council shall submit the report to the legislature in the
17 manner provided under section 13.172 (2) of the statutes, to the joint committee on
18 finance of the legislature as provided in subsection (2), to the governor and to the
19 emergency medical services board.

20 **SECTION 3265.** 1997 Wisconsin Act 237, section 4x is repealed.

21 **SECTION 3266.** 1997 Wisconsin Act 237, section 48h is repealed.

22 **SECTION 3267.** 1997 Wisconsin Act 237, section 9101 (1z) (b), (c) (intro.), (d) 1.,
23 (g) (intro.) and (h) are amended to read:

24 [1997 Wisconsin Act 237] Section 9101 (1z) (b) *Purpose of grants.* From the
25 appropriation under section 20.505 (4) (1) (fm) of the statutes, ~~as created by this act,~~

1 the ~~national and community service board~~ department of administration shall
2 award grants, in the amounts specified in paragraph (c), to countywide consortiums
3 to assist those countywide consortiums in coordinating and documenting progress
4 within their counties toward reaching the goal of providing the 5 fundamental
5 resources to underserved youth.

6 (c) *Amount of grants.* (intro.) The ~~national and community service board~~
7 department of administration shall determine the amount of a grant awarded under
8 paragraph (b) based on the number of underserved youth who are to receive the 5
9 fundamental resources as a result of the countywide consortium's efforts under
10 paragraph (f). The ~~national and community service board~~ department of
11 administration shall award the following amounts based on the following numbers
12 of underserved youth targeted by a countywide consortium:

13 (d) 1. The ~~national and community service board~~ department of administration
14 may award a grant under paragraph (b) only to a countywide consortium that agrees
15 to match the grant, in cash, in an amount this is not less than 200% of the grant
16 amount received.

17 (g) *Fiscal agent; reporting.* (intro.) Each countywide consortium that applies
18 for a grant under paragraph (b) shall identify a fiscal agent who shall receive,
19 manage and account for the grant moneys awarded under paragraph (b) and the
20 matching funds committed under paragraph (d) 1. and who shall provide to the
21 ~~national and community service board~~ department of administration the following
22 reports detailing the progress of the countywide consortium in accomplishing the
23 tasks specified in paragraph (f):

24 (h) *Capacity building.* The ~~national and community service board~~ department
25 of administration may expend any moneys in the appropriation account under

1 section 20.505 (4) (1) (fm) of the statutes, ~~as created by this act~~, that are not awarded
2 as grants under paragraph (b) to build the capacity of individuals, public agencies,
3 nonprofit organizations and other persons to provide the 5 fundamental resources
4 to underserved youth by contracting for the provision of the training and technical
5 assistance specified in paragraph (f) 4.

6 **SECTION 3268.** 1997 Wisconsin Act 237, section 9401 (1z) is repealed.

7 **SECTION 9101. Nonstatutory provisions; administration.**

8 (1) TRANSFER OF NATIONAL AND COMMUNITY SERVICES BOARD.

9 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
10 liabilities of the department of administration primarily related to the functions of
11 the national and community service board, except the Wisconsin challenge grant
12 program, as determined by the secretary of administration, shall become the assets
13 and liabilities of the department of health and family services.

14 (b) *Positions and employes.*

15 1. On the effective date of this subdivision, all full-time equivalent positions
16 in the department of administration having duties primarily related to the functions
17 of the national and community service board, except the Wisconsin challenge grant
18 program, as determined by the secretary of administration, are transferred to the
19 department of health and family services.

20 2. All incumbent employes holding positions specified in subdivision 1. are
21 transferred on the effective date of this subdivision to the department of health and
22 family services.

23 3. Employes transferred under subdivision 2. have all the rights and the same
24 status under subchapter V of chapter 111 and chapter 230 of the statutes in the
25 department of health and family services that they enjoyed in the department of

1 administration immediately before the transfer. Notwithstanding section 230.28 (4)
2 of the statutes, no employe so transferred who has attained permanent status in class
3 is required to serve a probationary period.

4 (c) *Tangible personal property.* On the effective date of this paragraph, all
5 tangible personal property, including records, of the department of administration
6 that is primarily related to the functions of the national and community service
7 board, except the Wisconsin challenge grant program, as determined by the
8 secretary of administration, is transferred to the department of health and family
9 services.

10 (d) *Contracts.* All contracts entered into by the department of administration
11 in effect on the effective date of this paragraph that are primarily related to the
12 functions of the national and community service board, except the Wisconsin
13 challenge grant program, as determined by the secretary of administration, remain
14 in effect and are transferred to the department of health and family services. The
15 department of health and family services shall carry out any contractual obligations
16 under such a contract until the contract is modified or rescinded by the department
17 of health and family services to the extent allowed under the contract.

18 (2) PROSECUTION OF DRUG CRIMES; DANE COUNTY. From federal and program
19 revenue moneys appropriated to the department of administration for the office of
20 justice assistance under section 20.505 (6) (kp) of the statutes, as affected by this act,
21 and section 20.505 (6) (pb) of the statutes, the department shall expend \$83,600 in
22 fiscal year 1999–2000 and \$87,800 in fiscal year 2000–01 to provide the
23 multijurisdictional enforcement group serving Dane County with funding for one
24 assistant district attorney to prosecute criminal violations of chapter 961 of the
25 statutes.

1 (3) PROSECUTION OF DRUG CRIMES; MILWAUKEE COUNTY. From federal and
2 program revenue moneys appropriated to the department of administration for the
3 office of justice assistance under section 20.505 (6) (kp) of the statutes, as affected
4 by this act, and section 20.505 (6) (pb) of the statutes, the department shall expend
5 \$263,000 in fiscal year 1999–2000 and \$271,300 in fiscal year 2000–01 to provide the
6 multijurisdictional enforcement group serving Milwaukee County with funding for
7 3 assistant district attorneys to prosecute criminal violations of chapter 961 of the
8 statutes.

9 (3c) REIMBURSEMENT TO MILWAUKEE COUNTY FOR COMPUTER PURCHASE. From the
10 appropriation under section 20.475 (1) (f) of the statutes, as created by this act, the
11 department of administration shall reimburse Milwaukee County \$12,000 in fiscal
12 year 1999–2000 for the cost of purchasing computers to be used by prosecutors in the
13 district attorney’s office handling cases involving the unlawful possession or use of
14 firearms and by the clerks providing clerical services to those prosecutors.

15 (3x) REGULATION OF MOBILE HOME PARKS, MOBILE HOME DEALERS AND MOBILE HOME
16 SALESPERSONS.

17 (a) *Employe transfers.* There are transferred from the department of
18 administration to the department of commerce 3.0 FTE incumbent employes holding
19 positions in the division of housing in the department of administration performing
20 duties that are primarily related to regulating mobile home parks, mobile home
21 dealers and mobile home salespersons.

22 (b) *Employe status.* Employes transferred under paragraph (a) have all of the
23 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
24 statutes in the department of commerce that they enjoyed in the department of
25 administration immediately before the transfer. Notwithstanding section 230.28 (4)

1 of the statutes, no employ so transferred who has attained permanent status in class
2 is required to serve a probationary period.

3 (c) *Rules and orders.* All rules promulgated by the department of
4 administration primarily related to mobile home parks, mobile home dealers and
5 mobile home salespersons that are in effect on the effective date of this paragraph
6 shall become rules of the department of commerce and shall remain in effect until
7 their specified expiration dates or until amended or repealed by the department of
8 commerce. All orders issued by the department of administration primarily related
9 to mobile home parks, mobile home dealers and mobile home salespersons that are
10 in effect on the effective date of this paragraph shall become orders of the department
11 of commerce and shall remain in effect until their specified expiration dates or until
12 modified or rescinded by the department of commerce.

13 (d) *Assets and liabilities.* On the effective date of this paragraph, the assets and
14 liabilities of the department administration primarily related to the regulation of
15 mobile home parks, mobile home dealers and mobile home salespersons, as
16 determined by the secretary of administration, shall become the assets and liabilities
17 of the department of commerce.

18 (e) *Tangible personal property.* On the effective date of this paragraph, all
19 tangible personal property, including records, of the department of administration
20 that is primarily related to the regulation of mobile home parks, mobile home dealers
21 and mobile home salespersons, as determined by the secretary of administration, is
22 transferred to the department of commerce.

23 (f) *Contracts.* All contracts entered into by the department of administration
24 in effect on the effective date of this paragraph that are primarily related to the
25 regulation of mobile home parks, mobile home dealers and mobile home

1 salespersons, as determined by the secretary of administration, remain in effect and
2 are transferred to the department of commerce. The department of commerce shall
3 carry out any obligations under such a contract until the contract is modified or
4 rescinded by the department of commerce to the extent allowed under the contract.

5 (g) *Pending matters.* Any matter pending with the department of
6 administration on the effective date of this paragraph that is primarily related to the
7 regulation of mobile home parks, mobile home dealers and mobile home
8 salespersons, as determined by the secretary of administration, is transferred to the
9 department of commerce and all materials submitted to or actions taken by the
10 department of administration with respect to the pending matter are considered as
11 having been submitted to or taken by the department of commerce.

12 (4) INFORMATION CONCERNING SEXUALLY VIOLENT PERSON COMMITMENT CASES.

13 (a) In any case in which the district attorney files a sexually violent person
14 petition under section 980.02 (1) (b) of the statutes on or after the effective date of
15 this paragraph but before July 1, 2001, the district attorney shall maintain a record
16 of the amount of time spent by the district attorney and by any deputy district
17 attorneys or assistant district attorneys doing all of the following:

18 1. Prosecuting the petition through trial under section 980.05 of the statutes
19 and, if applicable, commitment of the person subject to the petition under section
20 980.06 of the statutes, as affected by this act.

21 2. If applicable, representing the state on petitions brought by the person who
22 is the subject of the petition for supervised release under section 980.08 of the
23 statutes, as affected by this act, or for discharge under section 980.09 or 980.10 of the
24 statutes.

1 (b) Annually, on a date specified by the department of administration, the
2 district attorney shall submit to the department of administration a report
3 summarizing the records under paragraph (a) covering the preceding 12-month
4 period. The department of administration shall maintain the information submitted
5 under this paragraph by district attorneys.

6 (5) PURCHASE, REPLACEMENT AND MAINTENANCE OF STATE CRIME LABORATORY
7 EQUIPMENT. The secretary of administration shall allocate \$254,700 in fiscal year
8 1999–2000 and \$254,700 in fiscal year 2000–01 from the appropriations under
9 section 20.505 (6) (kt) of the statutes, as affected by this act, and section 20.505 (6)
10 (pc) of the statutes to provide the department of justice with funding for the
11 purchase, replacement and maintenance of state crime laboratory equipment.

12 (5g) WAUSAU CRIME LABORATORY EXPANSION. The department of administration
13 shall study the feasibility of expanding the state crime laboratory in the city of
14 Wausau and shall develop a plan for providing space for the deoxyribonucleic acid
15 and serology unit that is proposed to be located at the laboratory. No later than
16 December 31, 1999, the department shall submit a report to the legislature
17 presenting the results of the study and the plan it has developed. The report shall
18 be submitted to the legislature in the manner provided in section 13.172 (2) of the
19 statutes.

20 (6) PURCHASE OF EQUIPMENT OF DEOXYRIBONUCLEIC ACID ANALYSIS. In fiscal year
21 1999–2000, the secretary of administration shall allocate \$226,800 from the
22 appropriations under section 20.505 (6) (kt) of the statutes, as affected by this act,
23 and section 20.505 (6) (pc) of the statutes to provide the department of justice with
24 funding for the purchase of equipment for analyzing deoxyribonucleic acid using the
25 short tandem repeat method.

1 (7) CONVERSION OF DEOXYRIBONUCLEIC ACID DATA BANK. In fiscal year 1999–2000,
2 the secretary of administration shall allocate \$450,000 from the appropriations
3 under section 20.505 (6) (kt) of the statutes, as affected by this act, and section 20.505
4 (6) (pc) of the statutes to provide the department of justice with funding for
5 converting the deoxyribonucleic acid data bank under section 165.77 (3) of the
6 statutes to make it compatible with the short tandem repeat method of
7 deoxyribonucleic acid analysis.

8 (7f) REPORT ON GRANTS SPECIALIST POSITION. The office of justice assistance in the
9 department of administration shall prepare a report detailing the accomplishments
10 of the project position in the office of justice assistance that is responsible for
11 developing directories of federal and private funding resources, disseminating
12 information to state and local government agencies on funding opportunities,
13 assisting in the preparation of applications for funding or other proposals that may
14 secure federal or private funds, and training state and local government agencies
15 and nonprofit agencies in the process of seeking grants. The report shall include a
16 list of federal and private grants received by state and local government agencies
17 that are attributable to the position's efforts. The office of justice assistance shall,
18 no later than January 1, 2001, submit the report to the legislature in the manner
19 provided under section 13.172 (2) of the statutes.

20 (9) TRANSFER OF COLLEGE TUITION PREPAYMENT PROGRAM.

21 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
22 liabilities of the department of administration primarily related to the
23 administration of the college tuition prepayment program, as determined by the
24 secretary of administration, shall become the assets and liabilities of the state
25 treasurer.

1 (b) *Employee transfers.* All incumbent employes holding positions in the
2 department of administration performing duties primarily related to the
3 administration of the college tuition prepayment program, as determined by the
4 secretary of administration, are transferred on the effective date of this paragraph
5 to the state treasurer.

6 (c) *Employee status.* Employes transferred under paragraph (b) have all the
7 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
8 statutes in the state treasurer's office that they enjoyed in the department of
9 administration immediately before the transfer. Notwithstanding section 230.28 (4)
10 of the statutes, no employe so transferred who has attained permanent status in
11 class is required to serve a probationary period.

12 (d) *Tangible personal property.* On the effective date of this paragraph, all
13 tangible personal property, including records, of the department of administration
14 that is primarily related to the administration of the college tuition prepayment
15 program, as determined by the secretary of administration, is transferred to the
16 state treasurer.

17 (e) *Contracts.* All contracts entered into by the department of administration
18 that are in effect on the effective date of this paragraph and that are primarily related
19 to the administration of the college tuition prepayment program, as determined by
20 the secretary of administration, remain in effect and are transferred to the state
21 treasurer. The state treasurer shall carry out any such contractual obligations until
22 modified or rescinded by the state treasurer to the extent allowed under contract.

23 (f) *Rules and orders.* All rules promulgated by the department of
24 administration that are in effect on the effective date of this paragraph and that are
25 primarily related to the administration of the college tuition prepayment program,

1 as determined by the secretary of administration, remain in effect until their
2 specified expiration date or until amended or repealed by the state treasurer. All
3 orders issued by the department of administration that are in effect on the effective
4 date of this paragraph and that are primarily related to the administration of the
5 college tuition prepayment program, as determined by the secretary of
6 administration, remain in effect until their specified expiration date or until
7 modified or rescinded by the state treasurer.

8 (g) *Pending matters.* Any matters pending with the department of
9 administration on the effective date of this paragraph that are primarily related to
10 the administration of the college tuition prepayment program, as determined by the
11 secretary of administration, are transferred to the state treasurer and all materials
12 submitted to or actions taken by the department of administration with respect to
13 the pending matters are considered as having been submitted or taken by the state
14 treasurer.

15 (10g) OPERATIONS OF AND EQUIPMENT FOR AUTOMATED JUSTICE INFORMATION
16 SYSTEMS. The secretary of administration shall allocate \$729,800 in fiscal year
17 1999–2000 and \$2,024,100 in fiscal year 2000–01 from the appropriations under
18 section 20.505 (6) (kt) of the statutes, as affected by this act, and section 20.505 (6)
19 (pc) of the statutes to fund the general operations of the department of
20 administration relating to automated justice information systems and equipment for
21 automated justice information systems.

22 (12) DEPARTMENT OF CORRECTIONS ALCOHOL AND OTHER DRUG ABUSE PROGRAMS.
23 The secretary of administration shall allocate \$1,000,000 in fiscal year 1999–2000
24 and \$1,000,000 in fiscal year 2000–01 from the appropriations under section 20.505
25 (6) (kt) of the statutes, as affected by this act, and section 20.505 (6) (pc) of the

1 statutes to fund alcohol and other drug abuse programs in the department of
2 corrections.

3 (13) DEPARTMENT OF CORRECTIONS INFORMATION TECHNOLOGY. The secretary of
4 administration shall allocate \$533,300 in fiscal year 1999–2000 and \$1,200,000 in
5 fiscal year 2000–01 from the appropriations under section 20.505 (6) (kt) of the
6 statutes, as affected by this act, and section 20.505 (6) (pc) of the statutes to provide
7 the department of corrections with funding for information technology.

8 (14) REIMBURSEMENT TO COUNTIES FOR CRIME VICTIM AND WITNESS SERVICES. The
9 secretary of administration shall allocate \$850,800 in fiscal year 1999–2000 and
10 \$850,800 in fiscal year 2000–01 from the appropriations under section 20.505 (6) (kp)
11 of the statutes, as affected by this act, and section 20.505 (6) (pb) of the statutes to
12 provide reimbursement to counties for providing services to victims and witnesses
13 of crime.

14 (14yt) REPORT CONCERNING FEDERAL FUNDING FOR LEAKING UNDERGROUND STORAGE
15 TANKS. The secretary of administration shall report to the joint committee on finance
16 on how federal funds related to leaking underground storage tanks should be
17 allocated between the department of commerce and the department of natural
18 resources. The secretary shall submit the report for review and approval,
19 modification or disapproval by the committee at its 4th quarterly meeting under
20 section 13.10 of the statutes in 1999.

21 (17x) TRIBAL GAMING COMPUTER SYSTEM. The department of administration may
22 not encumber or expend moneys appropriated to it under section 20.505 (8) (hm) of
23 the statutes, as created in this act, for the purposes of a tribal gaming computer
24 system to receive and process slot machine accounting data unless the department
25 submits to the joint committee on finance a report on the costs associated with the

1 computer system. If the cochairpersons of the committee do not notify the secretary
2 within 14 working days after the date of the department's submittal of the report that
3 the committee has scheduled a meeting for the purpose of reviewing the report, the
4 secretary of administration shall direct that the moneys may be encumbered or
5 expended. If, within 14 working days after the date of the department's submittal,
6 the cochairpersons of the committee notify the department that the committee has
7 scheduled a meeting for the purpose of reviewing the report, the moneys may be
8 encumbered or expended only upon approval of the report by the committee.

9 (18) DETERMINATION OF COSTS FOR PAY RATE OR RANGE ADJUSTMENTS FOR CERTAIN
10 EMPLOYES OF THE DEPARTMENTS OF CORRECTIONS AND HEALTH AND FAMILY SERVICES.
11 During the 1999–2001 fiscal biennium, the secretary of administration shall
12 determine which costs of the departments of corrections and health and family
13 services may be supplemented from the appropriation accounts under section 20.865
14 (1) (cb) and (ib) of the statutes, as created by this act.

15 (18ag) INFORMATION TECHNOLOGY SUPPORT. The department of administration
16 shall cooperate with the ethics board with respect to information technology support
17 and shall provide information technology support to the ethics board to effect
18 implementation of the requirements imposed under sections 13.67 and 13.68 (1) (bn)
19 of the statutes, as affected by this act.

20 (18d) FEDERAL RESOURCE ACQUISITION FINANCIAL PLAN. The department of
21 administration shall transmit to the joint committee on finance a long-term
22 financial plan for the operation by the department of the federal resource acquisition
23 program under section 16.98 of the statutes.

24 (18h) STATE AGENCY VEHICLE FLEET MANAGEMENT CONSOLIDATIONS. The
25 department of administration shall study the possible consolidation of the vehicle

1 fleet management functions of the departments of natural resources and
2 transportation and the University of Wisconsin–Madison with the corresponding
3 function of the department of administration or other changes in state agency vehicle
4 fleet management that may be desirable. The study shall include an estimate of the
5 potential savings to the state that may be effected from the consolidation. The
6 department of administration shall submit a report containing the results of the
7 study, together with its recommendations and any proposed legislation required to
8 implement the recommendations, to the joint committee on finance.

9 (18i) STUDY OF NEW PRODUCTION BAKERY. The department of administration shall
10 conduct a study of the desirability of constructing a new production bakery for the
11 department of corrections to produce breads and other baked products for
12 institutions in southeastern Wisconsin. The study shall address the specific size of
13 the proposed facility; the potential customers of the proposed facility, including
14 governmental entities other than the state; and the operational details of the
15 proposed facility, including the method of funding and staffing of the proposed
16 facility, the projected revenues and expenditures of the proposed facility and any
17 offsetting reductions in costs of the departments of corrections, health and family
18 services, public instruction and veterans affairs that may be realized as a result of
19 construction and operation of the proposed facility.

20 (18m) ADMINISTRATION OF MEDICAL ASSISTANCE. By the date specified by the
21 cochairpersons of the joint committee on finance for submission of requests for
22 consideration at the last quarterly meeting of the committee in calendar year 1999,
23 the secretary of administration shall submit a report to the joint committee on
24 finance that specifies the position and funding modifications needed to transfer all
25 administrative functions related to medical assistance, including administration of

1 the client assistance for reemployment and economic support system, either in
2 whole, or, if possible, only with respect to medical assistance, from the department
3 of workforce development to the department of health and family services. The
4 secretary shall also identify in the report any administrative issues that the
5 committee should consider with respect to the transfer.

6 (18v) DEPARTMENT OF REVENUE BUILDING CONSTRUCTION REQUIREMENTS. The
7 department of administration shall, to the extent practicable, ensure that the
8 department of revenue building enumerated under SECTION 9107 (1) (a) of this act
9 is constructed in a manner that is consistent with the requirements imposed under
10 section 20.924 (1) (j) 2. and 3. of the statutes, as created by this act.

11 (18w) REPORT ON USE OF MULTISTATE ELECTRONIC PROCUREMENT SYSTEMS. Prior
12 to December 31, 1999, the department of administration shall submit a report to the
13 joint committee on finance concerning the operation of multistate electronic
14 procurement systems. The report shall include information concerning the current
15 status of multistate electronic procurement systems available for potential use by
16 this state, the estimated costs and benefits of use of such a system by this state and
17 the changes in current law and funding that would be required for participation by
18 this state in such a system.

19 (18zo) SMART GROWTH DIVIDEND AID PROGRAM.

20 (a) Notwithstanding section 16.42 (1) of the statutes, the secretary of
21 administration shall propose under section 16.42 of the statutes, jointly with the
22 secretary of revenue, a smart growth dividend aid program in his or her budget
23 request for fiscal biennium 2001–03, with the first grants to be distributed in fiscal
24 year 2005–06. The proposal shall prescribe a method of distributing aid to cities,
25 villages, towns and counties that meet all of the following requirements:

1 1. To be eligible to receive aid, a city, village, town or county must have in effect
2 a comprehensive plan, as defined in section 66.0295 (1) (a) of the statutes, as created
3 by this act, that the department of administration and the land council determine
4 meets the provisions specified in section 16.965 (4) of the statutes, as created by this
5 act, and the city, village, town or county must have taken steps to implement the
6 plan.

7 2. The population density within the city, village, town or county boundaries
8 must have increased.

9 (b) The proposal shall include a provision requiring the land council to approve
10 or disapprove grant applications within 60 days of submission.

11 (19f) CALCULATION OF FEDERAL INTEREST REIMBURSEMENTS. No later than the first
12 day of the 2nd month beginning after the effective date of this subsection, the
13 secretary of administration shall calculate the amount of moneys received by the
14 state as interest reimbursements from the federal government less the amounts paid
15 by the state to the federal government as interest reimbursements before the
16 effective date of this subsection.

17 (19t) REPORT ON FOOD SERVICE CENTER PROJECT. The department of
18 administration shall, by March 31, 2000, submit a report concerning the status of the
19 centralized advanced food production system construction project at the Southern
20 Wisconsin Center for the Developmentally Disabled, as authorized under SECTION
21 9107 (1) (j) of this act, to the joint committee on finance and the building commission.
22 In its report, the department shall address the status of the renovation project and
23 proposed plans for the eventual transfer of assets and operational responsibilities for
24 the food service activity at that food service center from the department of health and
25 family services to the department of veterans affairs.

1 **SECTION 9102. Nonstatutory provisions; adolescent pregnancy**
2 **prevention and pregnancy services board.**

3 **SECTION 9103. Nonstatutory provisions; aging and long-term care**
4 **board.**

5 **SECTION 9104. Nonstatutory provisions; agriculture, trade and**
6 **consumer protection.**

7 (1w) PESTICIDE SALES AND USE REPORTING SYSTEM.

8 (a) *Report on confidentiality provisions.* No later than January 1, 2001, the
9 department of agriculture, trade and consumer protection shall submit a report to
10 the appropriate standing committees of the legislature, in the manner provided
11 under section 13.172 (3) of the statutes, on the necessity of continuing, revising or
12 eliminating the provisions concerning confidentiality of agricultural pesticide use
13 under section 94.695 (8) of the statutes, as created by this act. The department shall
14 consult with the entities under section 94.695 (3) of the statutes, as created by this
15 act, in preparing the report under this paragraph.

16 (b) *Budget request.* Notwithstanding section 16.42 (1) of the statutes, in
17 submitting the request under section 16.42 of the statutes for the 2001–03 biennial
18 budget bill, the department of agriculture, trade and consumer protection shall
19 include funding for the full, ongoing operation of the pesticide sales and use reporting
20 system under section 94.695 of the statutes, as created by this act.

21 (c) *Integration with statewide geographic systems.* The department of
22 agriculture, trade and consumer protection shall consult with the Wisconsin land
23 council and the land information board to ensure that, no later than January 1, 2003,
24 the pesticide sales and use reporting system under section 94.695 of the statutes, as
25 created by this act, is integrated with statewide geographic information systems.

1 **SECTION 9105. Nonstatutory provisions; arts board.**

2 (1c) GRANT TO PERFORMING ARTS FOUNDATION. From the appropriation under
3 section 20.215 (1) (b) of the statutes, the arts board shall award a grant of \$50,000
4 in the 1999–2000 fiscal year to a nonprofit performing arts foundation located in a
5 county with a population of less than 130,000 for use in improving handicapped
6 accessibility in the foundation’s facility if the foundation provides at least \$150,000
7 in matching funds.

8 **SECTION 9106. Nonstatutory provisions; boundary area commission,**
9 **Minnesota–Wisconsin.**

10 **SECTION 9107. Nonstatutory provisions; building commission.**

11 (1) 1999–2001 AUTHORIZED STATE BUILDING PROGRAM. For the fiscal years
12 beginning on July 1, 1999, and ending on June 30, 2001, the authorized state
13 building program is as follows:

14 (a) DEPARTMENT OF ADMINISTRATION

15 1. *Projects financed by program revenue supported*
16 *borrowing:*

17	Department of revenue building purchase — Madison	\$ 30,100,000
18	State office building addition — Waukesha	7,100,000

19 (Total project all funding sources \$11,900,000)

20 2. *Projects financed by existing program revenue supported*
21 *borrowing:*

22	State office building addition — Waukesha	4,800,000
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23 (Total project all funding sources \$11,900,000)

1	3. <i>Agency totals:</i>	
2	Program revenue supported borrowing	37,200,000
3	Existing program revenue supported borrowing	<u>4,800,000</u>
4	Total — All sources of funds	\$ 42,000,000
5	(b) DEPARTMENT OF CORRECTIONS	
6	1. <i>Projects financed by general fund supported borrowing:</i>	
7	Work houses — 2 sites	\$ 5,120,000
8	Milwaukee prerelease center purchase	5,030,000
9	Milwaukee probation and parole holding and alcohol	
10	and other drug abuse treatment facility expansion	19,950,000
11	Taycheedah Correctional Institution	
12	segregation/housing unit	8,080,000
13	(Total project all funding sources \$10,780,000)	
14	Correctional facilities expansion	58,000,000
15	(Total project all funding sources \$63,000,000)	
16	Highview building conversion — Chippewa Falls	7,294,000
17	Southern Oaks Girls School multipurpose building	1,429,400
18	Oshkosh Correctional Institution segregation unit	
19	addition	4,189,500
20	Oakhill Correctional Institution — Cottages 1 to 10	
21	and 12 mechanical systems renovation	2,223,200

1	Oakhill Correctional Institution — Cottages 1 and 12	
2	remodeling	1,330,200
3	Waupun Correctional Institution — former health	
4	sciences unit remodeling	7,604,900
5	<i>2. Projects financed by federal funds:</i>	
6	Taycheedah Correctional Institution	
7	segregation/housing unit	2,700,000
8	(Total project all funding sources \$10,780,000)	
9	Correctional facilities expansion	5,000,000
10	(Total project all funding sources \$63,000,000)	
11	<i>3. Agency totals:</i>	
12	General fund supported borrowing	120,251,200
13	Federal funds	<u>7,700,000</u>
14	Total — All sources of funds	\$127,951,200
15	(c) EDUCATIONAL COMMUNICATIONS BOARD	
16	<i>1. Projects financed by general fund supported borrowing:</i>	
17	Digital television tower — Wausau	\$ 304,000
18	(Total project all funding sources \$465,000)	
19	Digital television conversion	9,409,700
20	(Total project all funding sources \$11,886,100)	
21	<i>2. Projects financed by existing general fund supported</i>	
22	<i>borrowing:</i>	

1	Digital television tower — Wausau	161,000
2	(Total project all funding sources \$465,000)	
3	3. <i>Projects financed by gifts, grants and other receipts:</i>	
4	Digital television conversion	1,106,400
5	(Total project all funding sources \$11,886,100)	
6	4. <i>Projects financed by federal funds:</i>	
7	Digital television conversion	1,350,000
8	(Total project all funding sources \$11,886,100)	
9	5. <i>Agency totals:</i>	
10	General fund supported borrowing	9,713,700
11	Existing general fund supported borrowing	161,000
12	Gifts, grants and other receipts	1,106,400
13	Federal funds	<u>1,350,000</u>
14	Total — All sources of funds	\$ 12,331,100
15	(d) DEPARTMENT OF HEALTH AND FAMILY SERVICES	
16	1. <i>Projects financed by general fund supported borrowing:</i>	
17	Secure treatment center — Mauston	\$ 8,890,000
18	(Total project all funding sources \$38,890,000)	
19	Central Wisconsin Center for the Developmentally	
20	Disabled — building one remodeling	710,200
21	2. <i>Projects financed by existing general fund supported</i>	
22	<i>borrowing:</i>	

1	Secure treatment center — Mauston	30,000,000
2	(Total project all funding sources \$38,890,000)	
3	Mendota juvenile treatment center addition	1,560,000
4	3. <i>Agency totals:</i>	
5	General fund supported borrowing	9,600,200
6	Existing general fund supported borrowing	<u>31,560,000</u>
7	Total — All sources of funds	\$ 41,160,200
8	(e) DEPARTMENT OF MILITARY AFFAIRS	
9	1. <i>Projects financed by general fund supported borrowing:</i>	
10	Organizational maintenance shop remodeling —	
11	Milwaukee	\$ 125,000
12	(Total project all funding sources \$500,000)	
13	Organizational maintenance shop — Oshkosh	207,900
14	(Total project all funding sources \$2,913,900)	
15	General Mitchell International Airport — land	
16	purchase	532,500
17	2. <i>Projects financed by federal funds:</i>	
18	Organizational maintenance shop remodeling —	375,000
19	Milwaukee	
20	(Total project all funding sources \$500,000)	
21	Organizational maintenance shop — Oshkosh	2,706,000
22	(Total project all funding sources \$2,913,900)	

1	3. <i>Agency totals:</i>	
2	General fund supported borrowing	865,400
3	Federal funds	<u>3,081,000</u>
4	Total — All sources of funds	\$ 3,946,400
5	(f) DEPARTMENT OF NATURAL RESOURCES	
6	1. <i>Projects financed by general fund supported borrowing:</i>	
7	Northern region headquarters — Rhinelander	\$ 1,584,000
8	(Total project all funding sources \$3,600,000)	
9	South central region headquarters — Fitchburg	1,353,500
10	(Total project all funding sources \$3,140,000)	
11	2. <i>Projects financed by existing general fund supported</i>	
12	<i>borrowing authority — stewardship funds:</i>	
13	Nature and conference center — Lapham Peak unit	
14	— Kettle Moraine State Forest	690,000
15	Old Abe Trail — bridge replacement	140,700
16	(Total project all funding sources \$703,500)	
17	4. <i>Projects financed by segregated fund supported</i>	
18	<i>borrowing:</i>	
19	Northern region headquarters — Rhinelander	2,016,000
20	(Total project all funding sources \$3,600,000)	
21	Central system office furniture	2,060,000
22	South central region headquarters — Fitchburg	1,786,500

1	(Total project all funding sources \$3,140,000)	
2	5. <i>Projects financed by segregated funds:</i>	
3	Ranger stations — Augusta and Webster	1,315,300
4	6. <i>Projects financed by federal funds:</i>	
5	Old Abe Trail — bridge replacement	562,800
6	(Total project all funding sources \$703,500)	
7	7. <i>Agency totals:</i>	
8	General fund supported borrowing	2,937,500
9	Existing general fund supported borrowing authority	
10	— stewardship	830,700
11	Segregated fund supported borrowing	5,862,500
12	Segregated funds	1,315,300
13	Federal funds	<u>562,800</u>
14	Total — All sources of funds	\$ 11,508,800
15	(g) STATE FAIR PARK BOARD	
16	1. <i>Projects financed by general fund supported borrowing:</i>	
17	Infrastructure improvements	\$ 887,100
18	(Total project all funding sources \$1,774,200)	
19	Land acquisition/site development	1,000,000
20	(Total project all funding sources \$2,000,000)	
21	2. <i>Projects financed by program revenue supported</i>	
22	<i>borrowing:</i>	

1	Infrastructure improvements	887,100
2	(Total project all funding sources \$1,774,200)	
3	Racetrack seating	14,500,000
4	Racetrack improvements	550,000
5	Land acquisition/site development	1,000,000
6	(Total project all funding sources \$2,000,000)	
7	3. <i>Agency totals:</i>	
8	General fund supported borrowing	1,887,100
9	Program revenue supported borrowing	<u>16,937,100</u>
10	Total — All sources of funds	\$ 18,824,200
11	(h) DEPARTMENT OF TRANSPORTATION	
12	1. <i>Projects financed by segregated fund supported revenue</i>	
13	<i>borrowing:</i>	
14	District headquarters renovation — Superior	\$ 867,200
15	District headquarters renovation — Rhinelander	1,790,000
16	District headquarters renovation — Green Bay	678,000
17	Statewide tower upgrades	4,239,000
18	2. <i>Agency totals:</i>	
19	Segregated fund supported revenue borrowing	<u>7,574,200</u>
20	Total — All sources of funds	\$ 7,574,200

21 (i) UNIVERSITY OF WISCONSIN SYSTEM

22 1. *Projects financed by general fund supported borrowing:*

1	Eau Claire — Phillips Science Hall renovation	\$ 11,496,500
2	La Crosse — Wing Technology Center remodeling	9,887,000
3	Madison — Infrastructure distribution systems	7,000,000
4	Milwaukee — Lapham Hall south wing renovation	10,950,000
5	Platteville — Student center technology wing	3,735,000
6	River Falls — Dairy science teaching facility	2,931,000
7	(Total project all funding sources \$3,431,000)	
8	Stout — Jarvis Science Hall wing renovation	4,200,000
9	Whitewater — Williams Center fieldhouse	9,450,000
10	(Total project all funding sources \$13,500,000)	
11	System — Classroom renovation and instructional	9,000,000
12	technology improvements	
13	— Digital television conversion	2,800,000
14	(Total project all funding sources \$3,080,000)	
15	<i>2. Projects funded by existing general fund supported</i>	
16	<i>borrowing authority:</i>	
17	Green Bay — Academic building	15,000,000
18	(Total project all funding sources \$17,000,000)	
19	Oshkosh — Halsey Science Center renovation	13,885,000
20	Whitewater — Williams Center fieldhouse	2,025,000
21	(Total project all funding sources \$13,500,000)	

1	3. <i>Projects financed by program revenue supported</i>	
2	<i>borrowing:</i>	
3	Extension — Lowell Hall parking structure	986,800
4	Madison — Intercollegiate athletics pool	7,500,000
5	(Total project all funding sources \$11,500,000)	
6	— Operations facility	1,875,000
7	— Southeast recreational facility addition	6,106,000
8	— Veterinary medical teaching hospital	1,500,000
9	(Total project all funding sources \$3,200,000)	
10	Oshkosh — Reeve Union and Blackhawk Commons	18,600,000
11	River Falls — Residence hall	8,965,000
12	Stout — Recreation complex	3,000,000
13	(Total project all funding sources \$7,000,000)	
14	Whitewater — Williams Center fieldhouse	2,025,000
15	(Total project all funding sources \$13,500,000)	
16	— West campus development	4,180,000
17	System — Aquaculture demonstration facility —	
18	Ashland area	3,000,000
19	4. <i>Projects financed by program revenue:</i>	
20	Madison — University Ridge clubhouse	1,751,000
21	— Veterinary medical teaching hospital	1,700,000
22	(Total project all funding sources \$3,200,000)	

1	5. <i>Projects financed by gifts, grants and other receipts:</i>	
2	Green Bay — Academic building	2,000,000
3	(Total project all funding sources \$17,000,000)	
4	Madison — McKay Center addition	3,000,000
5	— Intercollegiate athletics pool	4,000,000
6	(Total project all funding sources \$11,500,000)	
7	— Murray Mall development	7,111,000
8	Milwaukee — School of arts facility	7,500,000
9	River Falls — Dairy science teaching facility	500,000
10	(Total project all funding sources \$3,431,000)	
11	Stout — Recreation complex	4,000,000
12	(Total project all funding sources \$7,000,000)	
13	System — Aquatic science and technology education	
14	center	1,800,000
15	— Center for aquatic culture technology	1,200,000
16	— Digital television conversion	280,000
17	(Total project all funding sources \$3,080,000)	
18	6. <i>Agency totals:</i>	
19	General fund supported borrowing	71,449,500
20	Existing general fund supported borrowing authority	30,910,000
21	Program revenue supported borrowing	57,737,800
22	Program revenue	3,451,000

1	Gifts, grants and other receipts	<u>31,391,000</u>
2	Total — All sources of funds	\$ 194,939,300
3	(j) DEPARTMENT OF VETERANS AFFAIRS	
4	1. <i>Projects financed by program revenue supported</i>	
5	<i>borrowing:</i>	
6	Southern Wisconsin veterans retirement center	\$ 7,686,100
7	(Total project all funding sources \$23,110,300)	
8	Food service center renovation — Southern Wisconsin	6,223,000
9	Center for the Developmentally Disabled	
10	2. <i>Projects financed by existing program revenue supported</i>	
11	<i>borrowing:</i>	
12	Southern Wisconsin veterans retirement center	402,500
13	(Total project all funding sources \$23,110,300)	
14	3. <i>Projects financed by federal funds:</i>	
15	Southern Wisconsin veterans retirement center	15,021,700
16	(Total project all funding sources \$23,110,300)	
17	Southern Wisconsin Veterans Memorial Cemetery	1,540,000
18	Wisconsin Veterans Memorial Cemetery expansion —	
19	King	2,312,000
20	4. <i>Agency totals:</i>	
21	Program revenue supported borrowing	13,909,100
22	Existing program revenue supported borrowing	402,500

1	Federal funds	<u>18,873,700</u>
2	Total — All sources of funds	\$ 33,185,300
3	(k) MARQUETTE UNIVERSITY	
4	1. <i>Projects financed by general fund supported borrowing:</i>	
5	School of dentistry	\$ 15,000,000
6	(Total project all funding sources \$30,000,000)	
7	2. <i>Projects financed by gifts, grants and other receipts:</i>	
8	School of dentistry	15,000,000
9	(Total project all funding sources \$30,000,000)	
10	3. <i>Agency totals:</i>	
11	General fund supported borrowing	15,000,000
12	Gifts, grants and other receipts	<u>15,000,000</u>
13	Total — All sources of funds	\$ 30,000,000
14	(L) MILWAUKEE AREA TECHNICAL COLLEGE	
15	1. <i>Projects funded by general fund supported borrowing:</i>	
16	Digital television conversion	\$ 3,500,000
17	(Total project all funding sources \$3,850,000)	
18	2. <i>Projects funded by gifts, grants and other receipts:</i>	
19	Digital television conversion	350,000
20	(Total project all funding sources \$3,850,000)	
21	3. <i>Agency totals:</i>	
22	General fund supported borrowing	3,500,000

1	Gifts, grants and other receipts	<u>350,000</u>
2	Total — All sources of funds	\$ 3,850,000
3	(m) ALL AGENCY PROJECT FUNDING	
4	1. <i>Projects financed by general fund supported borrowing:</i>	
5	WisBuild initiative	\$ 64,923,000
6	(Total program all funding sources \$108,178,600)	
7	Utilities repair and renovation	41,713,500
8	(Total program all funding sources \$59,124,900)	
9	Health, safety and environmental protection	25,667,000
10	(Total program all funding sources \$27,747,000)	
11	Preventive maintenance program	5,000,000
12	Capital equipment acquisition	7,100,000
13	(Total program all funding sources \$12,500,000)	
14	2. <i>Projects funded by existing general fund supported</i>	
15	<i>borrowing authority:</i>	
16	Utilities repair and renovation	3,000,000
17	(Total project all funding sources \$59,124,900)	
18	3. <i>Projects financed by existing general fund supported</i>	
19	<i>borrowing authority — stewardship funds:</i>	
20	WisBuild initiative	4,515,400
21	(Total program all funding sources \$108,178,600)	
22	Utilities repair and renovation	3,843,400

1	(Total program all funding sources \$59,124,900)	
2	Health, safety and environmental protection	250,000
3	(Total program all funding sources \$27,747,000)	
4	4. <i>Projects financed by program revenue supported</i>	
5	<i>borrowing:</i>	
6	WisBuild initiative	33,780,000
7	(Total program all funding sources \$108,178,600)	
8	Utilities repair and renovation	4,699,000
9	(Total program all funding sources \$59,124,900)	
10	Health, safety and environmental protection	695,000
11	(Total program all funding sources \$27,747,000)	
12	Capital equipment acquisition	5,400,000
	(Total program all funding sources \$12,500,000)	
13	Land and property acquisition	4,600,000
14	5. <i>Projects financed by program revenue:</i>	
15	Utilities repair and renovation	3,000,000
16	(Total program all funding sources \$59,124,900)	
17	6. <i>Projects financed by segregated fund supported</i>	
18	<i>borrowing:</i>	
19	WisBuild initiative	1,673,400
20	(Total program all funding sources \$108,178,600)	

1	7. <i>Projects financed by segregated fund supported revenue</i>	
2	<i>borrowing:</i>	
3	WisBuild initiative	1,726,600
4	(Total program all funding sources \$108,178,600)	
5	Utilities repair and renovation	847,300
6	(Total program all funding sources \$59,124,900)	
7	8. <i>Projects financed by moneys appropriated to state</i>	
8	<i>agencies from any revenue source:</i>	
9	WisBuild initiative	1,254,400
10	(Total program all funding sources \$108,178,600)	
11	Utilities repair and renovation	1,205,400
12	(Total program all funding sources \$59,124,900)	
13	9. <i>Projects financed by federal funds:</i>	
14	WisBuild initiative	305,800
15	(Total program all funding sources \$108,178,600)	
16	Utilities repair and renovation	816,300
17	(Total program all funding sources \$59,124,900)	
18	Health, safety and environmental protection	1,135,000
19	(Total program all funding sources \$27,747,000)	
20	10. <i>All agency totals:</i>	
21	General fund supported borrowing	144,403,500
22	Existing general fund supported borrowing authority	3,000,000

1	Existing general fund supported borrowing —	
2	stewardship funds	8,608,800
3	Program revenue supported borrowing	49,174,000
4	Program revenue	3,000,000
5	Segregated fund supported borrowing	1,673,400
6	Segregated fund supported revenue borrowing	2,573,900
7	Moneys appropriated to state agencies from any	
8	revenue source	2,459,800
9	Federal funds	<u>2,257,100</u>
10	Total — All sources of funds	\$217,150,500
11	(n) SUMMARY	
12	Total general fund supported borrowing	\$379,608,100
13	Total existing general fund supported borrowing	
14	authority	65,631,000
15	Total existing general fund supported borrowing	
16	authority — stewardship funds	9,439,500
17	Total program revenue supported borrowing	174,958,000
18	Total existing program revenue supported borrowing	5,202,500
19	Total segregated fund supported borrowing	7,535,900
20	Total segregated fund supported revenue borrowing	10,148,100
21	Total segregated funds	1,315,300
22	Total program revenue	6,451,000

1	Total gifts, grants and other receipts	47,847,400
2	Total moneys appropriated to state agencies from any	
3	revenue source	2,459,800
4	Total federal funds	<u>33,824,600</u>
5	Total — All sources of funds	\$744,421,200

6 (2) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing
7 authority enumerated under subsection (1), the building and financing authority
8 enumerated under the previous authorized state building programs is continued in
9 the 1999–2001 fiscal biennium.

10 (3) LOANS. During the 1999–2001 fiscal biennium, the building commission
11 may make loans from general fund supported borrowing or the building trust fund
12 to state agencies, as defined in section 20.001 (1) of the statutes, for projects which
13 are to be utilized for programs not funded by general purpose revenue and which are
14 authorized under subsection (1).

15 (4) PROJECT CONTINGENCY FUNDING RESERVE. During the 1999–2001 fiscal
16 biennium, the building commission may allocate moneys from the appropriation
17 under section 20.866 (2) (yg) of the statutes, as affected by this act, for contingency
18 expenses in connection with any project in the authorized state building program.

19 (5) CAPITAL EQUIPMENT FUNDING ALLOCATION.

20 (a) During the 1999–2001 fiscal biennium, the building commission may
21 allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes,
22 as affected by this act, for capital equipment acquisition in connection with any
23 project in the authorized state building program.

1 (b) During the 1999–2001 fiscal biennium, the building commission may
2 allocate moneys from the appropriation under section 20.866 (2) (ym) of the statutes,
3 as affected by this act, to acquire other priority capital equipment for state agencies,
4 as defined in section 20.001 (1) of the statutes.

5 (6) MARQUETTE UNIVERSITY SCHOOL OF DENTISTRY. Notwithstanding section
6 13.48 (32) of the statutes, as created by this act, the building commission shall not
7 make a grant to Marquette University for the dental school project enumerated in
8 subsection (1) (k) under section 13.48 (32) of the statutes, as created by this act,
9 unless the department of administration has reviewed and approved the plans for
10 the project. Notwithstanding sections 16.85 (1) and 16.855 (1) of the statutes, the
11 department of administration shall not supervise any services or work or let any
12 contract for the project. Section 16.87 of the statutes does not apply to the project.

13 (7) HIGHVIEW BUILDING VACATION AND CONVERSION. The building commission
14 shall, during the 1999–2001 fiscal biennium, coordinate the construction project
15 related to vacation of the Highview building by the Northern Wisconsin Center for
16 the Developmentally Disabled and conversion of the building to a medium security
17 correctional institution under subsection (1) (b) 1. and related projects. Jurisdiction
18 over the building and adjacent land is vested in the commission for the purpose of
19 effecting the transfer. At such time as is appropriate, the commission shall transfer
20 the building and adjacent land to the department of corrections under section 13.48
21 (14) of the statutes.

22 (7tu) STATE FAIR PARK RACETRACK SEATING PROJECT. Notwithstanding section
23 18.04 (2) of the statutes, as affected by this act, the building commission shall not
24 authorize public debt to be contracted for the racetrack seating project identified in

1 subsection (1) (g) 2. unless the state fair park board first notifies the commission, in
2 writing, that it has approved the design of the project.

3 (7tv) STATE FAIR PARK RACETRACK IMPROVEMENTS. Notwithstanding section 18.04
4 (2) of the statutes, as affected by this act, the building commission shall not authorize
5 public debt to be contracted for the racetrack improvements project identified in
6 subsection (1) (g) 2. unless the commission is notified by the cochairpersons of the
7 joint committee on finance that the committee has approved the plan for noise
8 abatement at the racetrack submitted under SECTION 9145 (1tv) of this act.

9 (7x) AQUACULTURE DEMONSTRATION FACILITY. Notwithstanding section 18.04 (1)
10 of the statutes and section 18.04 (2) of the statutes, as affected by this act, the
11 building commission shall not authorize public debt to be contracted for the purpose
12 of financing construction of the aquaculture demonstration facility enumerated
13 under subsection (1) (i) 3. unless the joint committee on finance has first approved
14 the report required to be submitted to the committee by the board of regents of the
15 University of Wisconsin System under SECTION 9154 (3x) of this act.

16 (8m) WAUSAU STATE OFFICE FACILITY STUDY. The building commission shall
17 conduct a study of the feasibility of constructing a state office facility in the Wausau
18 area to consolidate state employe staff. The building commission shall report the
19 results of the study, together with its findings and recommendations, to the
20 legislature in the manner provided in section 13.172 (2) of the statutes no later than
21 July 1, 2000.

22 **SECTION 9108. Nonstatutory provisions; child abuse and neglect**
23 **prevention board.**

24 **SECTION 9109. Nonstatutory provisions; circuit courts.**

25 **SECTION 9110. Nonstatutory provisions; commerce.**

1 (1) GRANTS TO BROWN COUNTY. From the appropriation under section 20.143 (1)
2 (kj) of the statutes, as created by this act, the department of commerce shall make
3 grants to Brown County of \$500,000 in fiscal year 1999–2000 and \$1,000,000 in fiscal
4 year 2000–01 for economic development.

5 (3g) BUILDING PERMITS FOR CONSTRUCTION OF CERTAIN ONE- AND 2-FAMILY
6 DWELLINGS. Notwithstanding section 101.651 (2m) of the statutes, as created by this
7 act, a person is not required to obtain a building permit for construction that begins
8 before the effective date of this subsection if, at the time that the construction begins,
9 the municipality where the construction is located is exempt under section 101.651
10 (2), 1997 stats., the municipality has not enacted an ordinance requiring a building
11 permit for the construction, the municipality does not jointly exercise jurisdiction
12 with a political subdivision that requires a building permit for the construction and
13 the municipality has not requested a county or the department of commerce to
14 provide building permit services under section 101.651 (3) of the statutes.

15 (3yt) FINANCIAL MANAGEMENT OF PETROLEUM STORAGE REMEDIAL ACTION PROGRAM.
16 No later than the first day of the 6th month beginning after the effective date of this
17 subsection, the department of commerce shall do all of the following:

18 (a) Update its financial data base for the program under section 101.143 of the
19 statutes to ensure that complete cost information related to each occurrence and to
20 the annual payment to each owner or operator is readily available.

21 (b) Investigate any variances between the amount of total payments indicated
22 by the department's financial data base for the program under section 101.143 of the
23 statutes and the amount of total payments indicated by the accounts maintained by
24 the department of administration under section 16.52 of the statutes to identify
25 when the variances occurred and the reasons for the variances.

1 (c) Make any changes in the department's financial data base needed to ensure
2 that the data base is consistent with the accounts maintained by the department of
3 administration under section 16.52 of the statutes.

4 (3yu) RULE MAKING FOR PETROLEUM STORAGE REMEDIAL ACTION PROGRAM.

5 (a) The department of commerce and the department of natural resources shall
6 submit in proposed form the rules required under section 101.143 (2) (h), (i) and (j)
7 and (2e) of the statutes, as created by this act, to the legislature under section 227.19
8 of the statutes no later than June 1, 2000.

9 (b) Using the procedure under section 227.24 of the statutes, the department
10 of commerce and the department of natural resources shall promulgate the rules
11 required under section 101.143 (2) (h), (i) and (j) and (2e) of the statutes, as created
12 by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, the
13 emergency rules may remain in effect until September 1, 2000, or the date on which
14 rules under paragraph (a) take effect, whichever is sooner. Notwithstanding section
15 227.24 (1) (a), (2) (b) and (3) of the statutes, the departments are not required to
16 provide evidence that promulgating rules under this paragraph is necessary for the
17 preservation of the public peace, health, safety or welfare and is not required to
18 provide a finding of emergency for rules promulgated under this paragraph. The
19 departments shall promulgate rules under this paragraph no later than the 30th day
20 after the effective date of this paragraph.

21 (c) Using the procedure under section 227.24 of the statutes, the department
22 of commerce shall promulgate rules to implement section 101.143 (4) (cm) 1. of the
23 statutes, as affected by this act, for the period before the effective date of permanent
24 rules, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of
25 the statutes. Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of the statutes,

1 the department is not required to provide evidence that promulgating rules under
2 this paragraph is necessary for the preservation of the public peace, health, safety
3 or welfare and is not required to provide a finding of emergency for rules promulgated
4 under this paragraph. The department shall promulgate rules under this paragraph
5 no later than November 1, 1999.

6 (d) The department of commerce shall submit in proposed form any rules under
7 section 101.143 (2) (h) of the statutes, as created by this act, to the legislature under
8 section 227.19 of the statutes no later than June 1, 2000.

9 (e) If the conditions under section 101.144 (3g) (a) of the statutes, as created
10 by this act, apply on December 1, 1999, using the procedure under section 227.24 of
11 the statutes, the department of commerce shall promulgate the rules required under
12 section 101.144 (3g) (a) of the statutes, as created by this act, for the period before
13 the effective date of permanent rules, but not to exceed the period authorized under
14 section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a),
15 (2) (b) and (3) of the statutes, the department is not required to provide a finding of
16 emergency for rules promulgated under this paragraph. The department shall
17 promulgate rules under this paragraph no later than December 31, 1999.

18 (3yv) TRANSFER OF SITES. The department of natural resources and the
19 department of commerce shall identify sites the classification of which is changed
20 because of the changes made by this act in section 101.144 of the statutes and shall
21 transfer authority over those sites no later than December 1, 1999.

22 (3yw) REPORT CONCERNING INTEREST COSTS. No later than March 1, 2000, the
23 department of commerce shall submit a report to the joint committee on finance and
24 the joint committee for review of administrative rules containing recommendations
25 for actions that the department could take to reduce interest costs incurred by

1 claimants under the program under section 101.143 of the statutes, including a
2 review of schedules for making progress payments to claimants.

3 (3yx) EVALUATION OF USUAL AND CUSTOMARY COST SCHEDULE. The department of
4 commerce shall evaluate the operation of section 101.143 (4) (cm) 1. of the statutes,
5 as affected by this act, and shall report the results of the evaluation to the joint
6 legislative audit committee, to the joint committee on finance and to the appropriate
7 standing committees of the legislature, in the manner provided in section 13.172 (3)
8 of the statutes, no later than the first day of the 14th month beginning after the
9 effective date of this subsection.

10 (4) LOAN FOR PEDESTRIAN BRIDGE PROJECT.

11 (a) The department of commerce may make a loan of not more than \$600,000
12 from the appropriations under section 20.143 (1) (c) and (ie) of the statutes, as
13 affected by this act, to a person for a project that includes a pedestrian bridge, if all
14 of the following apply:

15 1. The person submits a plan to the department of commerce detailing the
16 proposed use of the loan and the secretary of commerce approves the plan.

17 2. The person enters into a written agreement with the department of
18 commerce that specifies the loan terms and the conditions for use of the loan
19 proceeds, including reporting and auditing requirements.

20 3. The person agrees in writing to submit to the department of commerce,
21 within 6 months after spending the full amount of the loan, a report detailing how
22 the loan proceeds were used.

23 (b) The department of commerce shall deposit in the appropriation account
24 under section 20.143 (1) (ie) of the statutes, as affected by this act, any moneys
25 received in repayment of the loan.

1 (c) The department of commerce may not pay loan proceeds under this
2 subsection after June 30, 2000.

3 (5) GRANT FOR MANUFACTURING TECHNOLOGY TRAINING CENTER.

4 (a) In this subsection:

5 1. “Consortium” means an association of business, governmental and
6 educational entities.

7 2. “Department” means the department of commerce.

8 3. “Secretary” means the secretary of commerce.

9 (b) Subject to paragraph (d), the department may make a grant of not more
10 than \$1,000,000 from the appropriation under section 20.143 (1) (c) of the statutes,
11 as affected by this act, to a consortium for a manufacturing technology training
12 center if all of the following apply:

13 1. The consortium is located in the Racine–Kenosha area.

14 2. The consortium submits a plan to the department detailing the proposed use
15 of the grant and the secretary approves the plan.

16 3. The consortium enters into a written agreement with the department that
17 specifies the conditions for use of the grant proceeds, including reporting and
18 auditing requirements.

19 4. The consortium agrees in writing to submit to the department the report
20 required under paragraph (c) by the time required under paragraph (c).

21 (c) If a consortium receives a grant under this subsection, it shall submit to the
22 department, within 6 months after spending the full amount of the grant, a report
23 detailing how the grant proceeds were used.

24 (d) 1. The department may not pay grant proceeds under this subsection after
25 June 30, 2001.

1 2. The department may not disburse more than \$500,000 in grant proceeds
2 under this subsection in either fiscal year 1999–2000 or fiscal year 2000–01.

3 (6c) GRANT RELATED TO WELL REPLACEMENT. From the appropriation under
4 section 20.143 (1) (kj) of the statutes, as affected by this act, the department of
5 commerce shall make a grant of \$299,800 in fiscal year 1999–2000 to a city that was
6 required to replace its city well because of federal highway construction.

7 (6e) GRANT FOR PEDESTRIAN ENHANCEMENTS. In fiscal year 1999–2000, the
8 department of commerce may make a grant, not exceeding \$100,000, from the
9 appropriation under section 20.143 (1) (c) of the statutes, as affected by this act, to
10 the city of Menasha for pedestrian enhancements to its city square if the city of
11 Menasha contributes funds for the project that at least equal the amount of the
12 grant.

13 **SECTION 9111. Nonstatutory provisions; corrections.**

14 (2d) PROFITABILITY REQUIREMENT.

15 (a) In this subsection:

16 1. “Prison contract” has the meaning given in section 303.01 (11) (a) 2. of the
17 statutes.

18 2. “Profitable” means earning a profit, as determined by the report described
19 in paragraph (b), during at least three quarters of calendar year 2000.

20 (b) The department of corrections and the department of administration shall
21 submit a report to the joint committee on finance for each quarter of calendar year
22 2000 providing the department of corrections’ cash balance summary under each
23 prison contract. Each report shall be prepared within 30 days after the end of the
24 quarter. The report for the 4th quarter shall state whether the department’s
25 operations under at least two-thirds of its prison contracts were profitable during

1 calendar year 2000. If less than two-thirds of its prison contracts were profitable,
2 the department of corrections shall terminate its program for contracting with
3 private employers under section 303.01 (2) (em) of the statutes, as affected by this
4 act.

5 (c) If the report under paragraph (b) states that less than two-thirds of prison
6 contracts were profitable during calendar year 2000, the cochairpersons of the joint
7 committee on finance shall certify that fact to the revisor of statutes no later than
8 March 1, 2001. Upon the certification, the revisor of statutes shall publish notice in
9 the Wisconsin Administrative Register of the report and that, as of March 1, 2001,
10 the treatment of sections 20.410 (1) (gi), (hm) and (km), 108.07 (8) (b), 303.01 (8) (b),
11 (c), (d) and (e), 303.06 (3) and 303.21 (1) (b) of the statutes and the repeal of section
12 303.01 (2) (em) and (11) of the statutes have taken effect.

13 (3z) REPORT ON OUT-OF-STATE INMATE TRANSFERS. The department of corrections
14 shall submit a report to the joint committee on finance by July 1, 2000, regarding
15 Wisconsin inmates transferred to and confined in other states under section 301.21
16 (1m) and (2m) of the statutes. The report shall address all of the following:

17 (a) The overall impact that transfers have on prison populations in Wisconsin
18 and projections regarding future out-of-state transfers.

19 (b) The total cost of out-of-state transfers to the department, including the cost
20 of incarceration and transportation.

21 (c) The types of inmates being transferred based on the crimes for which the
22 inmates have been sentenced.

23 (d) Department policies regarding how inmates are selected for out-of-state
24 transfers.

25 (e) The average length of an inmate's stay in an out-of-state prison.

1 (f) The specific services, programs and treatment provided to inmates in
2 out-of-state prisons compared to inmates confined in Wisconsin prisons.

3 (g) Complaint procedures for inmates in out-of-state prisons, the number of
4 complaints that have been received, the types of complaints that have been
5 submitted and the ways in which the out-of-state prisons have addressed the
6 complaints.

7 (h) The rate of recidivism for inmates who have been confined in out-of-state
8 prisons compared to those remaining in Wisconsin for the entire sentence, classified
9 by the crimes for which the inmates have been sentenced.

10 (i) The impact of transfers on inmates' families in Wisconsin, the information
11 that inmates' families receive on the treatment of inmates and the ways in which the
12 department has attempted to respond to concerns of the families.

13 (j) The steps taken by the department to implement alternatives to prison
14 transfers, the number of persons involved in enhanced community supervision
15 programs, the success of those programs and the feasibility of reducing prison
16 transfers through increasing the use of some combination of community supervision
17 programs.

18 (k) The effects that the elimination of parole and probation would have on the
19 number of prisoners who will be sentenced to a term of imprisonment by Wisconsin
20 courts and on recidivism rates for all prisoners.

21 (L) An evaluation of the health of inmates in out-of-state prisons and the
22 health care provided to them.

23 (4xt) PRIVATE CORRECTIONAL FACILITIES.

1 (a) *Definition.* In this subsection, “private correctional facility” means, along
2 with the land on which it is situated, a building, structure or facility meeting all of
3 the following requirements:

4 1. The building, structure or facility has been or is being constructed on the
5 effective date of this subdivision.

6 2. The building, structure or facility has been or is being constructed for the
7 confinement of one or more individuals who, as a result of a court order from any
8 jurisdiction, are in custody for the commission or alleged commission of a crime and
9 who would be classified as medium or maximum security under the department of
10 corrections’ security classification system.

11 3. The building, structure or facility has not been and is not being constructed
12 under a contract with the department of administration, a county, a group of counties
13 acting under section 302.44 of the statutes, the department of corrections and any
14 county or group of counties acting under section 302.45 of the statutes, the United
15 States or a federally recognized American Indian tribe or band in this state.

16 (b) *Acquisition or lease of private correctional facilities.* The department of
17 administration shall, no later than the 30th day after the effective date of this
18 paragraph, commence efforts to negotiate with the owner of each private correctional
19 facility located in this state to purchase the facility or to lease the facility. If the
20 department reaches an agreement to purchase or lease the facility, the purchase or
21 lease is subject to approval of the building commission and the joint committee on
22 finance. If the department is unable to reach an agreement with the owner, the
23 building commission may, notwithstanding section 13.48 (16) of the statutes, acquire
24 the private correctional facility by condemnation under section 32.06 of the statutes,
25 except that this paragraph constitutes the determination of the necessity of taking

1 for the purposes of section 32.06 (1) of the statutes. Section 13.48 (19) (b) of the
2 statutes, as created by this act, does not apply to the lease or acquisition of a private
3 correctional facility under this paragraph.

4 (c) *Returning prisoners from out-of-state facilities.* The department of
5 corrections shall use the increase in beds resulting from any lease or acquisition of
6 private correctional facilities under paragraph (b) to reduce its reliance on contracts
7 for the transfer and confinement of Wisconsin prisoners in other states under section
8 301.21 of the statutes and to return to correctional facilities in Wisconsin prisoners
9 who are confined in other states under those contracts.

10 (d) *Inapplicability to juvenile facilities.* This subsection does not apply to a
11 building, structure or facility that has been or is being constructed solely to confine
12 juveniles alleged or found to be delinquent.

13 **SECTION 9112. Nonstatutory provisions; court of appeals.**

14 **SECTION 9113. Nonstatutory provisions; educational communications**
15 **board.**

16 **SECTION 9114. Nonstatutory provisions; elections board.**

17 **SECTION 9115. Nonstatutory provisions; employe trust funds.**

18 **SECTION 9116. Nonstatutory provisions; employment relations**
19 **commission.**

20 **SECTION 9117. Nonstatutory provisions; employment relations**
21 **department.**

22 **SECTION 9118. Nonstatutory provisions; ethics board.**

23 **SECTION 9119. Nonstatutory provisions; financial institutions.**

24 **SECTION 9121. Nonstatutory provisions; governor.**

1 **SECTION 9122. Nonstatutory provisions; Health and Educational**
2 **Facilities Authority.**

3 **SECTION 9123. Nonstatutory provisions; health and family services.**

4 (1) RULES FOR FAMILY CARE BENEFIT. Using the procedure under section 227.24
5 of the statutes, the department of health and family services shall promulgate the
6 rules required under sections 46.286 (4) to (7), 46.288 (1) to (3) and 50.02 (2) (d) of
7 the statutes, as created by this act, for the period before the effective date of the
8 permanent rules promulgated under sections 46.286 (4) to (7), 46.288 (1) to (3) and
9 50.02 (2) (d) of the statutes, as created by this act, but not to exceed the period
10 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
11 section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required
12 to provide evidence that promulgating a rule under this subsection as an emergency
13 rule is necessary for the preservation of the public peace, health, safety or welfare
14 and is not required to provide a finding of emergency for a rule promulgated under
15 this subsection.

16 (1m) REPORT ON FAMILY CARE. Notwithstanding section 16.42 (1) of the statutes,
17 by November 1, 2000, the department of health and family services shall submit to
18 the governor, as part of the department's 2001–03 biennial budget request, a report
19 that describes the implementation and outcomes of the pilot projects under section
20 46.281 (1) (d) of the statutes, as created by this act, and that makes recommendations
21 on the family care program under sections 46.2805 to 46.2895 of the statutes, as
22 created by this act.

23 (1n) ALTERNATIVE TO FAMILY CARE.

24 (a) The department of health and family services shall, as soon as possible
25 before July 1, 2002, seek waivers of federal medical assistance statutes and

1 regulations from the federal department of health and human services that are
2 necessary to implement in up to 3 pilot sites a model for the provision of long-term
3 care that is an alternative to the family care program under sections 46.2805 to
4 46.2895 of the statutes, as created by this act, that would have all of the following
5 characteristics:

6 1. Medical assistance coverage of services under waiver programs under
7 sections 46.27 (11), 46.275, 46.277 and 46.278 of the statutes would be expanded to
8 include selected services specified under section 49.46 (2) (b) of the statutes,
9 including personal care and home health care.

10 2. Counties in which the pilot sites are located would provide or contract for the
11 provision of, organize or arrange for long-term care services to eligible persons, but
12 would not be required to compete with private or nonprofit organizations for
13 contracts to provide the long-term care.

14 3. Counties in which the pilot sites are located would provide services of a
15 resource center, as specified under section 46.283 (4) of the statutes, as created by
16 this act. However, the entity providing the services need not be separate from an
17 entity that provides, contracts for the provision of, organizes or arranges for
18 long-term care services under subdivision 2., except that a county may contract for
19 the provision of functions if necessary to obtain federal waiver approval.

20 4. The cost of the program would not exceed the cost of relevant aspects of the
21 family care program.

22 5. Pilot sites would be required to reduce average costs per person served in the
23 areas of the sites under sections 46.27 (11), 46.275, 46.277 and 46.278 of the statutes
24 for the calendar year preceding implementation of the alternative model, in order to
25 serve additional persons on waiting lists for the services.

1 6. The department of health and family services would distribute funding to
2 the pilot sites on a per person per month payment basis using the same methodology
3 as that used under section 46.284 (5) (a) of the statutes, as created by this act, as
4 adjusted for the specific services provided.

5 7. The risk-sharing provisions specified under section 46.284 (5) of the
6 statutes, as created by this act, would apply to pilot sites.

7 8. Resource centers operated by pilot sites would be required to provide or
8 contract for the provision of services specified under section 46.283 (3) (a), (b), (e), (f),
9 (g), (i) and (k) of the statutes, as created by this act.

10 (b) If the federal waivers specified under paragraph (a) are approved, the
11 department of health and family services shall as soon as possible before July 1,
12 2002, seek enactment of statutory language, including appropriation of necessary
13 funding, to implement the model described under paragraph (a), as approved under
14 the federal waivers.

15 (2) HEALTH INSURANCE RISK-SHARING PLAN AND MEDICAL ASSISTANCE PURCHASE
16 PLAN. The department of health and family services shall evaluate how to coordinate
17 the health insurance risk-sharing plan under chapter 149 of the statutes, as affected
18 by this act, and the medical assistance purchase plan under section 49.472 of the
19 statutes, as created by this act. If necessary, the department shall develop proposed
20 legislation that coordinates the programs and that addresses the provision of health
21 care coverage for individuals who are eligible for both programs.

22 (3) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED CARE
23 DEMONSTRATION PROJECTS.

24 (a) From the appropriations under section 20.435 (6) (a) of the statutes, as
25 affected by this act, and section 20.435 (6) (n) of the statutes, the department of

1 health and family services shall contract with counties or federally recognized
2 American Indian tribes or bands to provide up to 2 demonstration projects in state
3 fiscal year 2000–01. The demonstration projects shall be to provide mental health
4 and alcohol or other drug abuse services under managed care programs to persons
5 who suffer from mental illness, alcohol or other drug dependency or both mental
6 illness and alcohol or other drug dependency.

7 (b) The department of health and family services shall submit for approval by
8 the secretary of the federal department of health and human services any requests
9 for waiver of federal medical assistance laws that are necessary to secure federal
10 financial participation for the managed care demonstration projects under this
11 subsection. Regardless of whether a waiver is approved, the department of health
12 and family services may contract for the provision of the managed care
13 demonstration projects under this subsection.

14 (5) PRELIMINARY BREATH SCREENING INSTRUMENTS. From the appropriation
15 account under section 20.435 (6) (hx) of the statutes, as affected by this act, the
16 secretary of administration shall transfer \$290,900 to the appropriation account
17 under section 20.395 (5) (ci) of the statutes not later than 30 days after the effective
18 date of this subsection.

19 (6tt) BADGER CARE PREMIUMS FOR NATIVE AMERICANS. If the department of health
20 and family services receives notification from the federal department of health and
21 human services that Native Americans may not be required to contribute to the cost
22 of health care coverage under the badger care program under section 49.665 of the
23 statutes, as affected by this act, the department shall request the joint committee on
24 finance to supplement the appropriation account under section 20.435 (4) (bc) of the
25 statutes, as affected by this act, from the appropriation account under section 20.865

1 (4) (a) of the statutes for the 1999–2001 fiscal biennium. Notwithstanding section
2 13.101 (3) of the statutes, if, within 14 days after receiving the request, the
3 cochairpersons of the committee do not notify the secretary that the committee has
4 scheduled a meeting for the purpose of approving the request for supplementation,
5 the request shall be considered approved and the appropriation account under
6 section 20.435 (4) (bc) of the statutes, as affected by this act, shall be supplemented
7 from the appropriation account under section 20.865 (4) (a) of the statutes in the
8 amount requested.

9 (6tu) GRANTS TO TRIBAL HEALTH CENTERS. No later than September 1, 1999, the
10 department of health and family services shall submit a plan to the joint committee
11 on finance that specifies the distribution formula for grants under section 146.19
12 (2m) of the statutes, as created by this act. If, within 14 days after receiving the plan,
13 the cochairpersons of the committee do not notify the secretary that the committee
14 has scheduled a meeting for the purpose of reviewing the plan, the department shall
15 distribute the grants under section 146.19 (2m) of the statutes, as created by this act,
16 in accordance with the plan. If, within 14 days after receiving the plan, the
17 cochairpersons notify the secretary that the committee has scheduled a meeting for
18 the purpose of reviewing the plan, the department may not distribute the grants
19 except as approved by the committee.

20 (7) REPORT TO LEGISLATURE REGARDING HUNGER PREVENTION GRANTS. The
21 department of health and family services shall, by June 30, 2000, submit a report to
22 the governor, and to the legislature in the manner provided under section 13.172 (2)
23 of the statutes, on grants made under section 46.765, 1997 stats., and the
24 community–based hunger prevention activities conducted using those grants.

1 (7t) NOCTURNAL ENURESIS STUDY. The department of health and family services
2 shall conduct a study of the efficacy of urine alarms used in conjunction with
3 behavior modification therapy and case management, including bimonthly visits
4 with a specialist, as a treatment for nocturnal enuresis. Not later than January 1,
5 2000, the department shall report its findings to the appropriate standing
6 committees of the legislature in the manner provided under section 13.172 (3) of the
7 statutes. The department shall include in its report the estimated costs of covering
8 under the medical assistance program the treatment studied.

9 (7w) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT. The
10 departments of health and family services and workforce development shall jointly
11 develop a plan to modify the client assistance for reemployment and economic
12 support system such that an individual may have his or her eligibility for any public
13 assistance program determined independently of his or her eligibility for any other
14 public assistance program. The departments shall submit their plan to the joint
15 committee on finance not later than November 1, 1999.

16 (8d) STUDY ON ELECTRONIC BENEFITS TRANSFER SYSTEMS UNDER THE SUPPLEMENTAL
17 FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN.

18 (a) The department of health and family services shall study all of the
19 following:

20 1. The program and operational requirements of establishing an electronic
21 benefit transfer system under the supplemental food program for women, infants
22 and children.

23 2. Information system requirements for administering an electronic benefit
24 transfer system under the supplemental food program for women, infants and
25 children.

1 3. Compatibility of an electronic benefit transfer system under the
2 supplemental food program for women, infants and children with existing electronic
3 benefit transfer systems.

4 4. The costs and benefits of implementing an electronic benefit transfer system
5 to the department of health and family services, participants and vendors under the
6 supplemental food program for women, infants and children.

7 5. Possible funding sources for the implementation of an electronic benefit
8 transfer system under the supplemental food program for women, infants and
9 children.

10 (b) Not later than January 1, 2001, the department of health and family
11 services shall report the findings of the study under paragraph (a) to the
12 cochairpersons of the joint committee on finance. The report shall also include
13 recommendations for fraud reduction under the supplemental food program for
14 women, infants and children.

15 (8t) REPORT ON HUNTINGTON'S DISEASE.

16 (a) In this subsection, "Huntington's disease" means an inherited, degenerative
17 disease that usually begins during mid-life, is characterized by intellectual decline
18 and irregular and involuntary movement of the limbs or facial muscles and may
19 include personality change, memory disturbance, slurred speech, impaired
20 judgment and psychiatric disorders.

21 (b) By January 1, 2000, the department of health and family services shall
22 submit to the joint committee on finance a report on service provided to individuals
23 with Huntington's disease that includes information on all of the following:

24 1. In each county of the state, the number of individuals with any type of
25 disability who receive services under any of the following:

1 a. The long-term support community options program under section 46.27 (7)
2 of the statutes.

3 b. The long-term support community options program under section 46.27 (11)
4 of the statutes.

5 c. The community integration program under section 46.277 of the statutes.

6 d. County revenues.

7 2. In each county of the state, the number and percentage of individuals with
8 Huntington's disease who receive services under the programs or source specified in
9 subdivision 1. a. to d.

10 3. The type of services that individuals with any type of disability, including
11 Huntington's disease, receive under the programs or source specified in subdivision
12 1. a. to d.

13 (8x) HEALTH CARE INFORMATION PROPOSAL. By June 30, 2001, the department of
14 health and family services may develop and submit a proposal to the department of
15 administration for supplemental expenditure and position authority for the conduct
16 of health care data collection activities by the subunit of the department of health
17 and family services that deals with health care information. If submitted, the
18 proposal shall identify potential sources of revenue to support proposed health care
19 data collection activities. The department of administration may modify any
20 proposal received and may submit the proposal, together with any proposed
21 legislation required to implement the proposal, to the cochairpersons of the joint
22 committee on finance. If the cochairpersons of the committee do not notify the
23 secretary of administration within 14 working days after receiving the proposal that
24 the cochairpersons have scheduled a meeting for the purpose of reviewing the
25 proposal, the department of administration may approve the proposed expenditure

1 and position authority, including any proposed modifications of the department of
2 administration. If, within 14 working days after receiving the proposal, the
3 cochairpersons notify the secretary of administration that the cochairpersons have
4 scheduled a meeting for the purpose of reviewing the proposal, the department of
5 administration may not approve the proposed expenditure and position authority,
6 including any proposed modifications of the department of administration, except as
7 approved by the committee.

8 (9i) TOBACCO CONTROL COUNCIL. Notwithstanding section 15.197 (28) (b) of the
9 statutes, as created by this act, 4 of the initial members of the tobacco control council
10 appointed under section 15.197 (28) (a) 5. to 12. of the statutes, as created by this act,
11 shall serve for terms expiring on July 1, 2003; 5 of the initial members of the tobacco
12 control council appointed under section 15.197 (28) (a) 5. to 12. of the statutes, as
13 created by this act, shall serve for terms expiring on July 1, 2002; and 4 of the initial
14 members of the tobacco control council appointed under section 15.197 (28) (a) 5. to
15 12. of the statutes, as created by this act, shall serve for a term expiring on July 1,
16 2001.

17 (9k) GRANT TO COMMUNITY HEALTH CENTER.

18 (a) Subject to paragraph (b), the department of health and family services shall
19 award \$1,000,000 in fiscal year 1999–2000 as a grant to a community health center
20 that is located in a 1st class city and that emphasizes the health care needs of
21 minority group members, as defined in section 146.185 (1) (f) of the statutes, as
22 created by this act, high–risk pregnant women, infants, children and the elderly.

23 (b) The department of health and family services may not award the grant
24 under paragraph (a) unless the department submits to the cochairpersons of the joint
25 committee on finance a report that details the amount of the proposed grant and the

1 services to be provided under the grant by the community health center. If the
2 cochairpersons of the committee do not notify the secretary of health and family
3 services within 14 working days after receiving the report that the committee has
4 scheduled a meeting for the purpose of reviewing the report, the department of
5 health and family services shall award the grant under paragraph (a). If, within 14
6 working days after receiving the report, the cochairpersons notify the secretary of
7 health and family services that the committee has scheduled a meeting for the
8 purpose of reviewing the report, the department of health and family services may
9 award the grant under paragraph (a) only if, and to the extent that, it is approved
10 by the committee.

11 (9m) FACILITY PAYMENT; WAGE OR SALARY AND FRINGE BENEFITS SUPPLEMENT.

12 (a) In addition to any facility payment rate increases for state fiscal years
13 1999–2000 and 2000–01, in order to permit a facility, as defined in section 49.45 (6m)
14 (a) 3. of the statutes, to increase wages or salaries and fringe benefits for or increase
15 staff hours of nurse’s assistants, as determined by the department of health and
16 family services, from the appropriations under section 20.435 (4) (b) and (o) of the
17 statutes the department shall, beginning October 1, 1999, supplement facility
18 payment rates under section 49.45 (6m) (av) of the statutes by an amount not to
19 exceed \$8,309,000 in state fiscal year 1999–2000 and \$11,078,600 in state fiscal year
20 2000–01, or by 5% of the total amount of wages reported in the 1998 cost reports of
21 facilities, whichever is less. The department shall calculate each facility’s maximum
22 payment per patient day under this subsection by multiplying by 5% the amount
23 obtained by dividing the total of nurse’s assistants’ wages or salaries of the facility
24 by the total number of patient days of the facility, as indicated by the facility’s 1998
25 cost reports. Each facility may apply to the department for up to the total maximum

1 amount per patient day calculated for the facility and receive that supplemental
2 amount for each medical assistance day of service provided.

3 (b) In order to ensure that a supplement provided to a facility under paragraph
4 (a) was expended in accordance with the purpose specified in paragraph (a), the
5 department of health and family services shall examine facility cost reports covering
6 the period during state fiscal year 1999–2000, as compared with reports covering the
7 period during state fiscal year 1998–99, and facility cost reports covering the period
8 during state fiscal year 2000–01, as compared with reports covering the period
9 during state fiscal year 1998–99, to determine whether the facility’s nurse’s
10 assistants’ wage or salary and fringe benefits costs per patient day have increased
11 over the base year by a percentage that is at least equal to the percentage of increase
12 under the supplement under paragraph (a). The department shall adjust the
13 required percentage increase to account for all of the following:

14 1. Any payment rate increase or decrease applicable to the facility that is in
15 effect beginning July 1, 1999, and is other than the supplement under paragraph (a).

16 2. The fact that the wage supplement percentage increase is based only on
17 wages and salaries, while the cost comparison also includes fringe benefits.

18 3. Any decrease or increase in the facility’s expenditures for contracted labor
19 services.

20 4. Any change in the facility’s patient acuity levels.

21 5. Whether or not the facility’s reporting period corresponds to the supplement
22 payment period.

23 6. Any other factor that the department determines is relevant and that is
24 readily available in the data base of the department.

1 (c) If the department of health and family services determines that a
2 supplement under paragraph (a) provided to a facility was not expended as required
3 under paragraph (b), the department may recoup that part of the supplement that
4 was not expended as required.

5 (9n) LIMITATION ON REDUCTION OF REIMBURSEMENT FOR PHARMACEUTICAL DRUGS.
6 During the 1999–2001 fiscal biennium, the department of health and family services
7 may not discount the average wholesale price of pharmaceutical drugs provided
8 under section 49.45 of the statutes to medical assistance recipients by more than 10%
9 if the department reimburses for those pharmaceuticals under a formula that takes
10 into account the average wholesale price, and the department may not reduce
11 pharmacy dispensing fees.

12 (9p) HOSPITAL SUPPLEMENT FOR UNCOMPENSATED CARE. In fiscal year 1999–2000,
13 the department of health and family services shall provide \$1,000,000 from the
14 appropriation under section 20.435 (4) (b) of the statutes and \$1,422,900 from the
15 appropriation under section 20.435 (4) (o) of the statutes as a supplementary
16 payment to hospitals in Wisconsin that experienced an increase of at least 25% in
17 uncompensated care during the period from January 1, 1997, to December 31, 1998.
18 The department shall calculate a qualifying hospital's supplementary payment
19 amount by multiplying the total amount by the percentage obtained by dividing the
20 hospital's total uncompensated care from January 1, 1997, to December 31, 1998, by
21 the total uncompensated care for all qualifying hospitals for that period.

22 (9q) DENTAL OUTREACH AND EDUCATION. The department of health and family
23 services shall develop a dental outreach and education plan for dentists and medical
24 assistance recipients to educate recipients on the importance of oral health for
25 children and the parent's role in achieving it, how to access dental services,

1 expectations and appropriate behavior in a dental office and the importance of
2 keeping scheduled appointments. The department of health and family services
3 shall develop the plan in consultation with the department of public instruction, the
4 department of workforce development, the Wisconsin dental association, state
5 dental and dental hygiene schools, community health care providers, medical
6 assistance recipients and health care advocates. Not later than January 1, 2000, the
7 department of health and family services shall submit the plan to the governor and
8 to the appropriate standing committees of the legislature in the manner provided
9 under section 13.172 (3) of the statutes. The department of health and family
10 services shall include with the plan a fiscal estimate for implementing the plan on
11 a statewide basis, identifying those components of the plan that would be eligible for
12 funding under federal temporary assistance for needy families block grant funding
13 or federal medical assistance administrative matching funds.

14 (10e) KINSHIP CARE SUPPLEMENT. From the appropriation under section 20.435
15 (3) (kc) of the statutes, the department of health and family services shall allocate
16 \$500,000 in fiscal year 1999–2000 to supplement the allocations to counties and, in
17 a county having a population of 500,000 or more, that department under section
18 48.57 (3m) (am) (intro.) and (3n) (am) (intro.) of the statutes, as affected by this act,
19 in order to prevent the need to place a kinship care relative, as defined in section
20 48.57 (3m) (a) of the statutes, or a long–term kinship care relative, as defined in
21 section 48.57 (3n) (a) of the statutes, who is eligible for the receipt of payments under
22 section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this
23 act, on a waiting list for those payments if payments under section 48.57 (3m) (am)
24 (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a county or, in
25 a county having a population of 500,000 or more, by that department exceed the

1 amount allocated to that county or that department. If payments under section 48.57
2 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a
3 county or, in a county having a population of 500,000 or more, by the department of
4 health and family services exceed the amount allocated to that county or that
5 department, the county or department may request supplemental funding under
6 this subsection. If the department of health and family services determines that
7 supplemental funding is necessary to eliminate a waiting list for payments under
8 section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this
9 act, in a county, the department shall supplement the amount allocated to the
10 requesting county or department. Notwithstanding sections 20.001 (3) (c) and
11 20.435 (3) (kc) of the statutes, the department of health and family services may
12 carry forward to fiscal year 2000–01 the unencumbered balance of the amount
13 allocated under this subsection on June 30, 2000. If the entire amount allocated
14 under this subsection is encumbered before July 1, 2001, the department of health
15 and family services shall request a supplemental appropriation under section 16.515
16 of the statutes. This subsection does not preclude the department of health and
17 family services from reallocating moneys allocated to a county or, in a county having
18 a population of 500,000 or more, that department under section 48.57 (3m) (am)
19 (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, in order to address
20 a waiting list in another county.

21 (11g) KINSHIP CARE ADMINISTRATION. The department of health and family
22 services shall reallocate a previously authorized 1.0 GPR FTE position on October
23 1, 1999, to provide increased oversight of the kinship care program under section
24 48.57 (3m) to (3t) of the statutes. The 1.0 GPR FTE position shall provide program
25 oversight and monitoring, serve as a liaison to the department of workforce

1 development and the bureau of Milwaukee child welfare services in the department
2 of health and family services and develop policies and procedures relating to the
3 kinship care program. If the position reallocation required under this subsection
4 requires a transfer of moneys between appropriations, the department of health and
5 family services shall request the joint committee on finance to approve that transfer.

6 **SECTION 9124. Nonstatutory provisions; historical society.**

7 **SECTION 9125. Nonstatutory provisions; Housing and Economic**
8 **Development Authority.**

9 (1) TRANSFER TO WISCONSIN DEVELOPMENT RESERVE FUND. In fiscal year
10 1999–2000, the Wisconsin Housing and Economic Development Authority shall
11 transfer from the housing rehabilitation loan program administration fund to the
12 Wisconsin development reserve fund the lesser of \$5,845,215 or the amount needed
13 to cover the guaranteed default amount of the loan to the Taliesin Preservation
14 Commission.

15 **SECTION 9126. Nonstatutory provisions; insurance.**

16 **SECTION 9127. Nonstatutory provisions; investment board.**

17 (1g) BONUS COMPENSATION PAID TO CERTAIN EMPLOYEES OF THE INVESTMENT BOARD.
18 Any employe of the investment board who was awarded a bonus before the effective
19 date of this subsection under section 25.156 (6), 1997 stats., pursuant to a plan of
20 bonus compensation adopted by the investment board, shall be entitled to receive
21 any unpaid part of the bonus as provided under the terms of the plan of bonus
22 compensation, provided that the employe satisfies all conditions specified in section
23 25.156 (6) and (7), 1997 stats.

24 **SECTION 9128. Nonstatutory provisions; joint committee on finance.**

25 **SECTION 9129. Nonstatutory provisions; judicial commission.**

1 **SECTION 9130. Nonstatutory provisions; justice.**

2 (1t) LAW ENFORCEMENT TRAINING FOR TOMORROW PROGRAM. Of the moneys
3 appropriated to the department of justice under section 20.455 (2) (ja) of the statutes,
4 \$388,100 for fiscal year 1999–2000 and \$345,100 in fiscal year 2000–01 is allocated
5 to implement the Training for Tomorrow program for revising and expanding law
6 enforcement training and may not be encumbered or expended unless the
7 department of justice first submits to the cochairpersons of the joint committee on
8 finance a written plan for the use of the allocated funds. If the cochairpersons of the
9 committee do not notify the department within 14 working days after the date of
10 submittal of the plan that the committee has scheduled a meeting for the purpose of
11 reviewing the plan, the plan may be implemented as proposed by the department.
12 If, within 14 working days after the date of submittal, the cochairpersons of the
13 committee notify the department that the committee has scheduled a meeting for the
14 purpose of reviewing the plan, the plan may be implemented only upon approval of
15 the committee.

16 **SECTION 9131. Nonstatutory provisions; legislature.**

17 (1g) AUDIT OF EMERGENCY RESPONSE PROGRAMS. The joint legislative audit
18 committee is requested to, and may, direct the legislative audit bureau to perform a
19 financial and performance evaluation audit of the programs in the department of
20 military affairs, division of emergency management, funded under section 20.465 (3)
21 (dd), (dh), (dp), (dr), (dt), (jt) and (t) of the statutes. If the committee directs the
22 legislative audit bureau to perform the requested audit, the bureau shall file its
23 report as described under section 13.94 (1) (b) of the statutes by January 31, 2000.

24 (1t) AUDIT OF MILWAUKEE CHILD WELFARE ADMINISTRATION. The joint legislative
25 audit committee is requested to, and may, direct the legislative audit bureau to

1 perform a performance evaluation audit of the administration of child welfare
2 services in Milwaukee County by the department of health and family services. If
3 the committee directs the legislative audit bureau to perform the audit, the audit
4 shall include an evaluation of the use of private agencies in providing those child
5 welfare services; the provision of services to children who are placed in out-of-home
6 care, including case management services and services provided to the families of
7 those children; safety services provided to children who are placed in their own
8 homes; and the use of termination of parental rights and adoption as a permanency
9 planning goal for children who are placed in out-of-home care. If the committee
10 directs the legislative audit bureau to perform the audit, the bureau shall file its
11 report as described under section 13.94 (1) (b) of the statutes by January 1, 2003.

12 (1x) ECONOMIC DEVELOPMENT AUDIT.

13 (a) The joint legislative audit committee is requested to consider requesting the
14 legislative audit bureau to perform a performance evaluation audit of the state's
15 economic development programs to determine whether the state:

16 1. Has a comprehensive economic development strategy that enables the state
17 to compete effectively with other states.

18 2. Has a comprehensive state economic development budget that accounts for
19 development-related expenditures by all relevant agencies and that plans
20 adequately for future economic development investments.

21 3. Is using both tax policies and performance-based incentives to foster and
22 improve future competition and economic growth.

23 4. Has existing incentive programs that complement and further the state's
24 overall economic development goals.

1 5. Clearly defines strategic economic development goals for the state's
2 economic development finance programs and manages and monitors the programs
3 on that basis.

4 6. Could effectively implement a performance-based economic development
5 strategy.

6 (b) If the joint legislative audit committee requests the legislative audit bureau
7 to perform an audit and the bureau performs an audit, the bureau shall file its report
8 as provided in section 13.94 (1) (b) of the statutes.

9 (2g) FINANCIAL AUDITS OF THE MEDICAL COLLEGE OF WISCONSIN AND THE
10 UNIVERSITY OF WISCONSIN CENTER FOR TOBACCO RESEARCH AND INTERVENTION.

11 (a) Beginning on July 1, 2001, the legislative audit bureau shall conduct a
12 financial audit of the Medical College of Wisconsin that examines the use of funds
13 appropriated under section 20.250 (1) (k) of the statutes, as created by this act, and
14 shall file its report as described under section 13.94 (1) (b) of the statutes by June 30,
15 2002.

16 (b) Beginning on July 1, 2000, the legislative audit bureau shall conduct a
17 financial audit of the tobacco research and intervention center at the University of
18 Wisconsin–Madison that examines the use of funds appropriated under section
19 20.285 (1) (kr) of the statutes, as created by this act, and shall file its report as
20 described under section 13.94 (1) (b) of the statutes by June 30, 2001.

21 (2t) AUDIT OF AIR MANAGEMENT PROGRAM. The joint legislative audit committee
22 is requested to, and may, direct the legislative audit bureau to perform a performance
23 evaluation audit of the department of natural resource's air management program,
24 including a comparison of federally required aspects of the program and aspects
25 required only by state law. If the committee directs the legislative audit bureau to

1 perform an audit, the bureau shall file its report as described in section 13.94 (1) (b)
2 of the statutes.

3 (3e) RADIO BODY ALARM SYSTEM FOR MENDOTA MENTAL HEALTH INSTITUTE.

4 (a) In this subsection:

5 1. “Hertz” means a unit of frequency equal to one cycle per second.

6 2. “Megahertz” means a unit of frequency equal to 1,000,000 hertz.

7 (b) During state fiscal biennium 1999–2001, from the appropriation under
8 section 20.865 (4) (a) of the statutes, the joint committee on finance may,
9 notwithstanding section 13.101 (3) (a) (intro.), 1. and 2. of the statutes, supplement
10 the appropriation to the Mendota Mental Health Institute under section 20.435 (2)
11 (a) of the statutes, as affected by this act, by \$233,000 for the purchase or lease, as
12 recommended by the committee, of an 800 megahertz radio body alarm system for
13 use by staff members of the institute who have direct contact with patients.

14 (3m) EVALUATION OF FAMILY CARE PILOT PROJECTS. As soon as possible, the
15 legislative audit bureau shall contract with an organization other than an agency of
16 the state to evaluate the pilot projects under section 46.281 (1) (d) of the statutes, as
17 created by this act, and pilot projects under SECTION 9123 (1n) of this act as to
18 cost–effectiveness, client access to services and quality of care.

19 (3z) STUDY OF SPECIAL TRANSFER PROGRAM. The joint legislative council is
20 requested to conduct a study of the special transfer program under subchapter VI of
21 chapter 121 of the statutes. If the joint legislative council conducts the study, it shall
22 report its findings, conclusions and recommendations to the legislature in the
23 manner provided under section 13.172 (2) of the statutes by January 1, 2000.

24 **SECTION 9132. Nonstatutory provisions; lieutenant governor.**

1 **SECTION 9133. Nonstatutory provisions; lower Wisconsin state**
2 **riverway board.**

3 **SECTION 9134. Nonstatutory provisions; Medical College of Wisconsin.**

4 **SECTION 9135. Nonstatutory provisions; military affairs.**

5 (1z) REQUEST FOR ADDITIONAL FUNDING FOR TUITION GRANT PROGRAM. If the
6 department of military affairs determines that the amount appropriated under
7 section 20.465 (2) (a) of the statutes for the payment of national guard tuition grants
8 is anticipated to be insufficient to fully fund the eligible tuition costs under section
9 21.49 of the statutes in fiscal year 1999–2000 or in fiscal year 2000–01, the
10 department shall, during that fiscal year, request the additional funding necessary
11 to fully fund the eligible tuition costs from the joint committee on finance.

12 **SECTION 9136. Nonstatutory provisions; natural resources.**

13 (1) RULES FOR SAFETY PROGRAMS OF INSTRUCTION. The department of natural
14 resources may use the procedure under section 227.24 of the statutes to promulgate
15 rules under sections 23.33 (5) (d), 29.591 (3), 30.74 (1) (b) and 350.055 of the statutes,
16 as affected by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,
17 the emergency rules may remain in effect until April 1, 2000, or the date on which
18 permanent rules take effect, whichever is sooner. Notwithstanding section 227.24
19 (1) (a) and (3) of the statutes, the department is not required to provide evidence that
20 promulgating a rule under this subsection as an emergency rule is necessary for the
21 preservation of public peace, health, safety or welfare and is not required to provide
22 a finding of emergency for a rule promulgated under this subsection.

23 (2) EMERGENCY RULES FOR BROWNFIELD SITE ASSESSMENT GRANT PROGRAM. Using
24 the procedure under section 227.24 of the statutes, the department of natural
25 resources shall promulgate rules required under section 292.75 of the statutes, as

1 created by this act, for the period before permanent rules become effective, but not
2 to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.
3 Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department
4 is not required to provide evidence that promulgating a rule under this subsection
5 as an emergency rule is necessary for the preservation of the public peace, health,
6 safety or welfare and is not required to provide a finding of emergency for a rule
7 promulgated under this subsection.

8 (3) RULES CONCERNING NATURAL ATTENUATION OF GROUNDWATER CONTAMINATION.

9 Using the procedure under section 227.24 of the statutes, the department of natural
10 resources shall promulgate the rules required under section 292.15 (2) (ae) of the
11 statutes, as created by this act, for the period before the effective date of the
12 permanent rules under that provision, but not to exceed the period authorized under
13 section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a),
14 (2) (b) and (3) of the statutes, the department is not required to provide evidence that
15 promulgating rules under this subsection is necessary for the preservation of the
16 public peace, health, safety or welfare and is not required to provide a finding of
17 emergency for rules promulgated under this subsection.

18 (3d) FUNDING AND POSITIONS FOR AIR POLLUTION CONTROL CONSTRUCTION PERMIT
19 PROGRAM. If a rule modifying the fees under section 285.69 (1) (a) of the statutes for
20 reviewing and acting upon air pollution control construction permits takes effect
21 during the 1999–2001 fiscal biennium, the department of natural resources shall do
22 all of the following:

23 (a) Request the governor under section 16.505 of the statutes to increase the
24 authorized level of full–time equivalent positions funded from the appropriation

1 account under section 20.370 (2) (ci) of the statutes for reviewing and acting upon air
2 pollution control construction permits.

3 (b) Request the secretary of administration under section 16.515 of the statutes
4 to supplement the appropriation under section 20.370 (2) (ci) of the statutes for the
5 purpose of increasing funding for reviewing and acting upon air pollution control
6 construction permits.

7 (3x) WASTEWATER DISCHARGE FEES.

8 (a) *Report.* The department of natural resources shall prepare a report on
9 wastewater discharge fees under section 299.15 (3) (am) of the statutes. The
10 department shall include any recommendation for statutory changes needed to
11 implement section 299.15 (3) (e) of the statutes, as created by this act. The
12 department shall submit its report to the appropriate standing committees of the
13 legislature in the manner provided under section 13.172 (3) of the statutes and to the
14 joint committee on finance no later than February 1, 2000.

15 (b) *Rules.* The department of natural resources shall submit in proposed form
16 the rules required under section 299.15 (3) (e) of the statutes, as created by this act,
17 to the legislative council staff under section 227.15 (1) of the statutes no later than
18 February 1, 2000, and shall promulgate the rules no later than January 1, 2001,
19 unless action by the legislature under chapter 227 of the statutes prevents the
20 department from meeting this deadline.

21 (3yt) RULES RELATED TO PETROLEUM STORAGE REMEDIAL ACTION PROGRAM. The
22 department of natural resources shall submit in proposed form any changes in its
23 rules necessary to conform to the rules under section 101.143 (2) (h), (i) and (j) of the
24 statutes, as created by this act, to the legislature under section 227.19 of the statutes
25 no later than June 1, 2000.

1 (4) DRINKING WATER STUDY. During the 1999–2001 fiscal biennium, the
2 department of natural resources shall provide a grant from the appropriation under
3 section 20.370 (6) (ck) of the statutes, as created by this act, to the town of Swiss,
4 Burnett County, and the St. Croix band of Chippewa for a study to determine the best
5 technological approaches to addressing water quality problems threatening
6 drinking water and overall water quality problems of the St. Croix, Namekagon and
7 Yellow rivers and for engineering design and feasibility activities related to
8 construction of wastewater and drinking water treatment facilities. The town and
9 the band shall submit a report describing the findings of the study to the department
10 of natural resources and the department of administration no later than January 1,
11 2001.

12 (4x) LAND RECYCLING LOAN FOR THE CITY OF KENOSHA.

13 (a) Except as provided in paragraph (b), the department of natural resources
14 and the department of administration shall provide a loan bearing no interest under
15 section 281.60 of the statutes to the city of Kenosha in the amount of \$3,000,000.
16 Section 281.60 (2r) to (11) of the statutes, as affected by this act, does not apply to the
17 loan under this paragraph. The department of natural resources, the department
18 of administration and the city of Kenosha shall enter into a financial assistance
19 agreement that specifies the use of the loan, the terms of repayment of the loan and
20 a schedule for the dispersal of funds and for completion of the activities to be funded
21 by the loan.

22 (b) Paragraph (a) does not apply if the department of natural resources, the
23 department of administration and the city of Kenosha do not enter into the financial
24 assistance agreement before July 1, 2000.

25 (5) RADIO SERVICES.

1 (a) *Position increases.* The authorized FTE positions for the department of
2 natural resources are decreased by 7.0 SEG positions, funded from the appropriation
3 under section 20.370 (8) (mu) of the statutes, for the performance of duties primarily
4 related to radio services.

5 (b) *Employe transfers.* There are transferred from the department of natural
6 resources to the department of transportation 7.0 FTE incumbent employes holding
7 positions in the department of natural resources performing duties primarily related
8 to radio services.

9 (c) *Employe status.* Employes transferred under paragraph (b) have all the
10 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
11 statutes in the department of transportation that they enjoyed in the department of
12 natural resources immediately before the transfer. Notwithstanding section 230.28
13 (4) of the statutes, no employe so transferred who has attained permanent status in
14 class is required to serve a probationary period.

15 (d) *Payments to the department of transportation.* If the department of
16 transportation provides radio services to the department of natural resources under
17 section 85.12 of the statutes in fiscal years 1999–2000 and 2000–01, the department
18 of natural resources shall make payments to the department of transportation for
19 these services from the appropriations under section 20.370 (8) (mt) of the statutes,
20 as affected by this act, and section 20.370 (8) (mu) of the statutes on the first day of
21 each quarter of fiscal years 1999–2000 and 2000–01, except that the department of
22 natural resources shall make its first payment in fiscal year 1999–2000 on July 31,
23 1999, or 10 days after the effective date of this paragraph, whichever occurs later.

24 (6) DATABASE OF PROPERTIES ON WHICH GROUNDWATER STANDARDS ARE EXCEEDED.
25 Using the procedure under section 227.24 of the statutes, the department of natural

1 resources may promulgate a rule under section 292.57 (2) of the statutes, as created
2 by this act, for the period before the effective date of the rule promulgated under
3 section 292.57 (2) of the statutes, as created by this act, but not to exceed the period
4 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
5 section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required
6 to provide evidence that promulgating a rule under this subsection as an emergency
7 rule is necessary for the preservation of the public peace, health, safety or welfare
8 and is not required to provide a finding of emergency for a rule promulgated under
9 this subsection.

10 (6g) LOCAL GOVERNMENTAL UNIT NEGOTIATION AND COST RECOVERY PROCESS. No
11 later than January 1, 2001, the department of natural resources shall submit to the
12 legislature, in the manner provided under section 13.172 (2) of the statutes, proposed
13 legislation to make the process for local governmental unit negotiation and cost
14 recovery under section 292.35 of the statutes more efficient and clear. The
15 department shall propose legislation that includes provisions that do all of the
16 following:

17 (a) Provide a more efficient method of providing notice to all parties.

18 (b) Clarify the liability provisions.

19 (c) Clarify the provisions related to the identification of responsible parties.

20 (d) Provide local governmental units with a clear method of dealing with
21 information discovered late in the negotiation and cost recovery process.

22 (e) Require responsible parties to state the basis for their objection to a local
23 governmental unit's offer to settle before seeking designation of an umpire.

24 (f) Require potential umpires to be environmental experts.

1 (g) Require an umpire to submit a proposed recommendation under section
2 292.35 (6) (a) of the statutes and give the parties a period for making comments
3 before the umpire finalizes the recommendation.

4 (6h) BIBLIOGRAPHY OF GROUNDWATER INFORMATION. During the 1999–2001 fiscal
5 biennium, the department of natural resources shall create a bibliography of
6 information, on a geographic basis, that identifies all sources of general and
7 site–specific information about groundwater.

8 (7) STUDY OF LAND APPLICATION OF SEPTAGE. The department of natural resources
9 shall study this state’s program for regulating the application of septage to land. No
10 later than September 1, 2000, the department shall submit a report presenting the
11 results of the study, including relevant data, identification of problems and
12 recommendations to improve the program, to the legislature in the manner provided
13 in section 13.172 (2) of the statutes, to the governor and to the department of
14 administration.

15 (7g) RULES FOR URBAN STORM WATER LOAN PROGRAM. The department of natural
16 resources shall submit in proposed form the rules required under section 281.595
17 (12) of the statutes, as created by this act, to the legislative council staff under section
18 227.15 (1) of the statutes no later than February 1, 2000, and shall promulgate the
19 rules no later than December 31, 2000, unless action by the legislature under chapter
20 227 of the statutes prevents the department from meeting this deadline.

21 (8tt) AIR EMISSION FEE RULES. The department of natural resources shall submit
22 in proposed form the rules required under section 285.69 (2) (a) 7. to 11. of the
23 statutes, as created by this act, to the legislative council staff under section 227.15
24 (1) of the statutes no later than July 1, 2001, and shall promulgate the rules no later

1 than March 1, 2002, unless action by the legislature under chapter 227 of the
2 statutes prevents the department from meeting this deadline.

3 (8tu) AIR EMISSION FEE STATUTORY CHANGES. Notwithstanding section 16.42 (1)
4 of the statutes, in submitting information under section 16.42 of the statutes for
5 purposes of the 2001–03 biennial budget act, the department of natural resources
6 shall include any proposed statutory changes that the department determines are
7 necessary to implement the proposed rules under section 285.69 (2) (a) 7. to 11. of the
8 statutes, as created by this act.

9 (8tv) ADVISORY COMMITTEE FOR AIR MANAGEMENT PERFORMANCE STANDARDS. The
10 natural resources board shall establish a committee under section 15.04 (1) (c) of the
11 statutes to advise the department of natural resources in the development of the
12 performance measurements under section 285.11 (18) of the statutes, as created by
13 this act. The board shall include on the committee industry representatives who are
14 knowledgeable about performance and productivity assessment in the area of
15 environmental management, as well as other interested persons.

16 (9) GRANTS FOR WHEELCHAIR RECYCLING PROJECT. From the appropriation under
17 section 20.370 (6) (br) of the statutes, as affected by this act, the department of
18 natural resources shall award the following grants to the Wheelchair Recycling
19 Project, a part of the Madison chapter of the National Spinal Cord Injury Association,
20 for the purpose of refurbishing used wheelchairs and other mobility devices and
21 returning them to use by persons who otherwise would not have access to needed or
22 appropriate equipment:

23 (a) On September 1, 1999, \$75,000.

24 (b) On July 1, 2000, \$50,000.

1 (9c) OCONTO COUNTY BOAT LANDING PROJECT. From the appropriation under
2 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
3 natural resources shall provide to Oconto County funding for a boat landing and
4 breakwall in Park 2 in Oconto County. Oconto County and the department shall
5 contribute funding for the project. The department's contribution shall equal 80%
6 of the project's costs or \$727,200, whichever is less. Oconto County's contribution
7 may be in matching funds or may be in-kind contributions or both. The amount
8 expended under this subsection shall be considered an expenditure for a Great Lakes
9 project as provided in section 30.92 (4) (b) 6. of the statutes. This project need not
10 be placed on the priority list under section 30.92 (3) (a) of the statutes. This
11 subsection does not apply after June 30, 2001.

12 (9d) McDILL LAKE DREDGING PROJECT. From the appropriation under section
13 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the
14 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural
15 resources shall provide to the McDill Inland Lake Protection and Rehabilitation
16 District the amount that is necessary for the dredging of McDill Lake in Portage
17 County but the amount may not exceed \$250,000. The McDill Inland Lake
18 Protection and Rehabilitation District shall contribute funding for the project equal
19 to 50% of the project's cost. The McDill Inland Lake Protection and Rehabilitation
20 District's contribution may be in matching funds or may be in-kind contributions or
21 both. Notwithstanding section 30.92 (4) (b) 7. or 8. a. of the statutes, the dredging
22 project specified under this subsection qualifies as a recreational boating project for
23 the purpose of expending moneys under this subsection. This project need not be
24 placed on the priority list under section 30.92 (3) (a) of the statutes. This subsection
25 does not apply after June 30, 2001.

1 (10d) URBAN FORESTRY GRANT FOR MILWAUKEE. From the appropriation under
2 section 20.370 (5) (bw) of the statutes, the department of natural resources shall
3 provide \$50,000 in fiscal year 1999–2000 and \$50,000 in fiscal year 2000–01 to the
4 city of Milwaukee for a tree planting demonstration project.

5 (10g) STEWARDSHIP PROGRAMS. The department of natural resources may
6 promulgate emergency rules under section 227.24 of the statutes implementing
7 sections 23.09 (20m) and 30.24 of the statutes, as created by this act. The department
8 may also promulgate emergency rules under section 227.24 of the statutes
9 implementing any provisions of section 23.0915 of the statutes, as affected by this
10 act, or section 23.0917 of the statutes, as created by this act, if the rules are necessary
11 for the department to act as authorized or required under section 23.0915 of the
12 statutes, as affected by this act, or section 23.0917 of the statutes, as created by this
13 act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, the emergency
14 rules promulgated under this subsection may remain in effect until June 30, 2001,
15 or until the date on which the permanent rules take effect, whichever is sooner.
16 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
17 required to provide evidence that promulgating a rule under this subsection as an
18 emergency rule is necessary for the preservation of public peace, health, safety or
19 welfare and is not required to provide a finding of emergency for a rule promulgated
20 under this subsection.

21 (10m) STUDY ON WILD CRANES. From the appropriation under section 20.370 (1)
22 (Lk) of the statutes, as created by this act, the department of natural resources shall
23 provide in fiscal year 1999–2000 a total of \$55,000 and in fiscal year 2000–01 a total
24 of \$60,000 to the University of Wisconsin and the International Crane Foundation

1 jointly for a study of crop damage caused in this state by cranes. The study shall be
2 completed before July 1, 2001.

3 (10x) BOAT REGISTRATION SURCHARGES. Notwithstanding section 13.101 (3) of the
4 statutes, the department of natural resources shall request that the joint committee
5 on finance supplement the appropriation under section 20.370 (3) (ar) of the statutes,
6 as affected by this act, for boating safety education during the 1999–2001 fiscal
7 biennium, and shall make the request no later than the 2nd quarterly meeting of the
8 joint committee on finance, under section 13.10 of the statutes, to be held in 2000.
9 Notwithstanding section 13.101 (3) (a) of the statutes, the committee is not required
10 to find that an emergency exists before acting upon any such request.

11 **SECTION 9137. Nonstatutory provisions; personnel commission.**

12 **SECTION 9138. Nonstatutory provisions; public defender board.**

13 **SECTION 9139. Nonstatutory provisions; public instruction.**

14 (1d) NEWSLINE. In consultation with the Wisconsin Regional Library for the
15 Blind and Physically Handicapped in the city of Milwaukee, the department of public
16 instruction shall enter into a 2–year extension of the contract specified in 1997
17 Wisconsin Act 27, section 9140 (5m), with the National Federation of the Blind to
18 provide the Newsline electronic information service. The department of public
19 instruction shall use the moneys transferred to the appropriation account under
20 section 20.255 (1) (ke) of the statutes under SECTION 9241 (1d) of this act to pay the
21 costs incurred under this subsection.

22 (1e) DEFINITION OF STATE SCHOOL AIDS. Notwithstanding section 121.15 (3m) (a)
23 2. of the statutes, as affected by this act, the definition of state school aids under
24 section 121.15 (3m) (a) 2. of the statutes, as affected by this act, includes all of the
25 following:

1 (a) In the 1999–2000 school year, \$927,100.

2 (b) In the 2000–01 school year, \$1,695,700.

3 (1f) NATIONAL TEACHER CERTIFICATION. Notwithstanding section 115.42 (1) (b)
4 of the statutes, as created by this act, if a person who is eligible for a grant under
5 section 115.42 (1) (a) of the statutes became certified by the National Board for
6 Professional Teaching Standards before the effective date of this subsection, the
7 department of public instruction shall award the grant under section 115.42 (1) of the
8 statutes in the 1999–2000 fiscal year.

9 (1g) SOFTWARE TRAINING. In coordination with Pyramid Media and with the
10 appropriate staff of the cooperative educational service agencies, the department of
11 public instruction shall offer free training through June 30, 2001, on the classroom
12 use of the module of the Body Awareness Resource Network software that concerns
13 smoking and tobacco use.

14 **SECTION 9140. Nonstatutory provisions; public lands, board of**
15 **commissioners of.**

16 (1d) TRUST FUND LOANS. No later than December 1, 1999, the board of
17 commissioners of public lands shall submit a report to the cochairpersons of the joint
18 committee on finance detailing the accounting and administrative actions taken by
19 the board to permit the acceptance of advance payments of loans during any
20 repayment period under section 24.63 (4) of the statutes, as affected by this act.

21 **SECTION 9141. Nonstatutory provisions; public service commission.**

22 (1) TRANSFER OF EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM.

23 (a) In this subsection:

24 1. “Board” means the technology for educational achievement in Wisconsin
25 board.

1 2. “Commission” means the public service commission.

2 3. “Secretary” means the secretary of administration.

3 (b) During the period beginning on the effective date of this paragraph and
4 ending on the first day of the 3rd month beginning after the effective date of this
5 paragraph, the commission shall cooperate with the board in providing orderly and
6 efficient transfers under this subsection. On the first day of the 3rd month beginning
7 after the effective date of this paragraph, all of the following apply:

8 1. All rules that have been promulgated by the commission under section
9 196.218 (4r) (b), 1997 stats., and that are in effect shall become rules of the board and
10 shall remain in effect until their specified expiration dates or until amended or
11 repealed by the board. All determinations that have been made by the commission
12 under section 196.218 (4r) (g), 1997 stats., regarding documentation of contracts
13 shall become determinations of the board and shall remain in effect until modified
14 or rescinded by the board.

15 2. Any matter relating to the administration of the educational
16 telecommunications access program under section 196.218 (4r), 1997 stats., that is
17 pending with the commission is transferred to the board, and all materials submitted
18 to or actions taken by the commission with respect to the pending matter are
19 considered to have been submitted to or taken by the board.

20 3. All tangible personal property, including records, of the commission
21 pertaining to the administration of the educational telecommunications access
22 program under section 196.218 (4r), 1997 stats., as determined by the secretary, is
23 transferred to the board.

24 4. All contracts entered into by the commission in effect on the effective date
25 of this subdivision pertaining to the administration of the educational

1 telecommunications access program under section 196.218 (4r), 1997 stats., as
2 determined by the secretary, remain in effect and are transferred to the board. The
3 board shall carry out any obligations under such a contract until the contract is
4 modified or rescinded by the board to the extent allowed under the contract.

5 5. The assets and liabilities of the commission pertaining to the administration
6 of the educational telecommunications access program under section 196.218 (4r),
7 1997 stats., as determined by the secretary, shall become the assets and liabilities
8 of the board.

9 **SECTION 9142. Nonstatutory provisions; regulation and licensing.**

10 (1) HEARING INSTRUMENT SPECIALIST LICENSES.

11 (a) The department of regulation and licensing shall pay a renewal fee refund
12 of \$150 to a person who holds a valid audiologist license if he or she has held a valid
13 hearing instrument specialist license that was renewed on February 1, 1998, and he
14 or she surrenders the hearing instrument specialist license to the department on or
15 before the first day of the 3rd month beginning after the effective date of this
16 paragraph.

17 (b) Notwithstanding sections 440.08 (2) (a) 38. and 459.09 of the statutes, as
18 affected by this act, a person that applies to renew a hearing instrument specialist
19 license that expires on February 1, 2001, is required to pay a renewal fee of 50% of
20 the amount specified in section 440.08 (2) (a) 38. of the statutes, as affected by this
21 act.

22 **SECTION 9143. Nonstatutory provisions; revenue.**

23 (1X) INTEGRATED TAX SYSTEM. The department of revenue shall submit a report
24 to the joint committee on finance, by January 1, 2002, that identifies any additional

1 revenue that has been generated by the implementation of the integrated tax system,
2 as created under 1997 Wisconsin Act 27, section 9143 (4z), and as affected by this act.

3 (2t) RELEASE OF CERTAIN LOTTERY RETAILER COMPENSATION APPROPRIATIONS.

4 (a) The department of revenue may not encumber or expend moneys
5 appropriated to it under section 20.566 (8) (r) of the statutes for the purpose of
6 providing additional compensation to lottery retailers under the retailer
7 performance program until the department of revenue submits a retailer
8 performance program plan based upon administrative rules proposed under section
9 565.02 (4) (g) of the statutes, as created by this act, to the joint committee on finance.

10 (b) If the cochairpersons of the committee do not notify the department of
11 revenue within 14 working days after the date of the department's submittal under
12 paragraph (a) that the committee has scheduled a meeting for the purpose of
13 reviewing the retailer performance program plan submitted under paragraph (a),
14 the secretary of administration shall direct that the moneys may be encumbered or
15 expended. If, within 14 working days after the date of the department's submittal,
16 the cochairpersons of the committee notify the department that the committee has
17 scheduled a meeting for the purpose of reviewing the proposed plan, the moneys may
18 be encumbered or expended only upon approval of the plan by the committee.

19 **SECTION 9144. Nonstatutory provisions; secretary of state.**

20 **SECTION 9145. Nonstatutory provisions; state fair park board.**

21 (1tv) STATE FAIR PARK RACETRACK NOISE ABATEMENT PLAN. The state fair park
22 board shall submit to the joint committee on finance a plan for noise abatement at
23 the racetrack facility located in the state fair park. The plan shall be submitted
24 jointly with any lessee of the racetrack facility at the time of submittal of the plan.

1 If the committee approves the plan, the cochairpersons of the committee shall notify
2 the chairperson of the building commission in writing of the committee's approval.

3 **SECTION 9146. Nonstatutory provisions; supreme court.**

4 (1w) REPORT TO LEGISLATURE REGARDING RESERVE JUDGES. The director of state
5 courts shall, by October 1, 2000, submit a report to the governor, to the members of
6 the joint committee on finance, and to the appropriate standing committees of the
7 legislature in the manner provided under section 13.172 (3) of the statutes, regarding
8 the recruitment, retention and compensation of reserve judges.

9 **SECTION 9147. Nonstatutory provisions; technical college system.**

10 (2d) INCENTIVE GRANTS. Notwithstanding section 16.42 (1) (e) of the statutes,
11 in submitting information under section 16.42 of the statutes for the purposes of the
12 2001–03 biennial budget bill, the technical college system board shall submit
13 information concerning the appropriation under section 20.292 (1) (dc) of the
14 statutes as though the amount that was appropriated in the 1998–99 fiscal year
15 constitutes the base level for that appropriation.

16 **SECTION 9148. Nonstatutory provisions; technology for educational**
17 **achievement in Wisconsin board.**

18 (1g) TELECOMMUNICATIONS ACCESS; PREEXISTING CONTRACTS. The technology for
19 educational achievement in Wisconsin board may not require, as a condition for
20 receiving a grant in the 1999–2000 fiscal year under section 44.73 (6) of the statutes,
21 as affected by this act, that a public or private school that is a member of the KSCADE
22 network applies for the rate discounts specified under 47 USC 254.

23 (1vt) PASSIVE REVIEW. Notwithstanding sections 13.101 (3) (a) and 20.865 (4) (u)
24 of the statutes, if the technology for educational achievement in Wisconsin board
25 submits a request to the joint committee on finance to supplement the appropriation

1 under section 20.275 (1) (s), (t) or (tm) of the statutes, as affected by this act, and
2 submits information related to the board's estimated program demand and final,
3 annualized costs to the committee, and if the cochairpersons of the joint committee
4 on finance do not notify the board within 14 working days after the date of the board's
5 request and submittal of information that the committee has scheduled a meeting
6 to review the request and information, the request is considered approved. If, within
7 14 working days after the submission of the request and information, the
8 cochairpersons of the committee notify the board that the committee has scheduled
9 a meeting to review the request, the request may be granted only upon approval of
10 the committee.

11 (1w) PROJECTIONS AND FUNDING FOR 2001–03 BIENNIAL BUDGET. Notwithstanding
12 section 16.42 (1) of the statutes, in submitting information under section 16.42 of the
13 statutes for the purposes of the 2001–03 biennial budget, the technology for
14 educational achievement in Wisconsin board shall include information concerning
15 all of the following:

16 (a) Projections concerning the ultimate size of the educational
17 telecommunications access program.

18 (b) How much of the funding required for the educational telecommunications
19 access program should be drawn from universal service fund assessments.

20 (c) Other funding sources if the recommended funding from the universal
21 service fund is less than the total projected costs for the educational
22 telecommunications access program.

23 (d) How long entities participating in the educational telecommunications
24 access program should continue to receive subsidies under the program and how best
25 to phase out the program.

1 (2x) RULES RELATING TO EDUCATIONAL TECHNOLOGY TRAINING GRANTS.

2 (a) Subject to paragraph (b), the technology for educational achievement in
3 Wisconsin board shall use the procedure under section 227.24 of the statutes to
4 promulgate the rules required under section 44.72 (1) (d) of the statutes, as created
5 by this act, for a period not to exceed the period authorized under section 227.24 (1)
6 (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of
7 the statutes, the board need not provide evidence of the necessity of preserving the
8 public peace, health, safety or welfare in promulgating the rules under this
9 paragraph.

10 (b) The board shall submit the proposed rules under paragraph (a) to the
11 cochairpersons of the joint committee on information policy. If the cochairpersons of
12 the committee do not notify the board that the committee has scheduled a meeting
13 for the purpose of reviewing the proposed rules within 14 working days after the date
14 of the board's submittal, the board may proceed to promulgate the rules. If, within
15 14 working days after the date of the board's submittal, the cochairpersons of the
16 committee notify the board that the committee has scheduled a meeting for the
17 purpose of reviewing the proposed rules, the board shall not promulgate the rules
18 until the committee approves the rules.

19 **SECTION 9149. Nonstatutory provisions; tourism.**

20 (1to) GRANT FOR UPGRADE OF AZTALAN STATE PARK. From the appropriation under
21 section 20.380 (1) (kg) of the statutes, as created by this act, the department of
22 tourism shall make a grant of \$75,000 in fiscal year 1999–2000 to the department
23 of natural resources for the purpose of completing the upgrading of Aztalan State
24 Park, including the development of an overall public education and research
25 strategy, as well as a long-term interpretive and management plan that includes

1 establishing an interpretive visitor's center, opening other portions of the site to the
2 public and using visual effects to enhance the experience of visitors to the park. The
3 state historical society shall work with management personnel of Aztalan State Park
4 to facilitate timely completion of the upgrade. The department of natural resources
5 shall deposit the grant proceeds in the appropriation account under section 20.370
6 (1) (mk) of the statutes.

7 **SECTION 9150. Nonstatutory provisions; transportation.**

8 (2) RICHARD I. BONG AIR MUSEUM. Of the amounts appropriated to the
9 department of transportation under section 20.395 (2) (nx) of the statutes, the
10 department shall award a grant of \$1,000,000 in fiscal year 1999–2000 to the city of
11 Superior for the purpose of constructing the Richard I. Bong air museum in Superior,
12 except that the amount of the grant awarded under this subsection may not exceed
13 80% of the costs of constructing the air museum.

14 (2c) ENTITLEMENT TO SUPPLEMENTS FOR UNBUDGETED COMPENSATION ADJUSTMENTS.

15 Notwithstanding section 20.928 of the statutes, the department of transportation is
16 not entitled to any supplements for unbudgeted compensation adjustments under
17 section 20.928 of the statutes for the 1999–2001 fiscal biennium for any position
18 funded from the appropriation under section 20.395 (3) (bq) of the statutes, except
19 for any supplement that exceeds an adjustment increase for that position above the
20 level established for fiscal year 1998–99 of 5.8% in fiscal year 1999–2000 and 6.1%
21 in fiscal year 2000–01, as determined by the secretary of administration, and for any
22 position funded from the appropriation under section 20.395 (3) (cq) of the statutes,
23 as affected by this act, except for any supplement that exceeds an adjustment
24 increase for that position above the level established for fiscal year 1998–99 of 2.5%

1 in fiscal year 1999–2000 and 3% in fiscal year 2000–01, as determined by the
2 secretary of administration.

3 (2g) FLAMBEAU RIVER RECREATIONAL BRIDGE PROJECT. Of the amounts
4 appropriated to the department of transportation under section 20.395 (2) (nx) of the
5 statutes, the department shall allocate \$190,400 in the 1999–2001 fiscal biennium
6 to the city of Park Falls for the Flambeau River Recreational Bridge project.

7 (2h) LITTLE LAKE BUTTE DES MORTS TRESTLE TRAIL CAUSEWAY PROJECT. Of the
8 amounts appropriated to the department of transportation under section 20.395 (2)
9 (nx) of the statutes, the department shall allocate \$80,000 in the 1999–2001 fiscal
10 biennium to the city of Menasha for the Little Lake Butte des Morts Trestle Trail
11 Causeway project, except that the amount allocated under this subsection may not
12 exceed 50% of the costs of the project.

13 (3) MILWAUKEE LAKESHORE BICYCLE AND PEDESTRIAN FACILITIES GRANTS. The
14 department of transportation shall award grants from the appropriation under
15 section 20.395 (2) (ny) of the statutes, as created by this act, to the department of
16 natural resources for the purpose of constructing pedestrian and bicycle facilities
17 along Lake Michigan in the city of Milwaukee.

18 (3g) KINNICKINNIC RIVER BIKE TRAIL PROJECT. Notwithstanding section 85.245
19 (1) of the statutes, before approving any other project to receive federal funds
20 distributed under section 85.245 of the statutes, the secretary of transportation shall
21 approve the Kinnickinnic River Bike Trail project in the city of Milwaukee to receive
22 federal funds distributed under section 85.245 of the statutes if the project is
23 consistent with the requirements of 23 USC 149 and regulations promulgated under
24 23 USC 149.

1 (3m) ANNUAL OUTDOOR ADVERTISING SIGN PERMIT FEE. If the department of
2 transportation establishes an annual fee under section 84.30 (10m) of the statutes,
3 as created by this act, during the 1999–2001 fiscal biennium, the department shall
4 design the fee to collect not more than \$510,000 in fiscal year 2000–01.

5 (3v) PROPOSALS FOR TRANSPORTATION PLANNING, ACCESS AND INFRASTRUCTURE
6 IMPROVEMENTS. Notwithstanding section 16.42 (1) of the statutes, the department of
7 transportation shall work with the city of Green Bay, the city of La Crosse, the city
8 of Milwaukee and the city of Oshkosh to develop proposals for transportation
9 planning, access and infrastructure improvements for inclusion in the department's
10 submission under section 16.42 of the statutes for the purposes of the 2001–03
11 biennial budget act.

12 (5xy) TRANSFER OF AUTHORITY AND RECORDS FROM THE DEPARTMENT OF
13 TRANSPORTATION TO THE DEPARTMENT OF COMMERCE. On July 1, 2000, all of the following
14 apply:

15 (a) All equipment, supplies and records of the department of transportation
16 pertaining to mobile homes that exceed the statutory size under section 348.07 (2)
17 of the statutes are transferred to the department of commerce.

18 (b) All rules pertaining to mobile homes that exceed the statutory size under
19 section 348.07 (2) of the statutes that have been promulgated by the department of
20 transportation, that are in effect on July 1, 2000, and that do not conflict with the
21 rules of the department of commerce shall become rules of the department of
22 commerce and shall remain in effect until their specified expiration dates or until
23 amended or repealed by the department of commerce. All orders pertaining to mobile
24 homes that exceed the statutory size under section 348.07 (2) of the statutes that
25 have been issued by the department of transportation, that are in effect on July 1,

1 2000, and that do not conflict with orders of the department of commerce shall
2 become orders of the department of commerce and shall remain in effect until their
3 specified expiration dates or until modified or rescinded by the department of
4 commerce.

5 (c) Any matter relating to mobile homes that exceed the statutory size under
6 section 348.07 (2) of the statutes that is pending with the department of
7 transportation on July 1, 2000, is transferred to the department of commerce, and
8 all materials submitted to or actions taken by the department of transportation with
9 respect to the pending matter are considered to have been submitted to or taken by
10 the department of commerce.

11 (d) The department of commerce may collect any amount payable under the
12 statutes before July 1, 2000, for the costs of materials, activities or services that were
13 provided by the department of transportation and that relate to mobile homes that
14 exceed the statutory size under section 348.07 (2) of the statutes.

15 (e) Any person who, on the first day of the 6th month beginning after the
16 effective date of this paragraph, has been issued a license by the department of
17 transportation to sell mobile homes that exceed the statutory size under section
18 348.07 (2) of the statutes is considered to have received that license under section
19 101.951 or 101.952 of the statutes, as created by this act, whichever is appropriate.

20 (6) RADIO SERVICES POSITIONS. The authorized FTE positions for the department
21 of transportation are increased by 7.0 SEG positions, to be funded from the
22 appropriation under section 20.395 (5) (dq) of the statutes, as affected by this act, for
23 the performance of duties primarily related to radio services.

24 (7c) HARTFORD HERITAGE AUTO MUSEUM. Notwithstanding section 86.91 (1) of
25 the statutes, as affected by this act, the department of transportation shall erect

1 directional signs along USH 41 near the interchange with STH 60 for the Hartford
2 Heritage Auto Museum located in Hartford in Washington County. The department
3 may not charge any fee related to signs erected under this subsection.

4 (7d) AIRPORT PERIMETER FENCING. Notwithstanding section 114.34 (1) and (3)
5 of the statutes, the department of transportation shall provide a 20% match to any
6 federal funds received during the 1999–2001 fiscal biennium for the construction of
7 airport perimeter fencing.

8 (7e) MEEHAN STATION HISTORIC SITE. The secretary of transportation shall
9 allocate not more than \$14,900 in fiscal year 1999–2000 from the appropriation
10 under section 20.395 (3) (cq) of the statutes, as affected by this act, for directional
11 signs, an historical marker, land acquisition activities, landscaping and historic
12 information materials relating to the Meehan Station historic site located 6 miles
13 west of Plover in Portage County.

14 (7f) TRAFFIC CONTROL SIGNALS IN ST. CROIX FALLS. The department of
15 transportation shall install traffic control signals at the intersection of USH 8 and
16 218th Street in the city of St. Croix Falls in Polk County.

17 (7g) STATE TRUNK HIGHWAY ADDITION STUDY. The department of transportation
18 shall, under section 84.295 (2) of the statutes, study whether Tolles Road in Rock
19 County should be added to the state trunk highway system, and, by June 30, 2000,
20 submit a report presenting the results of that study to the governor, and to the
21 legislature in the manner provided under section 13.172 (2) of the statutes.

22 (8g) SIDEWALKS IN WISCONSIN RAPIDS. The department of transportation shall
23 install sidewalks along both sides of STH 54 between 32nd Street and 48th Street
24 northeast of Wisconsin Rapids in Wood County.

25 (9g) INSTALLATION OF RAILROAD CROSSING GATES.

1 (a) The department of transportation shall allocate from the appropriations
2 under section 20.395 (2) (gr) and (gx) of the statutes, as affected by this act, \$287,100
3 for the installation of railroad crossing gates at the intersection of West Clark Street
4 and the Wisconsin Central Railroad tracks and at the intersection of Water Street
5 and the Wisconsin Central Railroad tracks, both of which are located in Stevens
6 Point in Portage County. The city of Stevens Point shall pay at least 10% of the
7 installation costs.

8 (b) The department of transportation shall expend from the appropriations
9 under section 20.395 (2) (gr) and (gx) of the statutes, as affected by this act, the cost
10 of the installation of railroad crossing gates at the intersection of Swarthout Road
11 and the Canadian Pacific railroad tracks northwest of Fall River in Columbia
12 County.

13 **SECTION 9151. Nonstatutory provisions; treasurer.**

14 **SECTION 9152. Nonstatutory provisions; University of Wisconsin**
15 **Hospitals and Clinics Authority.**

16 **SECTION 9153. Nonstatutory provisions; University of Wisconsin**
17 **Hospitals and Clinics Board.**

18 **SECTION 9154. Nonstatutory provisions; University of Wisconsin**
19 **System.**

20 (1d) INFORMATION TECHNOLOGY.

21 (a) The board of regents of the University of Wisconsin System shall develop
22 a plan to help ensure that students who receive information technology training from
23 the University of Wisconsin System and who are employed as student workers in the
24 information technology area at the University of Wisconsin System are retained as
25 employes in the information technology area for the duration of their enrollment.

1 The board of regents shall submit a copy of this plan to the members of the joint
2 committee on finance before November 1, 1999.

3 (b) The board of regents of the University of Wisconsin System shall submit a
4 report to the members of the joint committee on finance no later than September 1,
5 2000, that contains all of the following information:

6 1. The number of new student information technology positions filled during
7 the 1999–2000 fiscal year at each University of Wisconsin System institution.

8 2. The range of salaries at each University of Wisconsin System institution for
9 students employed in information technology positions during the 1999–2000 fiscal
10 year.

11 3. The average salary at each University of Wisconsin System institution for
12 students employed in information technology positions during the 1999–2000 fiscal
13 year.

14 4. The number of students enrolled in the University of Wisconsin System who
15 received information technology training from an University of Wisconsin System
16 institution during the 1999–2000 fiscal year, their areas of training and the costs
17 associated with their training.

18 5. For each University of Wisconsin System institution, the turnover rates for
19 students employed in information technology positions during the 1999–2000 fiscal
20 year.

21 6. For each University of Wisconsin System institution, the average length of
22 employment in information technology positions for those students whose
23 employment included employment during the 1999–2000 fiscal year.

24 (1w) FUNDING FOR COMPENSATION INCREASES. The board of regents of the
25 University of Wisconsin System may not use any of the following funding relating

1 to the Madison initiative for merit-based salary increases for any person who is a
2 member of the faculty, as defined in section 36.05 (8) of the statutes, or of the
3 academic staff, as defined in section 36.05 (1) of the statutes, unless the increases are
4 made for the purpose of retaining the person:

5 (a) Under section 20.285 (1) (a) of the statutes, \$5,500,000 appropriated in the
6 1999–2000 fiscal year.

7 (b) Under section 20.285 (1) (a) of the statutes, \$9,500,000 appropriated in the
8 2000–01 fiscal year.

9 (c) Under section 20.285 (1) (im) of the statutes, \$2,961,500 appropriated in the
10 1999–2000 fiscal year.

11 (d) Under section 20.285 (1) (im) of the statutes, \$5,115,400 appropriated in the
12 2000–01 fiscal year.

13 (2c) PASSIVE REVIEW. Notwithstanding sections 13.101 (3) (a) and 20.865 (4) (a)
14 of the statutes, if the board of regents of the University of Wisconsin System submits
15 a request to the joint committee on finance to supplement the appropriation under
16 section 20.285 (1) (b) of the statutes, as affected by this act, and if the cochairpersons
17 of the committee do not notify the board of regents within 14 days after the date of
18 the board's request that the committee has scheduled a meeting to review the
19 request, the request is approved. If, within 14 working days after the date of the
20 submission of the request, the cochairpersons of the committee notify the board of
21 regents that the committee has scheduled a meeting to review the request, the
22 request may be granted only upon approval of the committee.

23 (2j) STATE AGENCY VEHICLE FLEET MANAGEMENT CONSOLIDATIONS. The board of
24 regents of the University of Wisconsin System shall direct the administration of the
25 University of Wisconsin–Madison to cooperate fully with the department of

1 administration in conducting the study required under SECTION 9101 (18h) of this
2 act.

3 (2m) BROWNFIELDS CASE STUDIES. The Robert M. LaFollette Institute of Public
4 Affairs and the Department of Urban and Regional Planning of the University of
5 Wisconsin–Madison are requested to conduct a study comparing the expected costs
6 and returns of redeveloping a contaminated property with the expected costs and
7 returns of developing an uncontaminated property.

8 (2t) GINSENG RESEARCH. Notwithstanding section 16.50 (1) (a) and (2) of the
9 statutes, the secretary of administration shall require submission of expenditure
10 estimates from the board of regents of the University of Wisconsin System for
11 ginseng research under section 20.285 (1) (qd) of the statutes, as created by this act,
12 and shall not approve any expenditure estimates for ginseng research in the
13 1999–2001 fiscal biennium unless the board of regents receives funds from the
14 Ginseng Board of Wisconsin equal to 20% of the amount appropriated under section
15 20.285 (1) (qd) of the statutes, as created by this act.

16 (2w) OVERSEAS MARKET STUDY. In the 2000–01 fiscal year, the University of
17 Wisconsin–Milwaukee shall conduct a market research and feasibility study related
18 to expanding the programming and the presence of the University of Wisconsin
19 System overseas. The study shall not include the feasibility of purchasing overseas
20 real estate. The board of regents of the University of Wisconsin System shall allocate
21 \$250,000 from the appropriation under section 20.285 (1) (a) of the statutes for the
22 study. Upon completion of the study, the University of Wisconsin–Milwaukee shall
23 submit a copy of a report summarizing its findings to the governor, and to the
24 legislature in the manner provided under section 13.172 (2) of the statutes.

1 (3m) FUNDING OF 1999–2001 UNIVERSITY OF WISCONSIN SYSTEM FACULTY AND
2 ACADEMIC STAFF PAY ADJUSTMENTS. Notwithstanding section 16.505 (4) (b) of the
3 statutes, for employes who are eligible to receive compensation adjustments under
4 section 230.12 (3) (e) of the statutes, the board of regents of the University of
5 Wisconsin System may use moneys appropriated under section 20.285 (1) (im) of the
6 statutes to pay for the compensation adjustments approved under section 230.12 (3)
7 (e) of the statutes for the 1999–2001 fiscal biennium, but only up to an amount that
8 equals the difference between the amount that the University of Wisconsin System,
9 under section 20.928 (1) of the statutes, certifies is needed under section 20.865 (1)
10 (ci), (d), (ic) and (j) of the statutes to fully fund the compensation adjustments and
11 the amount that the secretary of administration determines is required under
12 section 20.865 (1) (ci), (d), (ic) and (j) of the statutes to pay for the compensation
13 adjustments.

14 (3x) AQUACULTURE DEMONSTRATION FACILITY. The board of regents of the
15 University of Wisconsin System shall submit to the joint committee on finance for its
16 approval a plan for the construction and operation of the aquaculture demonstration
17 facility authorized under SECTION 9107 (1) (i) 3. of this act that includes all of the
18 following:

- 19 (a) A description of the physical characteristics of the facility.
- 20 (b) The facility's functions.
- 21 (c) How and by whom the facility's functions will be carried out.
- 22 (d) The number of persons necessary to staff the facility.
- 23 (e) The facility's estimated, annual operating cost.

24 **SECTION 9155. Nonstatutory provisions; veterans affairs.**

1 (2e) STUDY AND REPORT ON HEALTH CARE AID GRANT PROGRAM. The department of
2 veterans affairs shall review the health care aid grant program and examine
3 program modifications that could restrain the expenditure growth of the program.
4 No later than December 31, 1999, the department shall submit a report presenting
5 the results of the review and examination, including any program changes that the
6 department believes should be made in the program, to the joint committee on
7 finance.

8 **SECTION 9156. Nonstatutory provisions; World Dairy Center Authority.**

9 **SECTION 9157. Nonstatutory provisions; workforce development.**

10 (1) COMMUNITY YOUTH GRANT. Notwithstanding section 49.175 (1) (vL) of the
11 statutes, as created by this act, the following organizations shall receive the
12 following grant amounts from the moneys allocated under section 49.175 (1) (vL) of
13 the statutes, as created by this act, without participating in a competitive process:

14 (a) The Wisconsin chapters of the Boys and Girls Clubs of America, \$1,300,000
15 in each fiscal year of the 1999–2001 biennium.

16 (b) The Silver Spring Neighborhood Association, \$75,000 in each fiscal year of
17 the 1999–2001 biennium.

18 (c) The Safe and Sound initiative in Milwaukee, \$1,000,000 in fiscal year
19 1999–2000 and \$1,500,000 in fiscal year 2000–2001.

20 (d) Wisconsin Good Samaritan Project, Inc., \$125,000 in each fiscal year of the
21 1999–2001 biennium.

22 (e) The Youth Leadership Academy, Inc., and the United Community Center,
23 \$500,000 in each fiscal year of the 1999–2001 biennium.

24 (f) The Milwaukee Passports for Youth Program, \$150,000 in each fiscal year
25 of the 1999–2001 biennium.

1 (2) GOVERNOR'S WORK-BASED LEARNING BOARD.

2 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
3 liabilities of the department of workforce development primarily related to the
4 functions of the division of connecting education and work, as determined by the
5 secretary of administration, shall become the assets and liabilities of the governor's
6 work-based learning board.

7 (b) *Employe transfers.* On the effective date of this paragraph, all positions in
8 the department of workforce development that are primarily related to the division
9 of connecting education and work and the incumbent employes holding those
10 positions, as determined by the secretary of administration, are transferred to the
11 governor's work-based learning board.

12 (c) *Employe status.* Employes transferred under paragraph (b) have all the
13 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
14 statutes in the governor's work-based learning board that they enjoyed in the
15 division of connecting education and work in the department of workforce
16 development immediately before the transfer. Notwithstanding section 230.28 (4)
17 of the statutes, no employe so transferred who has attained permanent status in
18 class is required to serve a probationary period.

19 (d) *Tangible personal property.* On the effective date of this paragraph, all
20 tangible personal property, including records, of the department of workforce
21 development that is primarily related to the functions of the division of connecting
22 education and work, as determined by the secretary of administration, is transferred
23 to the governor's work-based learning board.

24 (e) *Pending matters.* Any matter pending with the department of workforce
25 development on the effective date of this paragraph that is primarily related to the

1 division of connecting education and work, as determined by the secretary of
2 administration, is transferred to the governor's work-based learning board. All
3 materials submitted to or actions taken by the department of workforce development
4 with respect to the pending matter are considered as having been submitted to or
5 taken by the governor's work-based learning board.

6 (f) *Contracts.* All contracts entered into by the department of workforce
7 development in effect on the effective date of this paragraph that are primarily
8 related to the functions of the division of connecting education and work, as
9 determined by the secretary of administration, remain in effect and are transferred
10 to the governor's work-based learning board. The governor's work-based learning
11 board shall carry out any obligations under those contracts unless modified or
12 rescinded by the governor's work-based learning board to the extent allowed under
13 the contract.

14 (g) *Rules and orders.* All rules promulgated by the department of workforce
15 development in effect on the effective date of this paragraph that are primarily
16 related to the division of connecting education and work remain in effect until their
17 specified expiration date or until amended or repealed by the governor's work-based
18 learning board. All orders issued by the department of workforce development in
19 effect on the effective date of this paragraph that are primarily related to the division
20 of connecting education and work remain in effect until their specified expiration
21 date or until modified or rescinded by the governor's work-based learning board.

22 (2c) TERMINOLOGY IN REQUEST FOR PROPOSALS. The department of workforce
23 development shall amend its request for proposals for administration of Wisconsin
24 works for the period beginning January 1, 2000, and ending December 31, 2001, to
25 do all of the following:

1 (a) *Definition of “entered employment transaction”*. Define the term “entered
2 employment transaction” under the job retention performance criterion.

3 (b) *Full and appropriate engagement*. Modify the “full and appropriate
4 engagement” criterion by doing all of the following:

5 1. Specifying that “full and appropriate engagement” with respect to an
6 individual who is required to participate in the food stamp employment and training
7 program means engagement in required activities for an amount of time equal to the
8 individual’s household’s monthly food stamp benefit divided by the minimum wage.

9 2. Eliminating the provision that specifies that “full and appropriate
10 engagement” with respect to participants in Wisconsin works employment positions
11 means engagement in appropriate activities for at least 30 hours per week.

12 3. Clarifying that, in 2–parent families who are participants in Wisconsin
13 works, the requirement that one parent work at least 35 hours per week and that the
14 combined work hours of both parents be at least 55 hours per week applies only with
15 respect to 2–parent families that receive federally funded child care and only if the
16 2nd parent in the family is not disabled or caring for a severely disabled child.

17 (2m) PARTIAL COMMUNITY SERVICE JOBS. Not later than the first day of the 3rd
18 month beginning after the effective date of this subsection, the department of
19 workforce development shall ensure that all Wisconsin works agencies are fully
20 equipped to implement the prorated benefits specified in section 49.148 (1) (b) 1m.
21 of the statutes, as created by this act.

22 (2n) REORGANIZATION OF DIVISION OF VOCATIONAL REHABILITATION. If, within the
23 1999–2001 fiscal biennium, the division of vocational rehabilitation submits to the
24 secretary of workforce development a plan to reorganize the division, the secretary
25 may not approve the plan unless the plan includes provisions to reduce supervisory

1 staff, convert vacant supervisor positions to rehabilitation counselor positions for
2 regions with high caseloads, and convert program assistant supervisor positions to
3 support positions to provide additional support for rehabilitation counselors.

4 (2p) ADMINISTRATION OF MEDICAL ASSISTANCE. On the effective date of this
5 subsection, those portions of any contract entered into by the department of
6 workforce development that relate to the administration of medical assistance, that
7 are in effect on the effective date of this subsection, remain in effect and are
8 transferred to the department of health and family services. The department of
9 health and family services shall carry out any contractual obligations that relate to
10 medical assistance under those contracts until the contracts expire or are modified
11 or rescinded to the extent permitted under the contracts.

12 (2xt) TRANSITION TO FEDERAL WORKFORCE INVESTMENT ACT OF 1998.

13 (a) *Council on workforce investment.*

14 1. 'Functions.' During the period beginning on the effective date of this
15 subdivision and ending on June 30, 2000, all functions of the governor's council on
16 workforce excellence under the federal Job Training Partnership Act, 29 USC 1501
17 to 1798, shall continue as the functions of the council on workforce investment
18 established under 29 USC 2821.

19 2. 'Members.' All members of the governor's council on workforce excellence
20 who are serving in that capacity on the day before the effective date of this
21 subdivision shall continue that service as members of the council on workforce
22 investment established under 29 USC 2821, unless the governor appoints members
23 to replace those members.

24 (b) *Local workforce development boards.*

1 1. ‘Functions.’ During the period beginning on the effective date of this
2 subdivision and ending on June 30, 2000, all functions of a private industry council
3 that is established under the federal Job Training Partnership Act, 29 USC 1501 to
4 1798, for a service delivery area designated under 29 USC 1511 shall continue as the
5 functions of the local workforce development board that is established under 29 USC
6 2832 for the identical local area designated under 29 USC 2831.

7 2. ‘Members.’ All members of a private industry council that is established
8 under the federal Job Training Partnership Act, 29 USC 1501 to 1798, for a service
9 delivery area designated under 29 USC 1511 who are serving in that capacity on the
10 day before the effective date of this subdivision shall continue that service as
11 members of the local workforce development board that is established under 29 USC
12 2832 for the identical local area designated under 29 USC 2831, unless the governor
13 appoints members to replace those members.

14 3. ‘Assets and liabilities.’ On the effective date of this subdivision, the assets
15 and liabilities of a private industry council that is established under the federal Job
16 Training Partnership Act, 29 USC 1501 to 1798, for a service delivery area
17 designated under 29 USC 1511 shall become the assets and liabilities of the local
18 workforce development board that is established under 29 USC 2832 for the identical
19 local area designated under 29 USC 2831.

20 4. ‘Tangible personal property.’ On the effective date of this subdivision, all
21 tangible personal property of a private industry council that is established under the
22 federal Job Training Partnership Act, 29 USC 1501 to 1798, for a service delivery
23 area designated under 29 USC 1511 is transferred to the local workforce
24 development board that is established under 29 USC 2832 for the identical local area
25 designated under 29 USC 2831.

1 5. ‘Pending matters.’ Any matter pending with a private industry council that
2 is established under the federal Job Training Partnership Act, 29 USC 1501 to 1798,
3 for a service delivery area designated under 29 USC 1511 is transferred to the local
4 workforce development board that is established under 29 USC 2832 for the identical
5 local area designated under 29 USC 2831. All materials submitted to or actions
6 taken by that private industry council with respect to a pending matter are
7 considered as having been submitted to or taken by that local workforce development
8 board.

9 6. ‘Contracts.’ All contracts entered into by a private industry council that is
10 established under the federal Job Training Partnership Act, 29 USC 1501 to 1798,
11 for a service delivery area designated under 29 USC 1511 that are in effect on the
12 effective date of this subdivision remain in effect and are transferred to the local
13 workforce development board that is established under 29 USC 2832 for the identical
14 local area designated under 29 USC 2831. That local workforce development board
15 shall carry out any obligations under such a contract unless the contract is modified
16 or rescinded by the local workforce development board to the extent allowed under
17 the contract.

18 (3e) UNIFIED PROGRAM ELIGIBILITY. The department of workforce development,
19 in coordination with the departments of health and family services and public
20 instruction, shall develop a proposal and implementation plan for a simplified and
21 unified application process for medical assistance under subchapter IV of chapter 49
22 of the statutes, badger care under section 49.665 of the statutes, the food stamp
23 program under 7 USC 2011 to 2036, the school lunch program under section 115.34
24 of the statutes and the supplemental food program for women, infants and children
25 under section 253.06 of the statutes. Not later than July 1, 2000, the departments

1 shall submit the proposal and implementation plan to the joint committee on finance.
2 If, within 14 days after receiving the proposal, the cochairpersons of the committee
3 do not notify the departments that the committee has scheduled a meeting for the
4 purpose of reviewing the proposal and implementation plan, the departments shall
5 implement the proposal in accordance with the implementation plan. If, within 14
6 days after receiving the proposal and implementation plan, the cochairpersons of the
7 committee notify the departments that a meeting has been scheduled for the purpose
8 of reviewing the proposal and implementation plan, the departments may not
9 implement the proposal except as approved by the committee.

10 (3x) DISTRIBUTION OF TECHNICAL PREPARATION FUNDING. From the appropriation
11 under section 20.445 (7) (kb) of the statutes, as affected by this act, the governor's
12 work-based learning board shall distribute \$1,646,100 in fiscal year 1999–2000 to
13 the technical preparation consortia established under section 118.34 (2) (b) of the
14 statutes. Of that amount, the governor's work-based learning board shall distribute
15 \$70,000 to each of those consortia and shall distribute \$526,100 to those consortia
16 based on the number of 10th grade students in each consortium and the number of
17 high schools located within the technical college district of each consortium.

18 **SECTION 9158. Nonstatutory provisions; other.**

19 (2m) EDUCATIONAL APPROVAL BOARD.

20 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
21 liabilities of the higher educational aids board primarily related to the functions of
22 the educational approval board, as determined by the secretary of administration,
23 shall become the assets and liabilities of the department of veterans affairs.

24 (b) *Employe transfers.* All incumbent employes holding positions in the higher
25 educational aids board performing duties primarily related to the functions of the

1 educational approval board, as determined by the secretary of administration, are
2 transferred on the effective date of this paragraph to the department of veterans
3 affairs.

4 (c) *Employe status.* Employes transferred under paragraph (b) have all the
5 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
6 statutes in the department of veterans affairs that they enjoyed in the higher
7 educational aids board immediately before the transfer. Notwithstanding section
8 230.28 (4) of the statutes, no employe so transferred who has attained permanent
9 status in class is required to serve a probationary period.

10 (d) *Tangible personal property.* On the effective date of this paragraph, all
11 tangible personal property, including records, of the higher educational aids board
12 that is primarily related to the functions of the educational approval board, as
13 determined by the secretary of administration, is transferred to the department of
14 veterans affairs.

15 (e) *Contracts.* On the effective date of this paragraph, all contracts entered into
16 by the higher educational aids board that are in effect on the effective date of this
17 paragraph and that are primarily related to the functions of the educational approval
18 board, as determined by the secretary of administration, remain in effect and are
19 transferred to the department of veterans affairs. The department of veterans
20 affairs shall carry out any such contractual obligations until modified or rescinded
21 by the department of veterans affairs to the extent allowed under the contract.

22 (7tw) SPECIAL TRANSFER AID REPORT.

23 (a) By May 1, 2000, the board of school directors of the school district operating
24 under chapter 119 of the statutes shall submit a report to the joint committee on

1 finance for its approval under paragraph (b). The report shall include all of the
2 following:

3 1. A strategy for achieving the percentages specified under section 121.85 (6)
4 (am) of the statutes, as created by this act.

5 2. A facility plan specifying the neighborhood schools that are needed, the
6 location of specialty schools and the estimated cost of the facility plan.

7 3. Other means by which the pupil capacity of neighborhood schools will be
8 expanded, which could include remodeling and use of nontraditional facilities.

9 4. Specific plans for establishing neighborhood schools and replicating or
10 relocating specialty schools throughout the school district in order to increase the
11 number of pupils attending neighborhood schools.

12 5. A description of the alternative settings, which are in compliance, as defined
13 in section 115.33 (1) (a) of the statutes, that will be used for educating pupils.

14 (b) The joint committee on finance shall review the report under paragraph (a)
15 and may modify the report. The committee shall approve the report, and any
16 modifications to the report, by September 1, 2000.

17 (c) Notwithstanding section 121.85 (6) (ar) of the statutes, as created by this
18 act, the department of public instruction may not distribute any aid under section
19 121.85 (6) (ar) of the statutes, as created by this act, to the board of school directors
20 of the school district operating under chapter 119 of the statutes in the 2000–01 fiscal
21 year until the report is approved by the joint committee on finance under paragraph
22 (b).

23 (7x) TRUST LANDS IN TAX INCREMENTAL DISTRICT; GOVERNOR'S CONCURRENCE.

24 (a) Except as provided in paragraph (b), the governor may not concur with the
25 determination of the U.S. secretary of the interior, as described in 25 USC 2719 (b)

1 (1) (A), that a gaming establishment on land acquired by the secretary in trust for
2 an Indian tribe after October 17, 1988, would not be detrimental to the surrounding
3 area if the land on which the gaming establishment is located, or is proposed to be
4 located, is in a tax incremental district.

5 (b) The prohibition on concurrence under paragraph (a) does not apply if the
6 governor determines that appropriate arrangements have been made to ensure that
7 the life of the tax incremental district described in paragraph (a) will not be extended
8 for a greater number of years than the district would have existed if the land on which
9 the gaming establishment is located, or is proposed to be located, were not part of the
10 tax incremental district.

11 (8c) REPORT ON ENVIRONMENTAL LAW ENFORCEMENT TRAINING. The department of
12 justice and the department of natural resources shall jointly review educational
13 materials and training objectives prepared by the Midwest Environmental
14 Enforcement Association. The review shall be conducted in consultation with
15 instructors and other staff from law enforcement training academies. The
16 department of justice and the department of natural resources shall jointly prepare
17 a written report of their review and shall submit the report to the cochairpersons of
18 the joint committee on finance for consideration at the 2nd quarterly meeting of the
19 committee under section 13.10 of the statutes in the year 2000. The report shall
20 include recommendations concerning all of the following:

21 (a) Using the Roll Call Law format of the department of justice to produce an
22 environmental law enforcement training video for distribution to law enforcement
23 agencies and law enforcement training academies.

24 (b) Developing an environmental law enforcement training seminar for
25 presentation at regional training events.

1 (c) Producing an environmental law enforcement training presentation in
2 optical disk or electronic format.

3 (d) Using techniques of distance education, as defined in section 24.60 (1g) of
4 the statutes, to provide environmental law enforcement training.

5 (e) Funding any environmental law enforcement training proposals under
6 paragraphs (a) to (d) using law enforcement training funds from the department of
7 justice and fish and wildlife funds and environmental funds from the department of
8 natural resources.

9 (8zo) ELECTED MEMBERS, CITIZEN MEMBERS OF LOCAL PLANNING COMMISSIONS.

10 (a) Notwithstanding section 62.23 (1) (c), 1997 stats., an alderperson, village
11 board member or town board member who is elected by his or her colleagues in April
12 1999 to serve on a city, village or town planning commission under section 62.23 (1)
13 (b), 1997 stats., may serve on the planning commission until April 2000.

14 (b) A citizen member of a city, village or town planning commission who is
15 appointed under section 62.23 (1) (c), 1997 stats., may serve on the planning
16 commission until the expiration of the term to which he or she was appointed.

17 **SECTION 9201. Appropriation changes; administration.**

18 (2b) RESERVE FOR CANCELED DRAFTS. On the effective date of this subsection, all
19 moneys that are reserved under section 20.912 (2), 1997 stats., for the payment of
20 canceled checks, share drafts and other drafts under section 20.912 (3), 1997 stats.,
21 shall revert to the fund from which the canceled checks, share drafts and other drafts
22 were drawn and are available for appropriation.

23 (2f) FEDERAL INTEREST REIMBURSEMENT LAPSE. Notwithstanding section 20.001
24 (3) (a) of the statutes, no later than the first day of the 2nd month beginning after
25 the effective date of this subsection, there is lapsed to the general fund from the

1 appropriation account under section 20.505 (1) (ma) of the statutes the amount
2 determined by the secretary of administration under SECTION 9101 (19f) of this act.

3 (2m) TRANSFER OF FUNDS FOR ANTI-DRUG ENFORCEMENT; ADMINISTRATION.

4 Immediately before the transfer under section 20.505 (6) (j) 13. of the statutes, as
5 created by this act, to section 20.505 (6) (k) of the statutes, as affected by this act,
6 there is transferred from the appropriation account under section 20.505 (6) (k) of the
7 statutes, as affected by this act, to the appropriation account under section 20.505
8 (6) (j) of the statutes, as created by this act, an amount equal to 80% of the
9 unencumbered balance in the appropriation account under section 20.505 (6) (k),
10 1997 stats., at the end of the 1998–99 fiscal year.

11 (2n) TRANSFER OF FUNDS FOR ANTI-DRUG ENFORCEMENT; LOCAL ASSISTANCE.

12 Immediately before the transfer under section 20.505 (6) (j) 3. of the statutes, as
13 created by this act, to section 20.505 (6) (kp) of the statutes, as affected by this act,
14 the following amounts shall be transferred from the appropriation account under
15 section 20.505 (6) (kp) of the statutes, as affected by this act, to the appropriation
16 account under section 20.505 (6) (j) of the statutes, as created by this act:

17 (a) An amount equal to 80% of the unencumbered balance in the appropriation
18 account under section 20.505 (6) (g), 1997 stats., at the end of the 1998–99 fiscal year.

19 (b) An amount equal to the moneys credited to the appropriation account under
20 section 20.505 (6) (g), 1997 stats., between July 1, 1999, and the effective date of this
21 paragraph.

22 (2p) TRANSFER OF FUNDS FOR ANTI-DRUG ENFORCEMENT; STATE AGENCIES.

23 Immediately before the transfer under section 20.505 (6) (j) 14. of the statutes, as
24 created by this act, to section 20.505 (6) (kt) of the statutes, as affected by this act,
25 there is transferred from the appropriation account under section 20.505 (6) (kt) of

1 the statutes, as affected by this act, to the appropriation account under section
2 20.505 (6) (j) of the statutes, as created by this act, an amount equal to 80% of the
3 unencumbered balance in the appropriation account under section 20.505 (6) (h),
4 1997 stats., at the end of the 1998–99 fiscal year.

5 (2x) MOBILE HOME PARKS, DEALERS AND SALESPERSONS. On the effective date of
6 this subsection, the unencumbered balance in the appropriation account under
7 section 20.505 (7) (jf) of the statutes, as affected by the acts of 1999, is transferred
8 to the appropriation account under section 20.143 (3) (j) of the statutes, as affected
9 by the acts of 1999.

10 **SECTION 9202. Appropriation changes; adolescent pregnancy**
11 **prevention and pregnancy services board.**

12 **SECTION 9203. Appropriation changes; aging and long-term care**
13 **board.**

14 **SECTION 9204. Appropriation changes; agriculture, trade and**
15 **consumer protection.**

16 (1) PLANT PEST DETECTION. The unencumbered balance in the appropriation
17 account under section 20.115 (7) (j), 1997 stats., is transferred to the appropriation
18 account under section 20.115 (7) (ja) of the statutes, as created by this act.

19 (2) AGRICULTURAL CHEMICAL CLEANUP FUND TRANSFER. There is transferred from
20 the agricultural chemical cleanup fund to the general fund \$500,000 in fiscal year
21 1999–00 and \$500,000 in fiscal year 2000–01.

22 **SECTION 9205. Appropriation changes; arts board.**

23 **SECTION 9206. Appropriation changes; boundary area commission,**
24 **Minnesota-Wisconsin.**

25 **SECTION 9207. Appropriation changes; building commission.**

1 **SECTION 9208. Appropriation changes; child abuse and neglect**
2 **prevention board.**

3 **SECTION 9209. Appropriation changes; circuit courts.**

4 **SECTION 9210. Appropriation changes; commerce.**

5 (1) PHYSICIAN AND HEALTH CARE PROVIDER LOAN ASSISTANCE PROGRAMS TRANSFER.
6 On the effective date of this subsection, the unencumbered balance of the
7 appropriation account of the department of commerce under section 20.143 (1) (f) of
8 the statutes, as affected by this act, immediately before the effective date of this
9 subsection is transferred to the appropriation account of the department of
10 commerce under section 20.143 (1) (kr) of the statutes, as affected by this act.

11 **SECTION 9211. Appropriation changes; corrections.**

12 (2g) CORRECTIONAL OFFICER TRAINING. Immediately before the transfer under
13 section 20.505 (6) (j) 6. of the statutes, as created by this act, to section 20.410 (1) (kp)
14 of the statutes, as affected by this act, there is transferred from the appropriation
15 account under section 20.410 (1) (kp) of the statutes, as affected by this act, to the
16 appropriation account under section 20.505 (6) (j) of the statutes, as created by this
17 act, an amount equal to the moneys credited to the appropriation account under
18 section 20.410 (1) (jp), 1997 stats., between July 1, 1999, and the effective date of this
19 subsection.

20 **SECTION 9212. Appropriation changes; court of appeals.**

21 **SECTION 9213. Appropriation changes; educational communications**
22 **board.**

23 **SECTION 9214. Appropriation changes; elections board.**

24 **SECTION 9215. Appropriation changes; employe trust funds.**

1 **SECTION 9216. Appropriation changes; employment relations**
2 **commission.**

3 **SECTION 9217. Appropriation changes; employment relations**
4 **department.**

5 **SECTION 9218. Appropriation changes; ethics board.**

6 **SECTION 9219. Appropriation changes; financial institutions.**

7 **SECTION 9221. Appropriation changes; governor.**

8 **SECTION 9222. Appropriation changes; Health and Educational**
9 **Facilities Authority.**

10 **SECTION 9223. Appropriation changes; health and family services.**

11 (1) DRIVER IMPROVEMENT SURCHARGE LAPSE. Notwithstanding section 20.001 (3)
12 (c) of the statutes, on June 30, 2000, there is lapsed to the general fund \$850,000 from
13 the appropriation account of the department of health and family services under
14 section 20.435 (6) (hx) of the statutes, as affected by the acts of 1999.

15 (1w) STATE SHARE OF MEDICAL ASSISTANCE PAYMENTS. Notwithstanding section
16 20.435 (7) (bd) of the statutes, as affected by this act, the department of health and
17 family services may transfer from the appropriation under section 20.435 (7) (bd) of
18 the statutes, as affected by this act, to the appropriation under section 20.435 (4) (b)
19 of the statutes, as affected by this act, not more than \$2,279,000 in fiscal year
20 1999–00 and not more than \$6,958,300 in fiscal year 2000–01 for the purpose of
21 funding the state share of medical assistance benefits for individuals who convert
22 from the community options program under section 46.27 (7) of the statutes, as
23 affected by this act, to the medical assistance purchase plan under section 49.472 of
24 the statutes, as created by this act.

25 (2g) LAPSE OF INCOME AUGMENTATION RECEIPTS.

1 (a) Notwithstanding section 20.001 (3) (c) of the statutes, by no later than 30
2 days after the effective date of this paragraph, the secretary of administration shall
3 lapse to the general fund \$12,013,200 from the appropriation account to the
4 department of health and family services under section 20.435 (8) (mb) of the
5 statutes, as affected by the acts of 1999.

6 (b) Notwithstanding section 20.001 (3) (c) of the statutes, by no later than June
7 30, 2001, the secretary of administration shall lapse to the general fund \$6,100,000
8 from the appropriation account to the department of health and family services
9 under section 20.435 (8) (mb) of the statutes, as affected by the acts of 1999, in
10 addition to the amount lapsed under paragraph (a).

11 **SECTION 9224. Appropriation changes; historical society.**

12 **SECTION 9225. Appropriation changes; Housing and Economic**
13 **Development Authority.**

14 (1) TRANSFER FROM WISCONSIN DEVELOPMENT RESERVE FUND TO ENVIRONMENTAL
15 FUND. On the effective date of this subsection, the executive secretary of the
16 Wisconsin Housing and Economic Development Authority shall transfer from the
17 Wisconsin development reserve fund under section 234.93 of the statutes, as affected
18 by this act, to the secretary of administration for deposit in the environmental fund
19 \$4,000,000 that was appropriated to the Wisconsin development reserve fund under
20 the appropriation to the Wisconsin Housing and Economic Development Authority
21 under section 20.490 (5) (t), 1997 stats.

22 **SECTION 9226. Appropriation changes; insurance.**

23 **SECTION 9227. Appropriation changes; investment board.**

24 **SECTION 9228. Appropriation changes; joint committee on finance.**

25 **SECTION 9229. Appropriation changes; judicial commission.**

1 **SECTION 9230. Appropriation changes; justice.**

2 (1) COUNTY-TRIBAL LAW ENFORCEMENT PROGRAMS. The unencumbered balance in
3 the appropriation account under section 20.455 (2) (hm), 1997 stats., is transferred
4 to the appropriation account under section 20.505 (6) (j) of the statutes, as created
5 by this act.

6 (2m) PENALTY ASSESSMENT RECEIPTS; IMMEDIATE TRANSFER. There is transferred
7 from the appropriation account under section 20.455 (2) (i) of the statutes, as affected
8 by this act, to the appropriation account under section 20.505 (6) (j) of the statutes,
9 as created by this act, an amount equal to 90% of the unencumbered balance in the
10 appropriation account under section 20.455 (2) (i), 1997 stats., at the end of the
11 1998–99 fiscal year.

12 (3m) PENALTY ASSESSMENT RECEIPTS; 1999–2000 FISCAL YEAR TRANSFER. On June 30,
13 2000, 90% of the unencumbered balance of the appropriation account under section
14 20.455 (2) (i) of the statutes, as affected by this act, is transferred to the appropriation
15 account under section 20.505 (6) (j) of the statutes, as created by this act.

16 **SECTION 9231. Appropriation changes; legislature.**

17 **SECTION 9232. Appropriation changes; lieutenant governor.**

18 **SECTION 9233. Appropriation changes; lower Wisconsin state riverway**
19 **board.**

20 **SECTION 9234. Appropriation changes; Medical College of Wisconsin.**

21 **SECTION 9235. Appropriation changes; military affairs.**

22 (1) REGIONAL EMERGENCY RESPONSE TEAMS. Notwithstanding section 20.001 (3)
23 (c) of the statutes, on the effective date of this subsection there is lapsed to the general
24 fund \$303,900 from the appropriation account to the department of military affairs
25 under section 20.465 (3) (dr) of the statutes, as affected by the acts of 1999.

1 **SECTION 9236. Appropriation changes; natural resources.**

2 (1) BEAVER CONTROL FUNDING. Notwithstanding section 20.001 (3) (c) of the
3 statutes, on the effective date of this subsection, there is lapsed to the fish and
4 wildlife account of the conservation fund \$352,000 from the appropriation account
5 under section 20.370 (1) (Lr) of the statutes.

6 (2) SPEARFISHING ENFORCEMENT. Notwithstanding section 20.001 (3) (c) of the
7 statutes, on the effective date of this subsection, there is lapsed to the general fund,
8 from the appropriation to the department of natural resources under section 20.370
9 (5) (ea) of the statutes, an amount equal to the unencumbered balance in that
10 appropriation on the day before the effective date of this subsection.

11 (3fx) PARKS FUNDING.

12 (a) There is transferred \$1,000,000 from the parks account of the conservation
13 fund to the general fund.

14 (b) Notwithstanding section 13.101 (3) (a) of the statutes, if the department of
15 natural resources requests the joint committee on finance to supplement the
16 appropriation under section 20.370 (1) (mu) of the statutes, as affected by this act,
17 for park maintenance projects and year-round park operating costs during the
18 1999–2001 fiscal biennium, the committee may supplement the appropriation up to
19 \$1,400,000 without a finding that an emergency exists before acting upon any such
20 request.

21 **SECTION 9237. Appropriation changes; personnel commission.**

22 **SECTION 9238. Appropriation changes; public defender board.**

23 (1h) PUBLIC DEFENDER CONFERENCES AND TRAINING. Immediately before the
24 transfer under section 20.505 (6) (j) 15. of the statutes, as created by this act, to
25 section 20.550 (1) (kj) of the statutes, as affected by this act, the following amounts

1 shall be transferred from the appropriation account under section 20.550 (1) (kj) of
2 the statutes, as affected by this act, to the appropriation account under section
3 20.505 (6) (j) of the statutes, as created by this act:

4 (a) An amount equal to 90% of the unencumbered balance in the appropriation
5 account under section 20.550 (1) (j), 1997 stats., at the end of the 1998–99 fiscal year.

6 (b) An amount equal to the moneys credited to the appropriation account under
7 section 20.550 (1) (j), 1997 stats., between July 1, 1999, and the effective date of this
8 paragraph.

9 **SECTION 9239. Appropriation changes; public instruction.**

10 (1h) ALCOHOL AND OTHER DRUG ABUSE PROGRAMS IN SCHOOLS. Immediately before
11 the transfer under section 20.505 (6) (j) 4. of the statutes, as created by this act, to
12 section 20.255 (1) (kd) of the statutes, as affected by this act, the following amounts
13 shall be transferred from the appropriation account under section 20.255 (1) (kd) of
14 the statutes, as affected by this act, to the appropriation account under section
15 20.505 (6) (j) of the statutes, as created by this act:

16 (a) An amount equal to 90% of the unencumbered balance in the appropriation
17 account under section 20.255 (1) (hr), 1997 stats., at the end of the 1998–99 fiscal
18 year.

19 (b) An amount equal to the moneys credited to the appropriation account under
20 section 20.255 (1) (hr), 1997 stats., between July 1, 1999, and the effective date of this
21 paragraph.

22 (2h) AID FOR ALCOHOL AND OTHER DRUG ABUSE PROGRAMS IN SCHOOLS. Immediately
23 before the transfer under section 20.505 (6) (j) 5. of the statutes, as created by this
24 act, to section 20.255 (2) (kd) of the statutes, as affected by this act, the following
25 amounts shall be transferred from the appropriation account under section 20.255

1 (2) (kd) of the statutes, as affected by this act, to the appropriation account under
2 section 20.505 (6) (j) of the statutes, as created by this act:

3 (a) An amount equal to 90% of the unencumbered balance in the appropriation
4 account under section 20.255 (2) (g), 1997 stats., at the end of the 1998–99 fiscal year.

5 (b) An amount equal to the moneys credited to the appropriation account under
6 section 20.255 (2) (g), 1997 stats., between July 1, 1999, and the effective date of this
7 paragraph.

8 **SECTION 9240. Appropriation changes; public lands, board of**
9 **commissioners of.**

10 **SECTION 9241. Appropriation changes; public service commission.**

11 (1d) TRANSFER TO DEPARTMENT OF PUBLIC INSTRUCTION. On the effective date of
12 this subsection, there is transferred \$43,500 from the appropriation to the public
13 service commission under section 20.155 (1) (q) of the statutes, as affected by the acts
14 of 1999, to the appropriation to the department of public instruction under section
15 20.255 (1) (ke) of the statutes, as affected by the acts of 1999. On July 1, 2000, there
16 is transferred \$45,500 from the appropriation to the public service commission under
17 section 20.155 (1) (q) of the statutes, as affected by the acts of 1999, to the
18 appropriation to the department of public instruction under section 20.255 (1) (ke)
19 of the statutes, as affected by the acts of 1999.

20 **SECTION 9242. Appropriation changes; regulation and licensing.**

21 **SECTION 9243. Appropriation changes; revenue.**

22 (1) INVESTMENT AND LOCAL IMPACT FUND. There is transferred from the
23 investment and local impact fund to the appropriation account under section 20.566
24 (7) (g) of the statutes, as affected by the acts of 1999, an amount equal to the amount

1 expended from the appropriation account under section 20.566 (7) (g) of the statutes
2 during fiscal year 1998–99.

3 **SECTION 9244. Appropriation changes; secretary of state.**

4 **SECTION 9245. Appropriation changes; state fair park board.**

5 **SECTION 9246. Appropriation changes; supreme court.**

6 **SECTION 9247. Appropriation changes; technical college system.**

7 **SECTION 9248. Appropriation changes; technology for educational**
8 **achievement in Wisconsin board.**

9 **SECTION 9249. Appropriation changes; tourism.**

10 **SECTION 9250. Appropriation changes; transportation.**

11 (1) STATEWIDE PUBLIC SAFETY RADIO MANAGEMENT PROGRAM TRANSFERS.

12 (a) On July 31, 1999, or on the 30th day after the effective date of this
13 paragraph, whichever is later, there is transferred from the appropriation account
14 to the department of transportation under section 20.395 (5) (dq) of the statutes, as
15 affected by the acts of 1999, to the appropriation account to the department of
16 transportation under section 20.395 (5) (dk) of the statutes, as affected by the acts
17 of 1999, the sum of \$68,700.

18 (b) On July 31, 1999, or on the 30th day after the effective date of this
19 paragraph, whichever is later, there is transferred from the appropriation account
20 to the department of transportation under section 20.395 (3) (cq) of the statutes, as
21 affected by the acts of 1999, to the appropriation account to the department of
22 transportation under section 20.395 (5) (dk) of the statutes, as affected by the acts
23 of 1999, the sum of \$32,400.

24 (c) On July 31, 2000, there is transferred from the appropriation account to the
25 department of transportation under section 20.395 (5) (dq) of the statutes, as affected

1 by the acts of 1999, to the appropriation account to the department of transportation
2 under section 20.395 (5) (dk) of the statutes, as affected by the acts of 1999, the sum
3 of \$68,700.

4 (d) On July 31, 2000, there is transferred from the appropriation account to the
5 department of transportation under section 20.395 (3) (cq) of the statutes, as affected
6 by the acts of 1999, to the appropriation account to the department of transportation
7 under section 20.395 (5) (dk) of the statutes, as affected by the acts of 1999, the sum
8 of \$32,400.

9 (2) HAZARDOUS MATERIALS TRANSPORTATION REGISTRATION FEES. Notwithstanding
10 section 20.002 (3m) of the statutes, on the effective date of this subsection, there is
11 lapsed to the transportation fund, from the appropriation account to the department
12 of transportation under section 20.395 (4) (bh) of the statutes, as affected by this act,
13 an amount equal to the unencumbered balance in that appropriation account on the
14 day before the effective date of this subsection.

15 **SECTION 9251. Appropriation changes; treasurer.**

16 **SECTION 9252. Appropriation changes; University of Wisconsin**
17 **Hospitals and Clinics Authority.**

18 **SECTION 9253. Appropriation changes; University of Wisconsin**
19 **Hospitals and Clinics Board.**

20 **SECTION 9254. Appropriation changes; University of Wisconsin**
21 **System.**

22 **SECTION 9255. Appropriation changes; veterans affairs.**

23 **SECTION 9256. Appropriation changes; World Dairy Center Authority.**

24 **SECTION 9257. Appropriation changes; workforce development.**

1 (2) SCHOOL-TO-WORK PROGRAMS. The unencumbered balance in the
2 appropriation account under section 20.445 (1) (kb) of the statutes, as affected by this
3 act, immediately before the effective date of this subsection is transferred to the
4 appropriation account under section 20.445 (7) (kb) of the statutes, as affected by this
5 act.

6 (2g) EARNED INCOME TAX CREDIT. On the effective date of this subsection there
7 is transferred \$58,000,000 from the appropriation account under section 20.445 (3)
8 (md) of the statutes, as affected by this act, to the general fund to reimburse the
9 general fund for earned income tax credits paid for the taxable year that began on
10 January 1, 1998.

11 **SECTION 9258. Appropriation changes; other.**

12 (1d) TRANSFERS TO BUDGET STABILIZATION FUND.

13 (a) *Legislative fiscal bureau certifications.*

14 1. No later than January 31, 2000, the legislative fiscal bureau shall certify to
15 the joint committee on finance the bureau's estimate of the 1999–2000 and 2000–01
16 general fund supported expenditures for general obligation debt service.

17 2. No later than January 31, 2001, the legislative fiscal bureau shall certify to
18 the joint committee on finance the bureau's estimate of the 2000–01 general fund
19 supported expenditures for general obligation debt service.

20 (b) *Joint committee on finance passive review.*

21 1. If the cochairpersons of the joint committee on finance do not notify the
22 secretary of administration that the committee has scheduled a meeting for the
23 purpose of reviewing the amounts certified under paragraph (a) 1. within 14 working
24 days after the date of the certification, the secretary of administration shall direct
25 that the transfers under paragraphs (c) and (d) be made on the basis of the estimated

1 expenditures certified by the legislative fiscal bureau. If, within 14 working days
2 after the date of the certification, the cochairpersons of the committee notify the
3 secretary of administration that the committee has scheduled a meeting for the
4 purpose of reviewing the amounts certified under paragraph (a) 1., the secretary of
5 administration shall make the transfers under paragraphs (c) and (d) only after the
6 committee has notified the secretary of administration of the estimated expenditures
7 approved by the committee, in which case the secretary of administration shall make
8 the transfers required under paragraphs (c) and (d) on the basis of the estimated
9 expenditures.

10 2. If the cochairpersons of the joint committee on finance do not notify the
11 secretary of administration that the committee has scheduled a meeting for the
12 purpose of reviewing the amounts certified under paragraph (a) 2. within 14 working
13 days after the date of the certification, the secretary of administration shall direct
14 that the transfers under paragraph (e) be made on the basis of the estimated
15 expenditures certified by the legislative fiscal bureau. If, within 14 working days
16 after the date of the certification, the cochairpersons of the committee notify the
17 secretary of administration that the committee has scheduled a meeting for the
18 purpose of reviewing the amounts certified under paragraph (a) 2., the secretary of
19 administration shall make the transfers under paragraph (e) only after the
20 committee has notified the secretary of administration of the estimated expenditures
21 approved by the committee, in which case the secretary of administration shall make
22 the transfers required under paragraph (e) on the basis of the estimated
23 expenditures.

24 (c) *Transfers based on the 1999–2000 certification of the 1999–2000*
25 *expenditures for general obligation debt service.* If the estimated 1999–2000 general

1 fund supported expenditures for general obligation debt service, as certified by the
2 legislative fiscal bureau or approved by the joint committee on finance as specified
3 under paragraph (b) 1., are less than the amount of the estimated 1999–2000
4 expenditures in the schedule under section 20.005 (1) of the statutes, as shown by
5 SECTION 171 of this act, the difference shall be transferred from the general fund to
6 the budget stabilization fund no later than June 30, 2000.

7 (d) *Transfers based on the 1999–2000 certification of the 2000–01 expenditures*
8 *for general obligation debt service.* If the estimated 2000–01 general fund supported
9 expenditures for general obligation debt service, as certified by the legislative fiscal
10 bureau or approved by the joint committee on finance as specified under paragraph
11 (b) 1., are less than the amount of the estimated 2000–01 expenditures in the
12 schedule under section 20.005 (1) of the statutes, as shown by SECTION 171 of this act,
13 the difference shall be transferred from the general fund to the budget stabilization
14 fund no later than June 30, 2001.

15 (e) *Transfers based on the 2000–01 certification of the 2000–01 expenditures for*
16 *general obligation debt service.* If the estimated 2000–01 general fund supported
17 expenditures for general obligation debt service, as certified by the legislative fiscal
18 bureau or approved by the joint committee on finance as specified under paragraph
19 (b) 2., are less than the amount of the estimated 2000–01 expenditures in the
20 schedule under section 20.005 (1) of the statutes, as affected by any amendments to
21 the schedule approved under section 20.004 (2) of the statutes, the difference shall
22 be transferred from the general fund to the budget stabilization fund no later than
23 June 30, 2001.

24 (1r) GENERAL FUND TRANSFER TO PROPERTY TAX RELIEF FUND. On June 30, 2000,
25 \$119,328,400 is transferred from the general fund to the property tax relief fund.

1 **SECTION 9301. Initial applicability; administration.**

2 **SECTION 9302. Initial applicability; adolescent pregnancy prevention**
3 **and pregnancy services board.**

4 **SECTION 9303. Initial applicability; aging and long-term care board.**

5 **SECTION 9304. Initial applicability; agriculture, trade and consumer**
6 **protection.**

7 (1) LICENSE FEES FOR VEHICLE SCALE OPERATORS. The treatment of section 98.16
8 (2) (b) of the statutes first applies to licenses issued on the effective date of this
9 subsection.

10 (2) CONSUMER INFORMATION ASSESSMENTS. The treatment of sections 59.25 (3) (f)
11 2., 59.40 (2) (m), 66.119 (1) (b) 7. c. and d. and (c) and (3) (a), (b), (c) and (d), 66.12 (1)
12 (b), 100.261, 778.02, 778.03, 778.06, 778.10, 778.105, 778.13, 778.18, 800.02 (2) (a)
13 8. and (3) (a) 5., 800.03 (3), 800.04 (2) (b) and (c), 800.09 (1) (intro.) and (a) and (2)
14 (b), 800.10 (2) (with respect to consumer information assessments), 800.12 (2),
15 814.60 (2) (ai), 814.63 (3) (ai), 973.05 (1) and (2) and 973.07 of the statutes first
16 applies to violations that occur on the effective date of this subsection.

17 **SECTION 9305. Initial applicability; arts board.**

18 **SECTION 9306. Initial applicability; boundary area commission,**
19 **Minnesota-Wisconsin.**

20 **SECTION 9307. Initial applicability; building commission.**

21 (1x) LEASE/PURCHASE OF STATE BUILDINGS. The treatment of section 20.924 (1)
22 (im) and (j) of the statutes first applies to contracts for the construction of any
23 building, structure or facility, or portion thereof, for initial occupancy by the state
24 that contain an option for the state to purchase the building, structure or facility

1 entered into, or extended, modified or renewed, on the effective date of this
2 subsection.

3 **SECTION 9308. Initial applicability; child abuse and neglect prevention**
4 **board.**

5 **SECTION 9309. Initial applicability; circuit courts.**

6 (1) LIABILITY OF CERTAIN SUBROGATED PLAINTIFFS. The treatment of sections 49.89
7 (2) and (3m) (bm), 803.03 (2) (b) and (bm) and 814.03 (3) of the statutes first applies
8 to actions or claims commenced on the effective date of this subsection.

9 (1w) FEES FOR TERMINATION OF PARENTAL RIGHTS ACTIONS. The treatment of
10 section 814.61 (1) (c) 4. of the statutes first applies to actions commenced on the
11 effective date of this subsection.

12 (1x) FEES FOR ADOPTION ACTIONS. The treatment of section 814.61 (1) (c) 5. of the
13 statutes first applies to actions commenced on the effective date of this subsection.

14 (3t) CUSTODY AND PHYSICAL PLACEMENT STUDY FEE. The treatment of section
15 814.615 (1) (a) 3. of the statutes first applies to studies ordered on the effective date
16 of this subsection.

17 **SECTION 9310. Initial applicability; commerce.**

18 (1) DEVELOPMENT ZONES CREDITS FOR JOBS CREATED OR RETAINED. The treatment
19 of sections 71.07 (2dx) (b) 4., 71.28 (1dx) (b) 4., 71.47 (1dx) (b) 4. and 560.785 (1) (b)
20 (intro.), 1. and 2., (bm), (c) (intro.) and (e) of the statutes first applies to taxable years
21 beginning on January 1, 2000.

22 (2) MAKING AN EXCEPTION RELATED TO THE DEFINITION OF FULL-TIME JOB. The
23 treatment of section 560.785 (2) (c) of the statutes first applies to taxable years
24 beginning on January 1, 2000.

1 (3x) REGISTRATION OF MOBILE HOMES. The treatment of section 101.9223 of the
2 statutes first applies to mobile homes that are not registered by the department of
3 transportation, or mobile homes the registration of which with the department of
4 transportation expires, on July 1, 2000.

5 (3yt) RISK BASED ANALYSIS AND REIMBURSEMENT CHANGES TO PETROLEUM STORAGE
6 REMEDIAL ACTION PROGRAM. The treatment of section 101.143 (2e) (c), (3) (cn), (cp), (cs)
7 and (g) and (4) (c) 11. of the statutes first applies to a discharge with respect to which
8 activities under section 101.143 (3) (c) 3. or (g) of the statutes are begun on the
9 effective date of this subsection.

10 (3yu) PETROLEUM STORAGE REMEDIAL ACTION PROGRAM DEDUCTIBLES. The
11 treatment of section 101.143 (4) (d) 2. (intro.), (dg), (dm) 2. a. and c. and (ei) 2. of the
12 statutes first applies to a person who submits a remedial action plan, that is
13 acceptable to the department of commerce or the department of natural resources,
14 on November 1, 1999.

15 (3yv) PETROLEUM STORAGE REMEDIAL ACTION PROGRAM INTEREST REIMBURSEMENT.
16 The treatment of section 101.143 (4) (c) 8. of the statutes first applies to an applicant
17 whose loan is secured on November 1, 1999.

18 (3yvf) PETROLEUM STORAGE REMEDIAL ACTION FEE REIMBURSEMENT. The treatment
19 of section 101.143 (4) (c) 11. of the statutes first applies to fees that the department
20 of natural resources or the department of commerce charges on the effective date of
21 this subsection.

22 (4x) PRIVATE SEWAGE SYSTEM REPLACEMENT OR REHABILITATION GRANT PROGRAM.
23 The treatment of section 145.245 (4) (a) and (c), (4m) (a) to (c) and (d), (5) (a) 1. (by
24 SECTION 2221m), 2. (by SECTION 2223m) and 3., (5m) (a), (7) (d) and (11m) (am), (b)
25 and (c) of the statutes first applies to applications under section 145.245 (8) of the

1 statutes that are received by the department of commerce on the effective date of this
2 subsection.

3 (5t) APPLICATIONS FOR SEWAGE SYSTEM GRANTS. The treatment of section 145.245
4 (5) (a) 1. (by SECTION 2220) and 2. (by SECTION 2222) and (c) 2., 3. and 4. of the statutes
5 first applies to applications received by the department of commerce on February 1,
6 2000.

7 **SECTION 9311. Initial applicability; corrections.**

8 (1) CONTRACTS FOR DATA ENTRY OR TELEMARKETING SERVICES. The treatment of
9 section 301.029 of the statutes first applies to contracts entered into or renewed by
10 the department of corrections on the effective date of this subsection.

11 (3g) INELIGIBILITY FOR INTENSIVE SANCTIONS PROGRAM. The treatment of sections
12 301.048 (4) (a) and 973.032 (2) (b) of the statutes, the renumbering and amendment
13 of section 301.048 (2) of the statutes and the creation of section 301.048 (2) (bm) of
14 the statutes first apply to the placement of persons in or the sentencing of persons
15 to the intensive sanctions program on the effective date of this subsection.

16 (4xt) CONSTRUCTION OF CORRECTIONAL FACILITIES BY PRIVATE PERSONS. The
17 treatment of sections 20.924 (1) (i) and 301.19 of the statutes first applies to contracts
18 for the construction of a correctional facility, or for the conversion of an existing
19 building, structure or facility or portion thereof into a correctional facility entered
20 into, or extended, modified or renewed, on the effective date of this subsection or, if
21 such construction or conversion is commenced without a contract, the treatment of
22 those sections first applies to such construction or conversion commenced on the
23 effective date of this subsection.

24 **SECTION 9312. Initial applicability; court of appeals.**

1 **SECTION 9313. Initial applicability; educational communications**
2 **board.**

3 **SECTION 9314. Initial applicability; elections board.**

4 **SECTION 9315. Initial applicability; employe trust funds.**

5 **SECTION 9316. Initial applicability; employment relations commission.**

6 **SECTION 9317. Initial applicability; employment relations department.**

7 **SECTION 9318. Initial applicability; ethics board.**

8 (1gg) IDENTIFICATION OF BUDGET BILL SUBJECTS AND OTHER LOBBYING TOPICS. The
9 treatment of section 13.67 (1) of the statutes first applies with respect to lobbying
10 communications made on July 1, 2000.

11 (1gh) REPORTING CONCERNING BUDGET BILL SUBJECTS AND OTHER LOBBYING TOPICS.
12 The treatment of section 13.68 (1) (bn) of the statutes first applies with respect to the
13 reporting period under section 13.62 (12r) of the statutes beginning on July 1, 2000.

14 **SECTION 9319. Initial applicability; financial institutions.**

15 **SECTION 9321. Initial applicability; governor.**

16 **SECTION 9322. Initial applicability; Health and Educational Facilities**
17 **Authority.**

18 **SECTION 9323. Initial applicability; health and family services.**

19 (2) SUPERVISED RELEASE AND PERIODIC REEXAMINATION OF SEXUALLY VIOLENT
20 PERSONS.

21 (ag) *Initial commitment orders.* The treatment of sections 980.06 (1) and (2) (a),
22 (b) and (c) and 980.065 (1m) of the statutes first applies to initial commitment orders
23 in cases in which judgment is entered under section 980.05 (5) of the statutes on the
24 effective date of this paragraph.

1 (ah) *Interlocutory appeals.* The treatment of section 980.05 (6) of the statutes
2 first applies to cases in which judgment is entered under section 980.05 (5) of the
3 statutes on the effective date of this paragraph.

4 (b) *Periodic reexamination.* The treatment of section 980.07 (1) of the statutes
5 (with respect to the determination to be made at the time of reexamination) first
6 applies to examinations of a sexually violent person that occur on the effective date
7 of this paragraph.

8 (bg) *Petitions for supervised release.* The treatment of section 980.08 (1) of the
9 statutes first applies to persons committed under section 980.06 of the statutes, as
10 affected by this act, in cases in which judgment is entered under section 980.05 (5)
11 of the statutes on the effective date of this paragraph.

12 (bh) *Orders for supervised release.* The treatment of section 980.06 (2) (d) of the
13 statutes (with respect to the duties of the department of health and family services
14 under a supervised release order) first applies to orders for supervised release issued
15 under section 980.08 of the statutes, as affected by this act, on the effective date of
16 this paragraph.

17 (cg) *Revocation of supervised release.* The treatment of section 980.06 (2) (d)
18 of the statutes (with respect to time for submitting a statement showing probable
19 cause for a detention and a petition for revocation of supervised release) first applies
20 to detentions commencing on the effective date of this paragraph.

21 (ch) *Victim notification.* The treatment of sections 950.04 (1v) (xm) and 980.11
22 (2) (intro.) of the statutes first applies to the placement of a person on supervised
23 release under section 980.08 of the statutes, as affected by this act, on the effective
24 date of this paragraph.

1 (3) COMMUNITY-BASED RESIDENTIAL FACILITY CLIENT REFERRALS. The treatment of
2 section 50.035 (7) (c) of the statutes first applies to applications for admission to a
3 community-based residential facility made on the effective date of this subsection.

4 (4) ELIGIBILITY FOR COVERAGE UNDER THE HEALTH INSURANCE RISK-SHARING PLAN.
5 The renumbering and amendment of section 149.12 (2) (d) of the statutes and the
6 creation of section 149.12 (2) (d) 2. of the statutes (with respect to a person who has
7 coverage under the health insurance risk-sharing plan when he or she attains age
8 65) first apply to persons who attain age 65 on the effective date of this subsection.

9 (9) TRANSFER OF RADIATION INSTALLATION. The treatment of section 254.35 (2) of
10 the statutes first applies to transfers of radiation installations that are made 16 days
11 after the effective date of this subsection.

12 (10) FORFEITURES FOR RADIATION VIOLATIONS. The treatment of section 254.45 of
13 the statutes first applies to violations committed on the effective date of this
14 subsection.

15 (11) ESTATE RECOVERY.

16 (a) The treatment of section 49.496 (2) (title), (a), (b) 3., (c) 1., (f) 3. and 4. and
17 (h) of the statutes first applies with respect to an individual who received medical
18 assistance on the effective date of this paragraph.

19 (b) The treatment of section 49.496 (3) (a) 2. d. of the statutes first applies with
20 respect to services provided under section 49.46 (2) (b) 6. j. of the statutes on the
21 effective date of this paragraph.

22 (11m) CONSOLIDATED CONTRACTS. The treatment of section 46.036 (8) of the
23 statutes first applies to contracts entered into on the effective date of this subsection.

24 (11t) LEAD SCREENING PERFORMANCE STANDARDS. The treatment of section 49.45
25 (22) of the statutes first applies to contracts that take effect on January 1, 2000.

1 (12g) SPECIAL NEEDS ADOPTION. The treatment of section 48.833 (3) of the
2 statutes first applies to children who are placed for adoption on the effective date of
3 this subsection.

4 (12h) PERMANENCY PLANS. The treatment of section 48.38 (4) (dm) of the
5 statutes, the amendment of section 48.38 (4) (d) of the statutes and the creation of
6 section 48.38 (4) (d) 1m. of the statutes first apply to permanency plans filed on the
7 effective date of this subsection.

8 (12z) HEALTH INSURANCE RISK-SHARING PLAN.

9 (a) The treatment of sections 149.14 (2) (a), (3) (d), (4) (n), (4c) (b), (5) (title) and
10 (e) and (8) (a) and 149.17 (2) of the statutes first applies to policies issued or renewed
11 on January 1, 2000.

12 (b) The treatment of section 149.145 of the statutes (as it relates to requiring
13 board approval of the program budget) first applies to the program budget
14 established for fiscal year 2000–01.

15 (c) The treatment of section 149.16 (5) of the statutes first applies to contracts
16 entered into on the effective date of this paragraph.

17 **SECTION 9324. Initial applicability; historical society.**

18 **SECTION 9325. Initial applicability; Housing and Economic**
19 **Development Authority.**

20 (1g) FARM ASSETS REINVESTMENT MANAGEMENT LOAN GUARANTEES. The treatment
21 of section 234.91 (5) (a) of the statutes first applies to loans, the collection of which
22 is guaranteed on the effective date of this subsection.

23 **SECTION 9326. Initial applicability; insurance.**

24 **SECTION 9327. Initial applicability; investment board.**

25 **SECTION 9328. Initial applicability; joint committee on finance.**

1 **SECTION 9329. Initial applicability; judicial commission.**

2 **SECTION 9330. Initial applicability; justice.**

3 **SECTION 9331. Initial applicability; legislature.**

4 **SECTION 9332. Initial applicability; lieutenant governor.**

5 **SECTION 9333. Initial applicability; lower Wisconsin state riverway**
6 **board.**

7 **SECTION 9334. Initial applicability; Medical College of Wisconsin.**

8 **SECTION 9335. Initial applicability; military affairs.**

9 **SECTION 9336. Initial applicability; natural resources.**

10 (1) WILD ANIMAL FARM LICENSE FEES AND SURCHARGES. The treatment of section
11 29.563 (9) (a) 2., 3., 5. and 10., (b) and (c) of the statutes first applies to licenses issued
12 on the effective date of this subsection.

13 (1k) HAZARDOUS WASTE GENERATOR FEE. The treatment of section 289.67 (2) (b)
14 1. and 2. of the statutes first applies to fees assessed on May 1, 2000.

15 (2) BONUS DEER HUNTING PERMITS. The treatment of sections 29.181 (2m), 29.559
16 (1r) and 29.563 (14) (c) 4. of the statutes first applies to bonus deer hunting permits
17 issued on the effective date of this subsection.

18 (4) SNOWMOBILE TRAIL USE STICKERS. The treatment of section 350.12 (3j) (b) of
19 the statutes first applies to snowmobile trail use stickers issued on the effective date
20 of this subsection.

21 (5) BOAT CERTIFICATION AND REGISTRATION PERIODS. The treatment of section
22 30.52 (2) and (3) (b), (c), (d), (e), (f), (fm), (h), (i) and (im) of the statutes first applies
23 to certificates of number or registration issued or renewed on the effective date of this
24 subsection.

1 (9c) WILD TURKEY HUNTING LICENSES. The treatment of section 29.164 (3) (ci) and
2 (cm) of the statutes first applies to wild turkey hunting licenses issued on the
3 effective date of this subsection.

4 (9d) TIMBER SALES. The treatment of sections 28.05 (2), 28.11 (6) (b) 1. and 28.22
5 of the statutes first applies to timber sales occurring on the effective date of this
6 subsection.

7 (9t) BOAT REGISTRATION SURCHARGES. The treatment of section 30.52 (3e) of the
8 statutes first applies to applications for the issuance or renewal of a certificate of
9 number or registration made on the effective date of this subsection.

10 **SECTION 9337. Initial applicability; personnel commission.**

11 **SECTION 9338. Initial applicability; public defender board.**

12 **SECTION 9339. Initial applicability; public instruction.**

13 (2) INTERDISTRICT TRANSFER PUPILS AND REVENUE LIMITS. The treatment of
14 sections 121.004 (7) (a) (intro.) and (f), 121.05 (1) (a) 11. and 121.85 (6) (a) 2., (b) 1.
15 and (f) of the statutes first applies to the distribution of state aid in, and to the
16 revenue limits for, the 2000–01 school year.

17 (3) DISTRIBUTION OF SCHOOL AID AND REVENUE LIMITS. The treatment of sections
18 121.07 (7) (b), 121.105 (2) (a) 1., 121.90 (2) (intro.), 121.905 (3) (a) 1., 121.91 (3) (d)
19 and 121.92 (title), (1) and (2) (a), (b) and (e) of the statutes, the renumbering and
20 amendment of section 121.905 (4) of the statutes and the creation of section 121.905
21 (4) (b) 2. of the statutes first apply to the distribution of school aid in, and to the
22 revenue limits for, the 1999–2000 school year.

23 (4) HANDICAPPED EDUCATION AID REIMBURSEMENT.

1 (a) The treatment of sections 115.88 (1m) (a) and (b) and (2), 115.882, 115.93
2 (1) and (2) and 118.255 (4) of the statutes first applies to state aid paid in the
3 1999–2000 school year.

4 (b) The treatment of section 115.88 (1m) (am) and (2m) of the statutes first
5 applies to state aid paid in the 2000–01 school year.

6 (5) STATE AID CALCULATION. The treatment of sections 121.05 (1) (a) 4. and 9. and
7 121.07 (1) (a) of the statutes first applies to state aid distributed in the 1999–2000
8 school year.

9 (7c) MILWAUKEE PARENTAL CHOICE PROGRAM. The treatment of section 119.23 (2)
10 (a) 1. of the statutes first applies to pupils who attend a private school under section
11 119.23 of the statutes in the 1998–99 school year.

12 (7h) STATE AID; MILWAUKEE PARENTAL CHOICE PROGRAM AND MILWAUKEE CHARTER
13 SCHOOLS. The treatment of section 121.08 (4) of the statutes first applies to state aid
14 distributed in the 1999–2000 school year.

15 **SECTION 9340. Initial applicability; public lands, board of**
16 **commissioners of.**

17 **SECTION 9341. Initial applicability; public service commission.**

18 **SECTION 9342. Initial applicability; regulation and licensing.**

19 (2) HEARING INSTRUMENT SPECIALIST LICENSES. The treatment of sections 440.08
20 (2) (a) 38. and 459.09 of the statutes first applies to hearing instrument specialist
21 licenses that expire on February 1, 2000.

22 **SECTION 9343. Initial applicability; revenue.**

23 (1) HOMESTEAD CREDIT, WISCONSIN WORKS. The treatment of section 71.54 (2) (a)
24 (intro.) of the statutes first applies to taxable years beginning on January 1 of the
25 year in which this subsection takes effect, except that if this subsection takes effect

1 after July 31, the treatment of section 71.54 (2) (a) (intro.) of the statutes first applies
2 to taxable years beginning on January 1 of the year following the year in which this
3 subsection takes effect.

4 (2) DEVELOPMENT ZONES JOBS CREDIT, CERTIFICATION REQUIREMENT. The treatment
5 of sections 71.07 (2dj) (am) 3., 71.28 (1dj) (am) 3. and 71.47 (1dj) (am) 3. of the statutes
6 first applies to taxable years beginning on January 1 of the year in which this
7 subsection takes effect, except that if this subsection takes effect after July 31 the
8 treatment of sections 71.07 (2dj) (am) 3., 71.28 (1dj) (am) 3. and 71.47 (1dj) (am) 3.
9 of the statutes first applies to taxable years beginning on January 1 of the year
10 following the year in which this subsection takes effect.

11 (2g) INCOME AND FRANCHISE TAX RETURN; ENDANGERED RESOURCES DONATION. The
12 treatment of sections 20.370 (1) (fs), 20.566 (1) (hp), 25.29 (1) (a) and 71.30 (10) of the
13 statutes (as it relates to an endangered resources donation designation on a
14 corporate income and franchise tax return) first applies to taxable years beginning
15 on January 1, 2000.

16 (3) TUITION EXPENSE DEDUCTION, LIMITATIONS AND PRORATION. The treatment of
17 section 71.05 (6) (b) 28. f. of the statutes first applies to taxable years beginning on
18 January 1 of the year in which this subsection takes effect, except that if this
19 subsection takes effect after July 31 the treatment of section 71.05 (6) (b) 28. f. of the
20 statutes first applies to taxable years beginning on January 1 of the year following
21 the year in which this subsection takes effect.

22 (4) ITEMIZED DEDUCTION CREDIT, EDUCATIONAL EXPENSES. The treatment of section
23 71.07 (5) (a) 8. of the statutes first applies to taxable years beginning on January 1
24 of the year in which this subsection takes effect, except that if this subsection takes
25 effect after July 31 the treatment of section 71.07 (5) (a) 8. of the statutes first applies

1 to taxable years beginning on January 1 of the year following the year in which this
2 subsection takes effect.

3 (5) TREATMENT OF DEDUCTIONS FOR REPAYMENTS OF SUPPLEMENTAL UNEMPLOYMENT
4 COMPENSATION FOR NONRESIDENTS. The treatment of section 71.05 (6) (a) 12. of the
5 statutes (as it relates to repayments of supplemental unemployment compensation)
6 first applies to taxable years beginning on January 1 of the year in which this
7 subsection takes effect, except that if this subsection takes effect after July 31 the
8 treatment of section 71.05 (6) (a) 12. of the statutes (as it relates to repayments of
9 supplemental unemployment compensation) first applies to taxable years beginning
10 on January 1 of the year following the year in which this subsection takes effect.

11 (6) REFUND TO INDIAN TRIBES OF CIGARETTE TAXES. The treatment of sections
12 139.323 (intro.) and 139.325 of the statutes first applies to taxes imposed on the first
13 day of the 2nd month commencing after the effective date of this subsection.

14 (7) CHANGE OF TOBACCO PRODUCTS TAX TO EXCISE TAX. The treatment of sections
15 139.76 (1) and (2), 139.803, 139.805 and 139.82 (8) of the statutes first applies to
16 claims for refunds of tobacco product taxes filed and to tobacco product taxes imposed
17 on the first day of the 2nd month commencing after the effective date of this
18 subsection.

19 (8) SALES AND USE TAX LATE FILING FEE. The treatment of section 77.60 (2) (intro.)
20 of the statutes first applies to returns that are filed for periods beginning after
21 September 30, 1999.

22 (9) INCOME TAX REFUNDS; FORMERLY MARRIED PERSONS. The treatment of section
23 71.75 (8) of the statutes first applies to a judgment of divorce that is entered on the
24 effective date of this subsection.

1 (13) TRANSFER OF CONTAMINATED LANDS. The treatment of section 75.17 of the
2 statutes first applies to land for which a tax certificate is issued on the effective date
3 of this subsection.

4 (13m) CHANGES TO METHOD OF TAXING CERTAIN TRUSTS. The treatment of sections
5 71.02 (1) and 71.14 (3) (intro.), (a) and (b) and (3m) of the statutes first applies to
6 taxable years beginning on January 1 of the year following the year in which this
7 subsection takes effect.

8 (14) CHARGE-BACK OF CANCELED DELINQUENT PROPERTY TAXES. The treatment of
9 section 75.105 (3) of the statutes first applies to taxable years beginning on January
10 1 of the year in which this subsection takes effect, except that if this subsection takes
11 effect after July 31 the treatment of section 75.105 (3) of the statutes first applies to
12 taxable years beginning on January 1 of the year following the year in which this
13 subsection takes effect.

14 (16) COLLECTED TAXES RETAINED BY THE STATE. The treatment sections 20.835 (4)
15 (g) and 77.76 (3) and (4) of the statutes first applies to the distribution of county sales
16 tax revenues to counties on the first day of the first month beginning after
17 publication.

18 (20) MODIFICATION OF THE INDIVIDUAL INCOME TAX SYSTEM. The treatment of
19 sections 71.01 (16) and 71.07 (5) (a) 7. of the statutes first applies to taxable years
20 beginning on January 1, 2000.

21 (20tx) INCOME TAX FILING THRESHOLDS. The treatment of section 71.03 (2) (a) 1.
22 of the statutes first applies to taxable years beginning on January 1 of the year in
23 which this subsection takes effect, except that if this subsection takes effect on or
24 after October 1 this act first applies to taxable years beginning on January 1 of the
25 year following the year in which this subsection takes effect.

1 (22c) SUSTAINABLE URBAN DEVELOPMENT ZONE CREDIT. The treatment of sections
2 71.05 (6) (a) 15., 71.07 (2dy), 71.08 (1) (intro.), 71.10 (4) (gv), 71.21 (4), 71.26 (2) (a),
3 71.28 (1dy), 71.30 (3) (eon), 71.34 (1) (g), 71.45 (2) (a) 10., 71.47 (1dy) and 71.49 (1)
4 (eon) of the statutes first applies to taxable years beginning on January 1 of the year
5 in which this subsection takes effect except that if this subsection takes effect after
6 July 31 the treatment of sections 71.05 (6) (a) 15., 71.07 (2dy), 71.08 (1) (intro.), 71.10
7 (4) (gv), 71.21 (4), 71.26 (2) (a), 71.28 (1dy), 71.30 (3) (eon), 71.34 (1) (g), 71.45 (2) (a)
8 10., 71.47 (1dy) and 71.49 (1) (eon) of the statutes first applies to taxable years
9 beginning on January 1 of the year following the year in which this subsection takes
10 effect.

11 (22d) DEVELOPMENT ZONES CREDIT. The treatment of sections 71.07 (2dx) (b)
12 (intro.), 71.28 (1dx) (b) (intro.) and 71.47 (1dx) (b) (intro.) of the statutes first applies
13 to taxable years beginning on January 1 of the year in which this subsection takes
14 effect except that if this subsection takes effect after July 31 the treatment of sections
15 71.07 (2dx) (b) (intro.), 71.28 (1dx) (b) (intro.) and 71.47 (1dx) (b) (intro.) of the
16 statutes first applies to taxable years beginning on January 1 of the year following
17 the year in which this subsection takes effect.

18 (22f) TRANSITIONAL ADJUSTMENT FEE CREDIT. The treatment of section 76.91 (1m)
19 of the statutes first applies retroactively to transitional adjustment fees paid in May
20 1998.

21 (22t) PARTNERSHIPS AND LIMITED LIABILITY COMPANIES. The treatment of sections
22 71.22 (11), 71.23 (1), 71.25 (15), 71.43 (1) and 71.45 (6) of the statutes first applies
23 to taxable years beginning on January 1, 1999.

1 (22tm) PER ACRE VALUE GUIDELINES. The treatment of section 73.03 (2a) of the
2 statutes first applies to per acre value guidelines related to the property tax
3 assessments as of January 1, 2000.

4 (23c) AD VALOREM TAXPAYERS, COMPUTER EXEMPTIONS. The treatment of sections
5 76.025 (1) and 76.03 (1) of the statutes first applies to the property tax assessments
6 as of January 1, 2000.

7 (23v) DEPRECIATION DEDUCTIONS. The treatment of sections 71.01 (7r), 71.26 (3)
8 (y), 71.365 (1m) and 71.45 (2) (a) 13. of the statutes first applies to property placed
9 in service in taxable years beginning on January 1, 1999.

10 (23w) DRY CLEANING FEES. The treatment of section 77.9961 (1) and (2) of the
11 statutes, the renumbering of section 77.9961 (4) of the statutes and the creation of
12 section 77.9961 (4) (b) of the statutes (as it relates to instalment payments) first
13 apply to a license fee instalment payment that is due on April 25, 2000.

14 (23x) INTERNAL REVENUE CODE. The treatment of sections 71.01 (6) (e), (f), (g), (h),
15 (i), (j), (k), (L), (m) and (n), 71.22 (4) (e), (f), (g), (h), (i), (j), (k), (L), (m) and (n) and (4m)
16 (c), (d), (e), (f), (g), (h), (i), (j), (k) and (L), 71.26 (2) (b) 5., 6., 7., 8., 9., 10., 11., 12., 13.
17 and 14., 71.34 (1g) (e), (f), (g), (h), (i), (j), (k), (L), (m) and (n) and 71.42 (2) (d), (e), (f),
18 (g), (h), (i), (j), (k), (L) and (m) of the statutes first applies on the dates that the change
19 to the Internal Revenue Code made by Public Laws 105–178, 105–206 and 105–277
20 applies for federal income tax purposes.

21 **SECTION 9344. Initial applicability; secretary of state.**

22 **SECTION 9345. Initial applicability; state fair park board.**

23 **SECTION 9346. Initial applicability; supreme court.**

24 **SECTION 9347. Initial applicability; technical college system.**

1 (1) STATEWIDE GUIDE. The treatment of sections 20.292 (1) (d) and 38.28 (2) (b)
2 5. of the statutes first applies to state aid paid in the 1999–2000 fiscal year.

3 **SECTION 9348. Initial applicability; technology for educational**
4 **achievement in Wisconsin board.**

5 **SECTION 9349. Initial applicability; tourism.**

6 **SECTION 9350. Initial applicability; transportation.**

7 (1) CAMPING TRAILER REGISTRATION FEES. The treatment of section 341.25 (1) (gd)
8 and (i) of the statutes first applies to applications that are submitted to the
9 department of transportation on January 1, 2000.

10 (2) LATE PAYMENT FEES FOR TELEPHONIC MOTOR TRUCK REGISTRATION. The
11 treatment of section 341.19 (1) (b) of the statutes first applies to fees owed for using
12 the telephone call–in procedure under section 341.19 of the statutes on the effective
13 date of this subsection.

14 (2m) TRANSPORTATION PROJECT COMMISSION REVIEW. The treatment of section
15 13.489 (1m) (e) of the statutes first applies to major highway projects for which the
16 department of transportation commences preliminary engineering or design work or
17 studies on April 1, 2000.

18 (4) SERVICE-OF-PROCESS FEES. The treatment of section 345.09 (2) of the statutes
19 first applies to processes and notices served upon the secretary of transportation
20 under section 345.09 (1) of the statutes on the effective date of this subsection.

21 (5) DRIVING SKILLS TEST FEE. The treatment of section 343.21 (2) of the statutes
22 first applies to applications for an operator’s license or endorsement submitted to the
23 department of transportation on October 1, 1999.

1 (8) GENERAL TRANSPORTATION AIDS; TRAFFIC POLICE COSTS. The treatment of
2 section 86.303 (6) (c) 4. and (cm) of the statutes first applies to aids payable in
3 calendar year 2000.

4 (9) URBAN MASS TRANSIT OPERATING ASSISTANCE PROGRAM. The treatment of
5 section 85.20 (4m) (a) (intro.) of the statutes first applies to aid allocations or aid
6 contracts for urban mass transit system operating expenses for calendar year 2000.

7 **SECTION 9351. Initial applicability; treasurer.**

8 **SECTION 9352. Initial applicability; University of Wisconsin Hospitals
9 and Clinics Authority.**

10 **SECTION 9353. Initial applicability; University of Wisconsin Hospitals
11 and Clinics Board.**

12 **SECTION 9354. Initial applicability; University of Wisconsin System.**

13 **SECTION 9355. Initial applicability; veterans affairs.**

14 (1) MORTGAGE LOANS. The treatment of section 45.76 (1) (c) of the statutes first
15 applies to applications received by the county veterans' service officer on the effective
16 date of this subsection.

17 **SECTION 9356. Initial applicability; World Dairy Center Authority.**

18 **SECTION 9357. Initial applicability; workforce development.**

19 (3) ASSIGNMENT OF RECEIVING AND DISBURSING FEES. The treatment of sections
20 767.265 (1), (2h) (by SECTION 3059) and (2r) and 767.29 (1) (d) (intro.), 1. and 2. of the
21 statutes and the amendment of section 767.265 (1m) of the statutes first apply to
22 annual receiving and disbursing fees that are ordered on the effective date of this
23 subsection.

24 (4) INCOME CALCULATION. The treatment of sections 49.145 (3) (b) 2. and 49.155
25 (1m) (b) 3. and (c) 1g. and 1h., the renumbering and amendment of section 49.155

1 (1m) (c) 1. of the statutes and the creation of section 49.155 (1m) 1. a. and b. of the
2 statutes first applies to the calculation of the income of a person who applies for the
3 Wisconsin works program on the effective date of this subsection.

4 (5) FINANCIAL PLANNING SERVICES. The treatment of section 49.143 (2) (cr) of the
5 statutes first applies to contracts entered into or renewed on the effective date of this
6 subsection.

7 (6) BASIC EDUCATION UNDER WISCONSIN WORKS. The treatment of section 49.147
8 (1m) of the statutes first applies to contracts to administer Wisconsin works that are
9 entered into or renewed on the effective date of this subsection.

10 (6d) PERFORMANCE BONUSES. The treatment of section 49.143 (3g) of the statutes
11 first applies with respect to contracts to administer Wisconsin works that have a
12 term beginning on January 1, 2002.

13 (7g) STATEWIDE ADVISORY GROUP. The treatment of section 49.143 (1) (am) 1. and
14 (3) of the statutes (with respect to consulting with a statewide advisory group) first
15 applies to performance standards established for Wisconsin works agency contracts
16 having a term beginning on January 1, 2002.

17 (8g) RETURN OF BENEFITS WITHHELD. The treatment of section 49.143 (2) (ct) of
18 the statutes first applies to contracts having a term that begins on January 1, 2000.

19 **SECTION 9358. Initial applicability; other.**

20 (2) ENVIRONMENTAL REMEDIATION TAX INCREMENTAL FINANCING. The treatment of
21 section 66.462 (1) (c) and (i), (2) and (4) (a) of the statutes first applies to an
22 environmental remediation tax incremental financing district, the written
23 remediation proposal for which is approved by the political subdivision's governing
24 body on the effective date of this subsection.

1 (5f) FULL-TIME DISTRICT ATTORNEY FOR RICHLAND AND RUSK COUNTIES. The
2 treatment of section 978.01 (2) (b) of the statutes first applies to the district attorneys
3 elected at the year 2000 general election.

4 (5x) HUMAN BIOLOGICAL SPECIMENS FOR DEOXYRIBONUCLEIC ACID ANALYSIS. The
5 treatment of sections 973.046 (1) (intro.), (a) and (b) and (1g) and 973.047 (1) (a) and
6 (b) of the statutes first applies to sentencing proceedings that occur on the effective
7 date of this subsection.

8 (5zu) APPROVAL OF PLATS. The treatment of sections 236.11 (1) (a) and (b) and
9 236.13 (3) and (4m) of the statutes first applies to all of the following:

10 (a) A preliminary plat submitted on the effective date of this paragraph.

11 (b) A final plat submitted on the effective date of this paragraph if no
12 preliminary plat was submitted, a preliminary plat was submitted but not approved
13 or the final plat was submitted more than 24 months after the last required approval
14 of any preliminary plat submitted and approved.

15 (5zv) COMPLIANCE OF PLAT WITH COMPREHENSIVE PLAN. The treatment of section
16 236.13 (1) (c) of the statutes first applies to all of the following:

17 (a) A preliminary plat submitted on the effective date of this paragraph.

18 (b) A final plat submitted on the effective date of this paragraph if no
19 preliminary plat was submitted, a preliminary plat was submitted but not approved
20 or the final plat was submitted more than 24 months after the last required approval
21 of any preliminary plat submitted and approved.

22 (6m) PROBATION FOR OPERATING WHILE INTOXICATED OFFENSES. The renumbering
23 and amendment of section 973.09 (1) (d) of the statutes and the creation of section
24 973.09 (1) (d) 2. and 3. of the statutes first apply to offenses committed on the effective
25 date of this subsection.

1 **SECTION 9400. Effective dates; general.** Except as otherwise provided in
2 SECTIONS 9401 to 9458 of this act, this act takes effect on July 1, 1999, or on the day
3 after publication, whichever is later.

4 **SECTION 9401. Effective dates; administration.**

5 (1) TRANSFER OF NATIONAL AND COMMUNITY SERVICE BOARD. The repeal of sections
6 16.22 and 20.505 (1) (fm) of the statutes takes effect on January 1, 2000.

7 (2zt) WISCONSIN LAND COUNCIL. The treatment of section 20.505 (1) (ka) (by
8 SECTION 519) of the statutes takes effect on September 1, 2003.

9 (2zu) SOIL SURVEYS AND MAPPING. The repeal of sections 16.967 (11) and 20.505
10 (1) (ik) and (kt) of the statutes takes effect on September 1, 2005.

11 (4) ADDITIONAL BIWEEKLY PAYROLL. The repeal of section 20.865 (1) (e), (jm), (m),
12 (tm) and (x) of the statutes takes effect on June 30, 2001.

13 (5) PAY RATE OR RANGE ADJUSTMENTS. The repeal of section 20.865 (1) (cb) and
14 (ib) of the statutes takes effect on June 30, 2001.

15 (6zu) LAND USE PLANNING GRANTS. The repeal of sections 16.965 (title), (1), (2),
16 (4) and (6) and 20.505 (1) (kh) and (ki) of the statutes takes effect on July 1, 2010.

17 (6zv) WISCONSIN LAND COUNCIL. The treatment of sections 15.01 (4) (by SECTION
18 12n) and 227.01 (1) (by SECTION 2353n) of the statutes and the repeal of section
19 16.965 (3) and (5) of the statutes take effect on September 1, 2003.

20 (7g) VENDORNET FUND. The repeal and recreation of section 25.61 of the statutes
21 takes effect July 1, 2000.

22 **SECTION 9402. Effective dates; adolescent pregnancy prevention and**
23 **pregnancy services board.**

24 **SECTION 9403. Effective dates; aging and long-term care board.**

1 **SECTION 9404. Effective dates; agriculture, trade and consumer**
2 **protection.**

3 (1) FEDERAL DAIRY POLICY REFORM. The repeal of sections 20.115 (4) (cd) and
4 93.06 (12) of the statutes takes effect on July 1, 2001.

5 (2) RABIES CONTROL TRAINING FEES. The repeal and recreation of section 20.115
6 (2) (j) of the statutes takes effect on December 1, 1999.

7 **SECTION 9405. Effective dates; arts board.**

8 **SECTION 9406. Effective dates; boundary area commission,**
9 **Minnesota–Wisconsin.**

10 **SECTION 9407. Effective dates; building commission.**

11 **SECTION 9408. Effective dates; child abuse and neglect prevention**
12 **board.**

13 **SECTION 9409. Effective dates; circuit courts.**

14 **SECTION 9410. Effective dates; commerce.**

15 (3g) ONE- AND 2-FAMILY DWELLING CODE. The treatment of section 101.651 (title),
16 (1) (title), (2), (2m), (3), (3s), (4) (title), (5) (title) and (6) (title) of the statutes, the
17 renumbering and amendment of section 101.651 (3m) of the statutes, the creation
18 of section 101.651 (3m) (title) of the statutes and SECTION 9110 (3g) of this act take
19 effect on January 1, 2000.

20 (4) GAMING ECONOMIC DIVERSIFICATION GRANTS AND LOANS. The treatment of
21 sections 20.143 (1) (id) and (km), 20.505 (8) (hm) 6m. and 560.138 of the statutes and
22 the amendment of section 560.139 (1) (a) and (2) (a) of the statutes take effect on July
23 1, 2000.

24 (4x) PRIVATE SEWAGE SYSTEM REPLACEMENT OR REHABILITATION GRANT PROGRAM.
25 The treatment of section 145.245 (4) (a) and (c), (4m) (a) to (c) and (d), (5) (a) 1. (by

1 SECTION 2221m), 2. (by SECTION 2223m) and 3., (5m) (a), (7) (d) and (11m) (am), (b)
2 and (c) of the statutes and SECTION 9310 (4x) of this act take effect on February 1,
3 2000.

4 (5) GAMING ECONOMIC DEVELOPMENT GRANTS AND LOANS. The amendment of
5 section 20.143 (1) (kj) of the statutes takes effect on July 1, 2001.

6 (5x) REGULATION OF MOBILE HOMES AND RECREATIONAL VEHICLES. The treatment
7 of sections 16.366 (title), (1), (2), (2m) and (3), 20.143 (3) (j), 20.505 (7) (jf), 25.46 (19),
8 101.02 (20) (a) and (21) (a), 101.91 (1), (1g), (1m), (2g), (2m), (3), (4), (5) and (6), 101.92
9 (9), 101.9202, 101.9203, 101.9204, 101.9205, 101.9206, 101.9207, 101.9208,
10 101.9209, 101.921, 101.9211, 101.9212, 101.9213, 101.9214, 101.9215, 101.9216,
11 101.9217, 101.9218, 101.9219, 101.922, 101.9221, 101.9222, 101.9223, 101.94 (8) (a)
12 and (c), 101.951, 101.952, 101.953, 101.954, 101.955, 101.965, 138.056 (1) (b) and (c),
13 138.09 (7) (jm) 1. b., 196.01 (3n), 218.10 (1), (1m), (1t), (2), (3), (4), (5), (6), (7), (8), (8m)
14 and (9), 218.101, 218.11 (title), (1), (2) (b) and (d), (3), (6) (intro.), (d) and (n) and (7),
15 218.12 (title), (1), (2) (a), (b) and (d), (3), (5) and (6), 218.14, 218.15, 218.16, 218.165,
16 218.17 (1), (2) and (3), 227.43 (1) (bg), 340.01 (11) (intro.), (14), (28), (29), (48r) and
17 (72) (a), 341.04 (1) (intro.), 341.12 (1), 341.25 (1) (intro.) and (i) (by SECTION 2732d.),
18 341.47 (1) (intro.), 341.51 (1) and (2), 341.53, 341.62, 342.18 (4) (a) and (b), 342.22 (3)
19 (a), 342.30 (2), 343.055 (1) (d), 409.302 (3) (f), 411.104 (1) (a), 422.201 (12m), 422.209
20 (1m) (a) 2., 422.413 (2g) (intro.) and 779.85 (6) and subchapter VI (title) of chapter
21 218 of the statutes and SECTIONS 9101 (3x), 9150 (5xy), 9201 (2x) and 9310 (3x) of this
22 act take effect on July 1, 2000.

23 (9yt) RISK BASED ANALYSIS AND REIMBURSEMENT CHANGES TO PETROLEUM STORAGE
24 REMEDIAL ACTION PROGRAM. The treatment of section 101.143 (2e) (c), (3) (cn), (cp), (cs)

1 and (g) and (4) (c) 11. of the statutes and SECTION 9310 (3yt), (3yu) and (3yv) of this
2 act take effect on November 1, 1999.

3 **SECTION 9411. Effective dates; corrections.**

4 (5d) SUNSET OF PRIVATE BUSINESS PRISON EMPLOYMENT PROGRAM. The treatment
5 of sections 20.410 (1) (gi), (hm) and (km), 108.07 (8) (b), 303.01 (8) (b), (c), (d) and (e),
6 303.06 (3) and 303.21 (1) (b) of the statutes and the repeal of section 303.01 (2) (em)
7 and (11) of the statutes take effect on March 1, 2001, if the certification described in
8 SECTION 9111 (2d) (c) of this act occurs.

9 **SECTION 9412. Effective dates; court of appeals.**

10 **SECTION 9413. Effective dates; educational communications board.**

11 **SECTION 9414. Effective dates; elections board.**

12 (2g) CHALLENGING ELECTORS. The treatment of sections 6.92 (intro.) and (1) to
13 (6) and 6.925 (intro.) and (1) to (6) of the statutes takes effect on the first day of the
14 6th month beginning after publication.

15 **SECTION 9415. Effective dates; employe trust funds.**

16 **SECTION 9416. Effective dates; employment relations commission.**

17 **SECTION 9417. Effective dates; employment relations department.**

18 **SECTION 9418. Effective dates; ethics board.**

19 **SECTION 9419. Effective dates; financial institutions.**

20 **SECTION 9421. Effective dates; governor.**

21 (1x) ASSISTANCE FROM EXECUTIVE BRANCH AGENCIES. The treatment of section
22 20.445 (3) (mc) (by SECTION 474ac) of the statutes and the repeal of sections 14.18 and
23 20.525 (1) (kb) of the statutes take effect on January 6, 2003.

24 **SECTION 9422. Effective dates; Health and Educational Facilities**
25 **Authority.**

1 **SECTION 9423. Effective dates; health and family services.**

2 (1) ELIMINATION OF COUNCIL ON LONG-TERM CARE. The repeal of sections 15.197
3 (5), 46.281 (1) (a) and (b) and 46.282 (1) of the statutes takes effect on July 1, 2001,
4 or on the day after publication of the 2001–03 biennial budget act, whichever is later.

5 (3) STATEWIDE AUTOMATED CHILD WELFARE INFORMATION SYSTEM. The treatment
6 of section 46.45 (2) (a) of the statutes takes effect on July 1, 2001.

7 (4w) BRIGHTER FUTURES INITIATIVE AND TRIBAL ADOLESCENT SERVICES. The
8 treatment of sections 20.435 (3) (fm), 20.9275 (2) (intro.), 46.48 (6), 46.715, 46.99,
9 46.995 (title), (1) (title), (a), (b), (c), (d), (e) and (f), (1m), (2) (a), (b), (c) and (d) and (4),
10 46.997 (title), (1) (intro.), (a), (b), (c), (d), (e) and (f), (2) (a), (b), (c) and (d), (3), (4) and
11 (5), 46.99 and 51.45 (5) of the statutes, the repeal of section 46.996 of the statutes,
12 the renumbering and amendment of sections 46.995 (1) (intro.), (2) (intro.) and (3)
13 and 46.997 (2) (intro.) of the statutes and the repeal and recreation of section 20.435
14 (3) (eg) and (km) of the statutes take effect on July 1, 2000.

15 (5) COMMUNITY-BASED RESIDENTIAL FACILITY CLIENT REFERRALS. The treatment of
16 sections 46.27 (7) (cj) 3. a. and (11) (c) 5n. a., 46.277 (5) (d) 1n. a. and 50.035 (7) (c)
17 of the statutes and SECTION 9323 (3) of this act take effect on January 1, 2000.

18 (6) SUPPLEMENTAL PAYMENT FOR CERTAIN RECIPIENTS OF SUPPLEMENTAL SECURITY
19 INCOME. The treatment of section 49.775 (4) of the statutes takes effect on November
20 1, 1999, or on the day after publication, whichever is later.

21 (7) INDIAN GAMING FUNDS. The treatment of sections 20.435 (4) (bs), 20.505 (8)
22 (hm) 18. and 49.029 (2) (by SECTION 1207) of the statutes takes effect on July 1, 2000.

23 (8) INDIAN GAMING FUNDS. The treatment of sections 20.435 (5) (ek), 20.505 (8)
24 (hm) 18b. and 146.19 (2) (intro.) of the statutes takes effect on July 1, 2000.

1 (10) LICENSING OF RADIOACTIVE MATERIAL. The treatment of section 254.365 of
2 the statutes takes effect on January 1, 2003.

3 (10m) ADMINISTRATION OF MEDICAL ASSISTANCE. The treatment of sections 20.445
4 (3) (dz) (by SECTION 467b), 49.33 (1) (b) and (8) (a), 49.45 (3) (a) and 49.496 (4) of the
5 statutes and SECTION 9157 (2p) take effect on March 1, 2000.

6 (10v) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes
7 effect on January 1, 2000, or on the day after publication, whichever is later.

8 (11g) NEWBORN HEARING SCREENING PROGRAM.

9 (a) The amendment of section 69.22 (1) (c) of the statutes takes effect on October
10 1, 1999, or on the first day of the first month beginning after publication, whichever
11 is later.

12 (b) The amendment of section 20.435 (5) (jk) of the statutes takes effect on July
13 1, 2001.

14 (c) The repeal of sections 20.435 (5) (jk) and 253.115 (4) of the statutes, the
15 amendment of section 20.433 (1) (h) (by SECTION 368s) of the statutes and the repeal
16 and recreation of section 69.22 (1) (c) of the statutes take effect on January 1, 2003.

17 **SECTION 9424. Effective dates; historical society.**

18 **SECTION 9425. Effective dates; Housing and Economic Development**
19 **Authority.**

20 (3g) TRANSFER TO WISCONSIN DEVELOPMENT RESERVE FUND. The repeal of section
21 234.51 (2) (c) of the statutes takes effect on July 1, 2000.

22 **SECTION 9426. Effective dates; insurance.**

23 **SECTION 9427. Effective dates; investment board.**

24 (1g) ABOLITION OF BONUS COMPENSATION PROGRAM FOR CERTAIN EMPLOYES OF THE
25 INVESTMENT BOARD. The treatment of sections 25.156 (2), (6) and (7), 25.16 (7), 25.165

1 (1) and 40.63 (1) (c) of the statutes and SECTION 9127 (1g) of this act take effect on July
2 1, 2000.

3 **SECTION 9428. Effective dates; joint committee on finance.**

4 **SECTION 9429. Effective dates; judicial commission.**

5 **SECTION 9430. Effective dates; justice.**

6 **SECTION 9431. Effective dates; legislature.**

7 **SECTION 9432. Effective dates; lieutenant governor.**

8 **SECTION 9433. Effective dates; lower Wisconsin state riverway board.**

9 **SECTION 9434. Effective dates; Medical College of Wisconsin.**

10 **SECTION 9435. Effective dates; military affairs.**

11 **SECTION 9436. Effective dates; natural resources.**

12 (1) SNOWMOBILE SAFETY PROGRAM.

13 (a) The treatment of section 350.055 (by SECTION 2802) of the statutes takes
14 effect on January 1, 2000, or on the day after publication, whichever is earlier.

15 (b) The treatment of section 350.05 (3) of the statutes and the repeal and
16 recreation of sections 350.05 (2) and 350.055 of the statutes take effect on January
17 1, 2001.

18 (2) DEPARTMENTAL HUNTING AND RECREATIONAL SAFETY PROGRAMS. The treatment
19 of sections 20.370 (3) (at), 23.33 (5) (d), 29.563 (11) (b) 1., 29.591 (3) and 30.74 (1) (b)
20 of the statutes takes effect on the first day of the 2nd month beginning after
21 publication.

22 (3) BOAT CERTIFICATION AND REGISTRATION PERIODS. The treatment of section
23 30.52 (2) and (3) (b), (c), (d), (e), (f), (fm), (h), (i) and (im) of the statutes and SECTION
24 9336 (5) of this act take effect on April 1, 2000.

25 (5v) AQUATIC NUISANCE SPECIES.

1 (a) The treatment of section 20.370 (5) (cq) (by SECTION 319h) of the statutes
2 takes effect on July 1, 2000.

3 (b) The repeal of section 30.1255 (4) of the statutes and the repeal and
4 recreation of section 20.370 (5) (cq) of the statutes take effect on July 1, 2001.

5 (5x) PORTAGE CANAL PROJECT. The treatment of section 20.370 (5) (cq) (by
6 SECTION 319h) of the statutes takes effect on July 1, 2000.

7 (6) ELK TRANSPORTATION. The treatment of sections 20.370 (1) (hk) and 20.505
8 (8) (hm) 8g. of the statutes takes effect on July 1, 2000.

9 (6t) LAKE SUPERIOR HARBOR OF REFUGE. The treatment of sections 20.924 (2) and
10 30.92 (4m) of the statutes takes effect on January 1, 2000.

11 (8) DRINKING WATER STUDY REPEAL. The repeal of sections 20.370 (6) (ck) and
12 20.505 (8) (hm) 17g. of the statutes takes effect on July 1, 2001.

13 (8c) DRY CLEANING FACILITIES. The treatment of section 292.65 (1) (d) 9. of the
14 statutes takes effect retroactively to October 14, 1997.

15 (8m) STUDY ON WILD CRANES. The amendment of section 20.370 (1) (Lk) of the
16 statutes takes effect on July 1, 2001.

17 (9c) POSTING AIR EMISSIONS INFORMATION ON THE INTERNET. The treatment of
18 section 285.17 (3) of the statutes takes effect on the first day of the 3rd month
19 beginning after publication.

20 (9d) BONUS DEER HUNTING PERMITS. The treatment of sections 20.370 (5) (fq),
21 29.181 (2m) (intro.), 29.229 (4) (f), 29.559 (1), (1r) and (3) and 29.563 (2) (c) 1. and (d)
22 and (14) (c) 4. and SECTION 9336 (2) of this act take effect on April 1, 2000.

23 (9t) BOAT REGISTRATION SURCHARGES. The treatment of sections 20.370 (3) (ar)
24 and 30.52 (3e) of the statutes and SECTION 9336 (9t) of this act take effect on April
25 1, 2000.

1 (10g) STEWARDSHIP PROGRAMS. The treatment of sections 23.094 (3g) and 23.098
2 (4) (am) of the statutes and the repeal and recreation of sections 23.092 (6), 23.094
3 (8) and 23.175 (4) of the statutes take effect on July 1, 2000.

4 **SECTION 9437. Effective dates; personnel commission.**

5 **SECTION 9438. Effective dates; public defender board.**

6 **SECTION 9439. Effective dates; public instruction.**

7 **SECTION 9440. Effective dates; public lands, board of commissioners of.**

8 **SECTION 9441. Effective dates; public service commission.**

9 **SECTION 9442. Effective dates; regulation and licensing.**

10 (1) INITIAL AND RENEWAL CREDENTIAL FEES.

11 (a) The treatment of sections 440.05 (1) (a) and 440.08 (2) (a) 1., 2., 3., 4., 4m.,
12 5., 6., 7., 9., 11., 11m., 12., 13., 14., 14g., 14r., 15., 16., 17., 18., 20., 24., 25., 26., 27.,
13 27m., 28., 29., 30., 31., 34., 35., 35m., 36., 37., 38., 38g., 38m., 39., 42., 43., 45., 46.,
14 46m., 48., 49., 50., 51., 52., 53., 54., 55., 56., 57., 58., 59., 60., 61., 62., 63., 63g., 63m.,
15 63t., 63u., 63v., 63w., 63x., 64., 65., 66., 67., 67m., 67q., 68., 68d., 68h., 68p., 68t., 68v.,
16 69., 70. and 71. of the statutes takes effect on September 1, 1999, or on the first day
17 of the 2nd month beginning after publication, whichever is later.

18 (b) The treatment of section 440.08 (2) (a) 67v. of the statutes takes effect on
19 October 2, 1999.

20 **SECTION 9443. Effective dates; revenue.**

21 (1) LOTTERY RETAILER COMPENSATION. The treatment of sections 565.02 (4) (g)
22 and 565.10 (14) (b) 3m. of the statutes takes effect on January 1, 2000.

23 (3n) REAL ESTATE TRANSFER FEE RETURN. The repeal of section 77.265 (10) of the
24 statutes takes effect on September 1, 2003.

1 (7d) TRANSITIONAL ADJUSTMENT FEE CREDIT. The treatment of section 76.91 (1m)
2 of the statutes takes effect retroactively to May 1, 1998.

3 (7f) LOCAL EXPOSITION DISTRICT TAXES. The treatment of sections 20.566 (1) (gg),
4 20.835 (4) (gg), 66.75 (1m) (f) 3., 77.982 (3) and 77.991 (3) of the statutes takes effect
5 on the first day of the first month beginning after publication.

6 (7to) APPORTIONMENT FACTORS. The treatment of sections 71.01 (1g), (8g), (8m)
7 and (5r), 71.03 (1), 71.04 (4) (a), (b) and (c), (5) (intro.), (6) (intro.), (7) (d), (dc), (dg),
8 (dn), (dr), (ds), (dt) and (dw) and (8) (title), (a) and (c), 71.07 (3m) (a) 1. b. and (10),
9 71.195, 71.22 (1), (1d) and (3g), 71.25 (6) (a), (b) and (c), (7) (intro.), (8) (intro.), (9) (d),
10 (dc), (dg), (dn), (dr), (ds), (dt) and (dw) and (10) (title), (a) and (c), 71.28 (2m) (a) 1. b.
11 and (4) (a), (am) 1. and (i), 71.45 (3) (intro.), (a) and (c) and (3m), 71.47 (2m) (a) 1. b.
12 and (4) (a), (am) and (i) and 71.58 (1) (c) and (cm) of the statutes and the renumbering
13 and amendment of sections 71.04 (4), 71.25 (6) and 71.45 (3) (b) of the statutes take
14 effect on the January 1 after publication.

15 **SECTION 9444. Effective dates; secretary of state.**

16 **SECTION 9445. Effective dates; state fair park board.**

17 **SECTION 9446. Effective dates; supreme court.**

18 (2h) PENALTY ASSESSMENT APPROPRIATION. The repeal of sections 20.505 (6) (j) 16.
19 and 20.680 (2) (kp) of the statutes and the amendment of section 758.19 (4) (by
20 SECTION 3050q) of the statutes take effect on July 1, 2000.

21 **SECTION 9447. Effective dates; technical college system.**

22 **SECTION 9448. Effective dates; technology for educational**
23 **achievement in Wisconsin board.**

24 **SECTION 9449. Effective dates; tourism.**

25 **SECTION 9450. Effective dates; transportation.**

1 (1) OPERATING AFTER REVOCATION OR WHILE SUSPENDED. The treatment of section
2 343.44 (2) (a) and (am) of the statutes takes effect on May 1, 2001, or on the date
3 stated for those paragraphs in the notice published by the secretary of transportation
4 in the Wisconsin Administrative Register under section 85.515 of the statutes,
5 whichever is earlier.

6 (2) LATE PAYMENT FEES FOR TELEPHONIC MOTOR TRUCK REGISTRATION. The
7 treatment of section 341.19 (1) (b) of the statutes and SECTION 9350 (2) of this act take
8 effect on January 1, 2000.

9 (2d) GREEN BAY PACKERS LICENSE PLATES. The treatment of sections 16.255,
10 20.395 (5) (cL), 20.505 (3) (j), 25.40 (1) (a) 19. and 341.14 (6r) (b) 1., 3. and 7., (f) 54.,
11 (fm) 7. and (h) of the statutes takes effect on the first day of the 5th month beginning
12 after publication.

13 (3) STATE TRAFFIC PATROL ADMINISTRATOR. The treatment of section 40.02 (48) (b)
14 4. of the statutes takes effect on January 1, 2000.

15 **SECTION 9451. Effective dates; treasurer.**

16 **SECTION 9452. Effective dates; University of Wisconsin Hospitals and**
17 **Clinics Authority.**

18 **SECTION 9453. Effective dates; University of Wisconsin Hospitals and**
19 **Clinics Board.**

20 **SECTION 9454. Effective dates; University of Wisconsin System.**

21 **SECTION 9455. Effective dates; veterans affairs.**

22 **SECTION 9456. Effective dates; World Dairy Center Authority.**

23 **SECTION 9457. Effective dates; workforce development.**

24 (1) COLLECTION METHODS FOR PUBLIC ASSISTANCE. The amendment of section
25 49.195 (3n) (k) and (r) of the statutes takes effect on December 31, 1999.

1 (2) ASSIGNMENT OF RECEIVING AND DISBURSING FEES. The treatment of sections
2 767.265 (1), (2h) (by SECTION 3059) and (2r) and 767.29 (1) (d) (intro.), 1. and 2. of the
3 statutes, the amendment of section 767.265 (1m) of the statutes and SECTION 9357
4 (3) of this act take effect on January 1, 2000.

5 (3) INCOME CALCULATION. The treatment of sections 49.145 (3) (b) 2. and 49.155
6 (1m) (b) 3. and (c) 1g. and 1h. of the statutes, the renumbering and amendment of
7 section 49.155 (1m) (c) 1. of the statutes and the creation of section 49.155 (1m) (c)
8 1. a. and b. of the statutes and SECTION 9357 (4) of this act take effect on January 1,
9 2000.

10 (4) CHILD CARE SUBSIDY ELIGIBILITY. The treatment of section 49.155 (1) (aL) and
11 (1m) (intro.) and (a) (intro.) of the statutes takes effect on January 1, 2000.

12 (6f) PROHIBITION OF FINANCIAL ASSISTANCE IF NAME ON SUPPORT LIEN DOCKET. The
13 treatment of sections 21.49 (2) (e), 36.11 (6) (b), 36.25 (14), 36.34 (1) (b), 39.30 (2) (e),
14 39.38 (2) (by SECTION 912c), 39.435 (6), 39.44 (4), 39.47 (2m), 45.25 (4) (b) (intro.) and
15 2., 45.356 (6) (intro.) and (b), 45.396 (6) (intro.) and (b), 45.74 (6) (intro.) and (b),
16 49.855 (7), 145.245 (5m) (b), 234.04 (2), 234.49 (1) (c), 234.59 (3) (c), 234.65 (3) (f),
17 234.83 (2) (a) 3., 234.90 (3) (d) and (3g) (c), 234.905 (3) (d), 281.65 (8) (L) and 949.08
18 (2) (g) of the statutes and the repeal of section 49.854 (2) (e) of the statutes take effect
19 on the date stated in the notice published by the department of workforce
20 development in the Wisconsin Administrative Register under section 49.854 (2) (e)
21 of the statutes, as created by this act, or on the effective date of this subsection,
22 whichever is later.

23 (6xt) ADULT WORKFORCE INVESTMENT PROGRAMS. The treatment of sections 71.07
24 (2dj) (am) 1., 71.28 (1dj) (am) 1., 71.47 (1dj) (am) 1., 106.15 (1) (b), (c) and (d), (3)
25 (intro.), (4), (5) (intro.) and (7), 560.63 (4) and 560.737 (1) (b) of the statutes and the

1 amendment of section 106.11 (by SECTION 2005m) of the statutes take effect on July
2 1, 2000, or on the day after publication, whichever is later.

3 (6xu) YOUTH WORKFORCE INVESTMENT PROGRAMS. The treatment of section 106.11
4 (2) of the statutes, the renumbering of section 106.11 (1) of the statutes and the
5 amendment of section 115.28 (24) (by SECTION 2040d) of the statutes take effect on
6 April 1, 2000, or on the day after publication, whichever is later.

7 **SECTION 9458. Effective dates; other.**

8 (2x) HUMAN BIOLOGICAL SPECIMENS FOR DEOXYRIBONUCLEIC ACID ANALYSIS. The
9 treatment of sections 973.046 (1) (intro.), (a) and (b) and (1g) and 973.047 (1) (a) and
10 (b) of the statutes and SECTION 9358 (5x) of this act take effect on January 1, 2000.

11 (2zo) COMPLIANCE OF PLAT WITH COMPREHENSIVE PLAN. The treatment of section
12 236.13 (1) (c) of the statutes and SECTION 9358 (5zv) of this act take effect on January
13 1, 2000.

14 (4m) JUSTICE INFORMATION FEE; ALLOCATION CHANGES. The treatment of sections
15 20.505 (1) (ja) (by SECTION 517e) and 20.680 (2) (j) (by SECTION 605d) of the statutes
16 takes effect on July 1, 2000.

17 (END)