



State of Wisconsin  
1999 - 2000 LEGISLATURE

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ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1999 ASSEMBLY BILL 133

June 10, 1999 - Offered by JOINT COMMITTEE ON FINANCE.

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

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*Analysis by the Legislative Reference Bureau*

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

3 SECTION 1b. 1.13 of the statutes is created to read:  
4 **1.13 Land use planning activities.** (1) In this section:  
5 (a) "Local governmental unit" has the meaning given in s. 1.12 (1) (a).  
6 (b) "State agency" has the meaning given in s. 1.12 (1) (b).  
7 (2) Each state agency, where applicable and consistent with other laws, is  
8 encouraged to design its programs, policies, infrastructure and investments of the  
9 agency to reflect a balance between the mission of the agency and the following local,  
10 comprehensive planning 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 revitalizing main streets and enforcing  
17 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 at the state, regional and local  
25 levels.

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

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

4 (n) Providing an integrated, efficient and economical transportation system  
5 that affords mobility, convenience and safety and that meets the needs of all citizens,  
6 including transit-dependent and disabled citizens.

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

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

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

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

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

24 **6.925 Elector making challenge in person.** Any elector may challenge for  
25 cause any person offering to vote whom the elector knows or suspects is not a

1 qualified elector. If a person is challenged as unqualified by an elector, one of the  
2 inspectors may administer the oath or affirmation to the challenged elector under s.  
3 6.92 and ask the challenged elector the questions under that section which are  
4 appropriate to test the elector's qualifications. In addition, one of the inspectors shall  
5 administer the following oath or affirmation to the challenging elector: "You do  
6 solemnly swear (or affirm) that you will fully and truly answer all questions put to  
7 you regarding the challenged person's place of residence and qualifications as an  
8 elector of this election"; and shall then ask ~~those of the following~~ questions which are  
9 appropriate as determined by the board, by rule, to test the qualifications of the  
10 challenged elector.

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

12 **SECTION 1js.** 13.093 (1) of the statutes is amended to read:

13 13.093 (1) All bills introduced in either house of the legislature for the  
14 appropriation of money, providing for revenue or relating to taxation or that require  
15 a correctional fiscal estimate under sub. (3) shall be referred to the joint committee  
16 on finance before being passed.

17 **SECTION 1jt.** 13.093 (2) (c) of the statutes is repealed.

18 **SECTION 1ju.** 13.093 (3) and (4) of the statutes are created to read:

19 13.093 (3) (a) All bills introduced in either house of the legislature that create  
20 a criminal offense for which a sentence to a state prison or a disposition of placement  
21 in a juvenile correctional facility may be imposed, that increase the period of  
22 imprisonment in a state prison or placement in a juvenile correctional facility for an  
23 existing criminal offense, that require a person to be sentenced to imprisonment in  
24 a state prison or a juvenile to be placed in a juvenile correctional facility, or that  
25 otherwise affect a penalty provision that increases the statewide probation, parole

1 or extended supervision population shall incorporate a correctional fiscal estimate  
2 before any vote is taken thereon by either house of the legislature, if the bill is not  
3 referred to a standing committee, before any public hearing is held before a standing  
4 committee or, if no public hearing is held, before any vote is taken by the standing  
5 committee. The correctional fiscal estimate shall estimate the anticipated state  
6 fiscal liability for correctional capital and operational costs under the bill including  
7 a projection of such costs for the fiscal year in which the bill becomes effective and  
8 the 9 succeeding fiscal years. Correctional fiscal estimates shall be prepared as  
9 follows:

10 1. The departments or agencies required to prepare the correctional estimate  
11 shall submit to the legislative fiscal bureau projections of the impact on statewide  
12 probationer, prisoner, parolee, extended supervision and juvenile corrections  
13 populations, an estimate of the fiscal impact of such population changes on state  
14 expenditures and a statement of the methodologies and assumptions used in making  
15 the population projections and estimates of fiscal impact. In preparing this  
16 information, a department or agency may request information from other  
17 departments or agencies. If a specific estimate cannot be determined, the  
18 departments or agencies shall provide an estimated cost range. The departments or  
19 agencies shall submit this information to the legislative fiscal bureau within 5  
20 working days after the departments or agencies receive a copy of the bill.

21 2. The legislative fiscal bureau shall review the information received from the  
22 departments or agencies under subd. 1. The legislative fiscal bureau shall consult  
23 with the departments or agencies from which information was received under subd.  
24 1. and the departments or agencies shall provide information as requested by the  
25 legislative fiscal bureau as necessary to complete the review. Such review shall be

1 completed within 5 working days from the date the legislative fiscal bureau receives  
2 the information under subd. 1.

3 3. The departments or agencies preparing information under subd. 1. shall  
4 prepare a correctional fiscal estimate and submit it to the legislative reference  
5 bureau and the legislative fiscal bureau within 3 working days after the date the  
6 legislative fiscal bureau's review period under subd. 2. ends. If a department or  
7 agency cannot make a specific estimate, the department or agency shall establish  
8 assumptions, including population estimates, that allow a projection to be made and  
9 provide an estimated cost range.

10 4. The legislative fiscal bureau shall prepare a statement of its review of the  
11 correctional fiscal estimate and submit it to the legislative reference bureau within  
12 2 working days after receiving the correctional fiscal estimate.

13 (b) The legislature shall reproduce and distribute correctional fiscal estimates  
14 under par. (a) 3. and statements under par. (a) 4. in the same manner as it reproduces  
15 and distributes amendments.

16 (c) The legislative reference bureau shall determine whether a bill draft  
17 requires a correctional fiscal estimate. A bill draft that requires a correctional fiscal  
18 estimate under this subsection shall have that requirement noted on its jacket when  
19 the jacket is prepared. When a bill that requires a correctional fiscal estimate under  
20 this subsection is introduced, the legislative reference bureau shall submit a copy of  
21 the bill to the legislative fiscal bureau and the department of administration.

22 (4) Neither house of the legislature may vote on an amendment to the executive  
23 budget bill or bills introduced under s. 16.47 if the amendment meets the criteria of  
24 a bill that requires a correctional fiscal estimate under sub. (3) unless the only

1 provisions in the amendment are identical to the provisions of an introduced bill for  
2 which the requirements under sub. (3) have been met.

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

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

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

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

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

13 (b) The committee may transfer funds as provided in the schedule under par.

14 (a). If the committee transfers funds from the appropriation account under s. 20.370  
15 (6) (aa) to the appropriation account under s. 20.115 (7) (c) in a fiscal year, the  
16 amounts in the schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aa)  
17 for that fiscal year are decreased by the amount of the transfer. If the committee  
18 transfers funds from the appropriation account under s. 20.370 (6) (aq) to the  
19 appropriation account under s. 20.115 (7) (qd) in a fiscal year, the amounts in the  
20 schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aq) for that fiscal  
21 year are decreased by the amount of the transfer and the amounts in the schedule  
22 under s. 20.005 for the appropriation under s. 20.115 (7) (qd) for that fiscal year are  
23 increased by the amount of the transfer.

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

1           13.101 (11) The committee may approve a clean water fund program interest  
2 rate change as specified under s. 281.58 (12) (f), an urban storm water loan program  
3 interest rate change as specified in s. 281.595 (11) (b) or a safe drinking water loan  
4 program interest rate change as specified under s. 281.61 (11) (b).

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

6           13.101 (15) Notwithstanding sub. (3) (a), if the department of administration  
7 requests the joint committee on finance to supplement the appropriation under s.  
8 20.505 (1) (ku) from the appropriation under s. 20.865 (4) (g), the committee may  
9 supplement the appropriation by not more than \$500,000 in any fiscal year to provide  
10 a grant to one or more eligible counties if the committee finds that the proposed  
11 grantee or grantees are eligible to receive a grant under s. 16.18. Notwithstanding  
12 sub. (3) (a), no finding of emergency is required for the committee to act in accordance  
13 with this subsection.

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

15           13.48 (7) BIENNIAL RECOMMENDATIONS. The building commission shall prepare  
16 and formally adopt recommendations for the long-range state building program on  
17 a biennial basis. Unless a later date is requested by the building commission and  
18 approved by the joint committee on finance, the building commission shall, no later  
19 than the first Tuesday in April of each odd-numbered year, transmit its the report  
20 prepared by the department of administration under s. 16.40 (20) and the  
21 commission's recommendations for the succeeding fiscal biennium that require  
22 legislative approval to the joint committee on finance in the form of proposed  
23 legislation prepared in proper form.

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



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

5           **SECTION 3d.** 13.48 (19) of the statutes is amended to read:

6           13.48 (19) ALTERNATIVES TO STATE CONSTRUCTION. Whenever the building  
7 commission determines that the use of innovative types of design and construction  
8 processes will make better use of the resources and technology available in the  
9 building industry, the building commission may waive any or all of s. 16.855 if such  
10 action is in the best interest of the state and if the waiver is accomplished through  
11 formal action of the building commission. The Subject to the requirements of s.  
12 20.924 (1) (j), the building commission may authorize the lease, lease purchase or  
13 acquisition of such facilities constructed in the manner authorized by the building  
14 commission. The building commission may also authorize the lease, lease purchase  
15 or acquisition of existing facilities in lieu of state construction of any project  
16 enumerated in the authorized state building program.”.

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

18           13.48 (25t) WISBUILD INITIATIVE. There is created a program, to be known as the  
19 “Wisbuild initiative”, for the purpose of providing financial support for the  
20 maintenance, repair and renovation of state-owned buildings. Funding may be  
21 provided under the initiative for high priority, comprehensive building renovation  
22 projects, as well as for the maintenance and repair of the exterior components of  
23 buildings and, without limitation because of enumeration, systems such as  
24 mechanical, electrical, plumbing and other building systems. Funding may also be  
25 provided under the initiative for projects to remove barriers that reduce access to and

1 use of state facilities by persons with disabilities. The building commission shall  
2 allocate available funding for the initiative. Projects funded as a part of the initiative  
3 shall be financed from the appropriation under s. 20.866 (2) (z) or as otherwise  
4 provided in the authorized state building program.

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

6 13.48 (26) ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The  
7 building commission shall review the versions of the biennial finance plan and any  
8 amendments to the biennial finance plan submitted to it by the department of  
9 natural resources and the department of administration under s. 281.59 (3) (bm) and  
10 the recommendations of the joint committee on finance and the standing committees  
11 to which the versions of the biennial finance plan and any amendments were  
12 submitted under s. 281.59 (3) (bm). The building commission shall consider the  
13 extent to which that version of the biennial finance plan that is updated to reflect the  
14 adopted biennial budget act will maintain the funding for the clean water fund  
15 program and the safe drinking water loan program, in the environmental  
16 improvement fund, in perpetuity. The building commission shall consider the extent  
17 to which the implementation of the clean water fund program, the safe drinking  
18 water loan program, the urban storm water loan program and the land recycling loan  
19 program, as set forth in the biennial finance plan updated to reflect the adopted  
20 biennial budget act, implements legislative intent on the clean water fund program,  
21 the safe drinking water loan program, the urban storm water loan program and the  
22 land recycling loan program. The building commission shall, no later than 60 days  
23 after the date of enactment of the biennial budget act, either approve or disapprove  
24 the biennial finance plan that is updated to reflect the adopted biennial budget act,  
25 except that the building commission may not disapprove those amounts that the

1 legislature approves under s. 281.59 (3e) (a), (3m) (a) ~~and~~, (3s) (a) and (3v) (a). If the  
2 building commission disapproves the version of the biennial finance plan that is  
3 updated to reflect the adopted biennial budget act, it must notify the department of  
4 natural resources and the department of administration of its reasons for  
5 disapproving the plan, and those departments must revise that version of the  
6 biennial finance plan and submit the revision to the building commission.

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

8 13.48 (27) LEASE OF CORRECTIONAL FACILITIES. The Subject to the requirements  
9 of s. 20.924 (1) (im) and (j), the building commission may lease any facility for use of  
10 the department of corrections as a part of the authorized state building program,  
11 with an option to purchase the facility by the state. Any lease shall provide for the  
12 facility to be constructed in accordance with requirements and specifications  
13 approved by the department of administration and shall permit inspection of the site  
14 and facility by agents of the department. <sup>e</sup>

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

16 13.48 (30) AGENCY WORK PLANS FOR CAPITAL BUILDING MAINTENANCE. The building  
17 commission shall review work plans of agencies for expenditure of capital building  
18 maintenance moneys submitted under s. 16.857 (2) and may approve or disapprove  
19 any plan or approve a plan with modifications.

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

21 13.48 (32) DEBT INCREASE FOR CONSTRUCTION OF A DENTAL CLINIC AND EDUCATION  
22 FACILITY AT MARQUETTE UNIVERSITY. (a) The legislature finds and determines that it  
23 is in the public interest to promote the health and well-being of residents of this state  
24 by ensuring the availability of a sufficient number of dentists to meet the needs of  
25 residents of this state; it is in the public interest, advantage and welfare to ensure

1 the continued availability of dental education in this state; and Marquette  
2 University operates the only dental school in this state. It is, therefore, the public  
3 policy of this state to assist private institutions in this state, including Marquette  
4 University, in the construction of facilities that will be used to provide dental  
5 education.

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

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

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

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

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

1           1. The option price shall be the appraised fair market value at the time that the  
2 option is exercised, less a credit recognizing the amount of the state's construction  
3 grant. The option shall be subject to any mortgage or other security interest of any  
4 private lenders.

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

6           a. Suspension of operation of a program of dental education at Marquette  
7 University or any successor organization.

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

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

16           **SECTION 3im.** 13.48 (33) of the statutes is created to read:

17           13.48 (33) SWISS CULTURAL CENTER. (a) The building commission may authorize  
18 up to \$1,000,000 in general fund supported borrowing to aid in the construction of  
19 a Swiss cultural center in the village of New Glarus. The state funding commitment  
20 under this paragraph shall be in the form of a grant to an organization known as the  
21 Swiss Cultural Center. Before approving any such state funding commitment, the  
22 building commission shall determine that the organization known as the Swiss  
23 Cultural Center has secured additional funding at least equal to \$2,000,000 from  
24 nonstate donations for the purpose of constructing a Swiss cultural center in the  
25 village of New Glarus.

1 (b) If the building commission authorizes a grant to the organization known as  
2 the Swiss Cultural Center under par. (a) and if, for any reason, the facility that is  
3 constructed with funds from the grant is not used as a Swiss cultural center in the  
4 village of New Glarus, the state shall retain an ownership interest in the facility  
5 equal to the amount of the state's grant.

6 **SECTION 3ip.** 13.48 (34) of the statutes is created to read:

7 **13.48 (34) DEBT INCREASE FOR THE CONSTRUCTION OF A YOUTH ACTIVITIES CENTER**  
8 **BY THE MILWAUKEE POLICE ATHLETIC LEAGUE.** (a) The legislature finds and determines  
9 that preventing youth from engaging in delinquent behavior, encouraging positive  
10 moral development in youth and providing youth with opportunities for positive  
11 interaction with the police are statewide responsibilities of statewide dimension.  
12 The legislature also finds and determines that the youth of the city of Milwaukee are  
13 disproportionately represented in the state's juvenile correctional system and that,  
14 because those youth are so disproportionately represented, the state has a specific  
15 concern in preventing those youth from engaging in delinquent behavior,  
16 encouraging positive moral development in those youth and providing those youth  
17 with opportunities for positive interaction with the police. In addition, the  
18 legislature finds and determines that the Milwaukee Police Athletic League  
19 prevents that delinquent behavior, encourages that positive moral development and  
20 provides those opportunities for positive interaction through the recreational,  
21 educational, social and cultural activities that it provides for the youth of the greater  
22 Milwaukee community. The legislature, therefore, finds and determines that  
23 assisting the Milwaukee Police Athletic League in the construction of a youth  
24 activities center at which the Milwaukee Police Athletic League will provide  
25 recreational, educational, social and cultural activities for the youth of the greater

1 Milwaukee community under the supervision of volunteer police officers of the city  
2 of Milwaukee will have a direct and immediate effect on that specific statewide  
3 concern and on those state responsibilities of statewide dimension.

4 (b) The building commission may authorize up to \$1,000,000 in general fund  
5 supported borrowing to aid in the construction of a youth activities center by the  
6 Milwaukee Police Athletic League at the northeast corner of N. 24th Street and  
7 Burleigh Street in the city of Milwaukee. The state funding commitment for the  
8 construction of the center shall be in the form of a grant to the Milwaukee Police  
9 Athletic League. Before approving any state funding commitment for the center, the  
10 building commission shall determine that the Milwaukee Police Athletic League has  
11 secured additional funding at least equal to \$4,074,000 from nonstate donations for  
12 the purpose of constructing the youth activities center.

13 (c) If the building commission authorizes a grant to the Milwaukee Police  
14 Athletic League under par. (b) and if, for any reason, the facility that is constructed  
15 with funds from the grant is not used as a youth activities center, the state shall  
16 retain an ownership interest in the facility equal to the amount of the state's grant.

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

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

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

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

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

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

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

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

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

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



1 major highway projects for preparation of an environmental impact statement or  
2 environmental assessment.

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

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

8 13.62 (4m) "Budget bill subject" means a subject specified by the board which  
9 is included in the executive budget bill or bills introduced under s. 16.47.

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

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

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

21 13.62 (8s) "Legislative proposal" means a bill, resolution or joint resolution.

22 **SECTION 3mj.** 13.63 (1) (a) of the statutes is amended to read:

23 13.63 (1) (a) An application for a license to act as a lobbyist may be obtained  
24 from and filed with the board. ~~An Except as authorized under par. (am), an applicant~~  
25 shall include his or her social security number on the application. The application

1 shall be signed, under the penalty for making false statements under s. 13.69 (6m),  
2 by the lobbyist. Upon approval of the application and payment of the applicable  
3 license fee under s. 13.75 (1) or (1m) to the board, the board shall issue a license which  
4 entitles the licensee to practice lobbying on behalf of each registered principal who  
5 or which has filed an authorization under s. 13.65 for that lobbyist and paid the  
6 authorization fee under s. 13.75 (4). The license shall expire on December 31 of each  
7 even-numbered year.

8 **SECTION 3mk.** 13.63 (1) (am) of the statutes is created to read:

9 13.63 (1) (am) If an individual who applies for a license under this section does  
10 not have a social security number, the individual, as a condition of obtaining that  
11 license, shall submit a statement made or subscribed under oath or affirmation to the  
12 board that the individual does not have a social security number. The form of the  
13 statement shall be prescribed by the department of workforce development. A  
14 license issued in reliance upon a false statement submitted under this paragraph is  
15 invalid.

16 **SECTION 3mL.** 13.63 (1) (b) of the statutes is amended to read:

17 13.63 (1) (b) The Except as provided under par. (am), the board shall not issue  
18 a license to an applicant who does not provide his or her social security number. The  
19 board shall not issue a license to an applicant or shall revoke any license issued to  
20 a lobbyist if the department of revenue certifies to the board that the applicant or  
21 lobbyist is liable for delinquent taxes under s. 73.0301. The board shall refuse to  
22 issue a license or shall suspend any existing license for failure of an applicant or  
23 licensee to pay court-ordered payments of child or family support, maintenance,  
24 birth expenses, medical expenses or other expenses related to the support of a child  
25 or former spouse or failure of an applicant or licensee to comply, after appropriate

1 notice, with a subpoena or warrant issued by the department of workforce  
2 development or a county child support agency under s. 59.53 (5) and related to  
3 paternity or child support proceedings, as provided in a memorandum of  
4 understanding entered into under s. 49.857. No other application may be  
5 disapproved by the board except an application for a license by a person who is  
6 ineligible for licensure under this subsection or s. 13.69 (4) or an application by a  
7 lobbyist whose license has been revoked under this subsection or s. 13.69 (7) and only  
8 for the period of such ineligibility or revocation.

9 **SECTION 3mm.** 13.64 (1) (a) of the statutes is amended to read:

10 13.64 (1) (a) If the principal is an individual, the name and address of the  
11 individual's employer, if any, or the individual's principal place of business if  
12 self-employed, a description of the business activity in which the individual or the  
13 individual's employer is engaged and, except as authorized in sub. (2m), the  
14 individual's social security number.

15 **SECTION 3mn.** 13.64 (2) of the statutes is amended to read:

16 13.64 (2) The registration shall expire on December 31 of each even-numbered  
17 year. The Except as provided in sub. (2m), the board shall refuse to accept a  
18 registration statement filed by an individual who does not provide his or her social  
19 security number. The board shall refuse to accept a registration statement filed by  
20 an individual or shall suspend any existing registration of an individual for failure  
21 of the individual or registrant to pay court-ordered payments of child or family  
22 support, maintenance, birth expenses, medical expenses or other expenses related  
23 to the support of a child or former spouse or failure of the individual or registrant to  
24 comply, after appropriate notice, with a subpoena or warrant issued by the  
25 department of workforce development or a county child support agency under s.

1 59.53 (5) and related to paternity or child support proceeding, as provided in a  
2 memorandum of understanding entered into under s. 49.857. If all lobbying by or  
3 on behalf of the principal which is not exempt under s. 13.621 ceases, the board shall  
4 terminate the principal's registration and any authorizations under s. 13.65 as of the  
5 day after the principal files a statement of cessation and expense statements under  
6 s. 13.68 for the period covering all dates on which the principal was registered.  
7 Refusal to accept a registration statement or suspension of an existing registration  
8 pursuant to a memorandum of understanding under s. 49.857 is not subject to review  
9 under ch. 227.

10 **SECTION 3mo.** 13.64 (2m) of the statutes is created to read:

11 13.64 (2m) If an individual who applies for registration under this section does  
12 not have a social security number, the individual, as a condition of obtaining  
13 registration, shall submit a statement made or subscribed under oath or affirmation  
14 to the board that the individual does not have a social security number. The form of  
15 the statement shall be prescribed by the department of workforce development. A  
16 registration accepted in reliance upon a false statement submitted under this  
17 subsection is invalid.

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

19 **13.67 Identification of legislative and administrative proposals and**  
20 **topics.** (1) Except as authorized under s. 13.621, no person may engage in lobbying  
21 as a lobbyist on behalf of a principal and no principal may authorize a lobbyist to  
22 engage in lobbying on its behalf unless the principal reports to the board, in such  
23 manner as the board may prescribe, each bill or legislative proposal, budget bill  
24 subject and proposed administrative rule number in connection with which the  
25 principal has made or intends to make a lobbying communication or, if the lobbying

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

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

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

20 13.68 (1) (bn) For each ~~bill or legislative proposal, proposed administrative~~  
21 ~~rule, budget bill subject or other topic~~ that accounts for 10% or more of the principal's  
22 time spent in lobbying during the reporting period, the principal's reasonable  
23 estimate of the proportion of its time spent in lobbying associated with that ~~bill or~~  
24 ~~legislative proposal, proposed administrative rule.~~ ~~With respect to the executive~~  
25 ~~budget bill or bills introduced under s. 16.47, the principal shall further identify from~~

1 ~~topics provided by the board each topic that accounts for 10% or more of the~~  
2 ~~principal's time spent in lobbying during the reporting period and the principal's~~  
3 ~~reasonable estimate of the proportion of its time spent in lobbying associated with~~  
4 ~~that topic, budget bill subject or other topic.~~

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

6 13.685 (4) The board shall, by rule, define what constitutes a "topic" for  
7 purposes of ss. 13.67 and 13.68 (1) (bn).

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

9 13.75 (5) Registering an interest in a ~~bill or~~ legislative proposal, proposed  
10 administrative rule, budget bill subject or other topic under 13.67 (2), \$10.

11 **SECTION 4m.** 13.94 (1) (p) of the statutes is created to read:

12 13.94 (1) (p) No later than January 1, 2008, prepare a program evaluation audit  
13 of the private employer health care coverage program established under subch. X of  
14 ch. 40. The legislative audit bureau shall file a copy of the audit report under this  
15 paragraph with the distributees specified in par. (b).

16 **SECTION 4r.** 13.94 (1) (p) of the statutes, as created by 1999 Wisconsin Act ....  
17 (this act), section 4m, is repealed.

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

19 13.94 (4) (a) 1. Every state department, board, examining board, affiliated  
20 credentialing board, commission, independent agency, council or office in the  
21 executive branch of state government; all bodies created by the legislature in the  
22 legislative or judicial branch of state government; any public body corporate and  
23 politic created by the legislature including specifically a professional baseball park  
24 district and a family care district under s. 46.2895; every Wisconsin works agency  
25 under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch.

1 49; technical college district boards; development zones designated under s. 560.71;  
2 every county department under s. 51.42 or 51.437; every nonprofit corporation or  
3 cooperative to which moneys are specifically appropriated by state law; and every  
4 corporation, institution, association or other organization which receives more than  
5 50% of its annual budget from appropriations made by state law, including  
6 subgrantee or subcontractor recipients of such funds.

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

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

15 **SECTION 6g.** 13.94 (8) of the statutes is created to read:

16 13.94 (8) COUNTY AND MUNICIPAL BEST PRACTICES REVIEWS. (a) In this subsection,  
17 “municipality” means a city, village or town.

18 (b) The state auditor shall undertake periodic reviews to:

19 1. Examine the procedures and practices used by counties and municipalities  
20 to deliver governmental services.

21 2. Determine the methods of governmental service delivery.

22 3. Identify variations in costs and effectiveness of such services between  
23 counties and municipalities.

24 4. Recommend practices to save money or provide more effective service  
25 delivery.

1 (c) The state auditor shall determine the frequency, scope and subject of any  
2 reviews conducted under par. (b).

3 (d) To assist the state auditor with the selection of county and municipal  
4 practices to be reviewed by the auditor, the auditor shall establish an advisory  
5 council consisting of the following members appointed by the auditor:

6 1. Two members chosen from among 6 names submitted by the Wisconsin  
7 Counties Association.

8 2. One member chosen from among 3 names submitted by the League of  
9 Wisconsin Municipalities.

10 3. One member chosen from among 3 names submitted by the Wisconsin  
11 Alliance of Cities.

12 4. One member chosen from among 3 names submitted by the Wisconsin Towns  
13 Association.

14 (e) The members of the council appointed under par. (d) shall serve without  
15 compensation.

16 **SECTION 7m.** 14.035 of the statutes is renumbered 14.035 (1) and amended to  
17 read:

18 14.035 (1) The Subject to sub. (2), the governor may, on behalf of this state,  
19 enter into any compact that has been negotiated under 25 USC 2710 (d).

20 **SECTION 7n.** 14.035 (2) of the statutes is created to read:

21 14.035 (2) Before entering into any compact negotiated under sub. (1), the  
22 governor shall submit the proposed compact to the legislature for approval. The  
23 governor may not enter into any compact until the legislature approves the compact  
24 by joint resolution. If the legislature does not approve without change the proposed  
25 compact, the proposed compact shall be returned to the governor for renegotiation.



1           **SECTION 7q.** 14.037 of the statutes is created to read:

2           **14.037 Indian gaming on lands taken into trust after October 17, 1988.**

3           The governor may not concur with the determination of the U.S. secretary of the  
4           interior, as described in 25 USC 2719 (b) (1) (A), that an Indian gaming  
5           establishment proposed to be located on lands acquired by the U.S. secretary of the  
6           interior in trust for the benefit of an Indian tribe after October 17, 1988, except an  
7           Indian gaming establishment proposed to be located at Dairyland Greyhound Park,  
8           would not be detrimental to the surrounding community unless the legislature  
9           approves the proposed gaming establishment by joint resolution.

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

11          **14.06 Gifts, grants and bequests.** The governor may accept gifts, grants and  
12          bequests, and may expend the proceeds to carry out the purposes for which received.

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

14          **14.18 Assistance from department of workforce development.** The  
15          governor may enter into a cooperative arrangement with the department of  
16          workforce development under which the department assists the governor in  
17          providing temporary assistance for needy families under 42 USC 601 et. seq.

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

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

21          **14.20 (title) Literacy improvement aids.**

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

23          **14.20 (2)** From the ~~appropriation~~ appropriations under s. 20.525 (1) (f) and (kf),  
24          the governor may provide a grant to any local governmental unit or nonprofit  
25          organization for support of a literacy improvement program.

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

2           **SECTION 11p.** 14.26 (7) of the statutes is created to read:

3           14.26 (7) Notwithstanding sub. (6), the secretary of administration may  
4           expend from the appropriation under s. 20.505 (1) (s) for the payment of obligations  
5           incurred by the Wisconsin sesquicentennial commission that remain unpaid as of the  
6           effective date of this subsection .... [revisor inserts date].

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

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

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

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

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

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

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

13           **SECTION 13m.** 15.03 of the statutes is amended to read:

14           **15.03 Attachment for limited purposes.** Any division, office, commission,  
15 council or board attached under this section to a department or independent agency  
16 or a specified division thereof shall be a distinct unit of that department, independent  
17 agency or specified division. Any division, office, commission, council or board so  
18 attached shall exercise its powers, duties and functions prescribed by law, including  
19 rule making, licensing and regulation, and operational planning within the area of  
20 program responsibility of the division, office, commission, council or board,  
21 independently of the head of the department or independent agency, but budgeting,  
22 program coordination and related management functions shall be performed under  
23 the direction and supervision of the head of the department or independent agency,  
24 except that with respect to the office of the commissioner of railroads, all personnel  
25 and biennial budget requests by the office of the commissioner of railroads shall be

1 provided to the department of transportation as required under s. 189.02 (7) and  
2 shall be processed and properly forwarded by the public service commission without  
3 change except as requested and concurred in by the office of the commissioner of  
4 railroads.

5 **SECTION 14c.** 15.07 (1) (b) 19. of the statutes is repealed.

6 **SECTION 14g.** 15.07 (1) (a) 7. of the statutes is created to read:

7 15.07 (1) (a) 7. The members of the Milwaukee school construction board shall  
8 be appointed as provided in s. 15.77.

9 **SECTION 14p.** 15.07 (1) (b) 22. of the statutes is created to read:

10 15.07 (1) (b) 22. Private employer health care coverage board.

11 **SECTION 14r.** 15.07 (1) (b) 22. of the statutes, as created by 1999 Wisconsin Act  
12 .... (this act), section 14p, is repealed.

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

14 15.07 (2) (k) The governor shall serve as chairperson of the governor's  
15 work-based learning board.

16 **SECTION 15m.** 15.07 (4) of the statutes is amended to read:

17 15.07 (4) QUORUM. A majority of the membership of a board constitutes a  
18 quorum to do business and, unless a more restrictive provision is adopted by the  
19 board, a majority of a quorum may act in any matter within the jurisdiction of the  
20 board. This subsection does not apply to actions of the ethics board ~~or~~ the school  
21 district boundary appeal board or the Milwaukee school construction board as  
22 provided in ss. 15.77 (2), 19.47 (4) and 117.05 (2) (a).

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

24 15.105 (25) TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN WISCONSIN BOARD.  
25 (intro.) There is created a technology for educational achievement in Wisconsin

1 board which is attached to the department of administration under s. 15.03. The  
2 board shall consist of the state superintendent of public instruction or his or her  
3 designee, the secretary of administration or his or her designee and the following  
4 members appointed for 4-year terms:

5 **SECTION 30a.** 15.183 (2) of the statutes is amended to read:

6 15.183 (2) DIVISION OF SAVINGS ~~AND LOAN~~ INSTITUTIONS. There is created a  
7 division of savings ~~and loan~~ institutions. Prior to July 1, 2000, the division is  
8 attached to the department of financial institutions under s. 15.03. After June 30,  
9 2000, the division is created in the department of financial institutions. The  
10 administrator of the division shall be appointed outside the classified service by the  
11 secretary of financial institutions and shall serve at the pleasure of the secretary.

12 **SECTION 28b.** 15.155 (2) (c) 1. of the statutes is repealed.

13 **SECTION 28d.** 15.155 (2) (c) 3. of the statutes is amended to read:

14 15.155 (2) (c) 3. ~~Six~~ Two members representing responsible units.

15 **SECTION 28f.** 15.155 (2) (c) 4. of the statutes is repealed and recreated to read:

16 15.155 (2) (c) 4. Two members representing businesses that market products  
17 made from recycled materials, recover recyclable materials or develop markets for  
18 products made from recycled materials.

19 **SECTION 30g.** 15.195 (6) of the statutes is amended to read:

20 15.195 (6) BOARD ON HEALTH CARE INFORMATION. There is created a board on  
21 health care information which is attached to the department of health and family  
22 services under s. 15.03. The board shall consist of 11 members, one of whom shall  
23 be a record administrator, registered by the American Medical Record Association,  
24 and; at least 2 of whom shall be employer purchasers of health care; and 5 of whom  
25 shall be or represent health care providers, including one registered nurse, licensed

1 under s. 441.06, and 2 physicians, as defined in s. 448.01 (5), and 2 representatives  
2 of hospitals, as defined in s. 50.33 (2). The State Medical Society of Wisconsin may  
3 recommend board membership for 5 physicians, one of whom the governor shall  
4 appoint. The members shall be appointed for 4-year terms.

5 **SECTION 30r.** 15.195 (9) of the statutes is created to read:

6 15.195 (9) INDEPENDENT REVIEW BOARD. There is created an independent review  
7 board that is attached to the department of health and family services under s. 15.03.  
8 The board may not include an employe of the department of health and family  
9 services and shall consist of the commissioner of insurance or his or her designee and  
10 the following members appointed for 4-year terms:

11 (a) A statistician or researcher.

12 (b) A medical ethicist of the University of Wisconsin System or the Medical  
13 College of Wisconsin.

14 (c) An expert in issues relating to privacy.

15 (d) A purchaser of health care.

16 **SECTION 28m.** 15.195 (1) of the statutes is created to read:

17 15.195 (1) TOBACCO CONTROL BOARD. (a) There is created a tobacco control board  
18 attached to the department of health and family services under s. 15.03, except that  
19 the secretary of health and family services shall submit to the department of  
20 administration the proposed budget of the board exactly as prepared by the board to  
21 the extent that it comports with the requirements of the department of  
22 administration. The tobacco control board shall consist of the following members:

23 1. The attorney general or his or her designee.

24 2. One majority party senator, one minority party senator, one majority party  
25 representative to the assembly and one minority party representative to the

1 assembly, appointed as are the members of standing committees in their respective  
2 houses.

3 3. The secretary of health and family services or his or her designee.

4 4. The superintendent of public instruction.

5 5. One physician with expertise in oncology, cardiovascular disease, smoking  
6 cessation or public health.

7 6. One student from the University of Wisconsin System.

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

10 8. Five representatives of organizations that have as their primary  
11 organizational mission reducing the health or economic consequences of tobacco use  
12 or ameliorating the effects of tobacco use and reducing the incidence of particular  
13 diseases or health conditions associated with tobacco use.

14 9. One local health officer.

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

17 11. One retailer who sells tobacco products.

18 12. One representative of a hospital.

19 (b) The members specified in par. (a) 5. to 12. shall be appointed for 3-year  
20 terms, except that if a student member appointed under par. (a) 6. or 7. loses the  
21 status upon which the appointment was based, he or she shall cease to be a member  
22 of the tobacco control board.

23 (c) The board shall meet at least 4 times per year. Ten members constitute a  
24 quorum. For the purpose of conducting business and exercising its powers, a  
25 majority vote of the members of the board is required.

1           **SECTION 28m.** 15.105 (27) of the statutes is created to read:

2           15.105 (27) CENSUS EDUCATION BOARD. There is created a census education  
3 board which is attached to the department of administration under s. 15.03. The  
4 board shall consist of 2 senators and 2 representatives to the assembly who shall be  
5 appointed in the same manner as members of standing committees of the legislature  
6 are appointed.

7           **SECTION 28n.** 15.105 (27) of the statutes, as created by 1999 Wisconsin Act ....  
8 (this act), is repealed.

9           **SECTION 28c.** 15.165 (5) of the statutes is created to read:

10           15.165 (5) PRIVATE EMPLOYER HEALTH CARE COVERAGE BOARD. (a) There is created  
11 in the department of employe trust funds a private employer health care coverage  
12 board consisting of the secretary of employe trust funds or his or her designee, the  
13 secretary of health and family services or his or her designee and the following  
14 members appointed for 3-year terms:

- 15           1. One member who represents health maintenance organizations.
- 16           2. One member who represents hospitals.
- 17           3. One member who represents insurance agents, as defined in s. 628.02 (4).
- 18           4. Two members who are employes eligible to receive health care coverage  
19 under subch. X of ch. 40 and whose employer employs not more than 50 employes.
- 20           5. One member who represents insurers.
- 21           6. Two members who are, or who represent, employers that employ not more  
22 than 50 employes and who are eligible to offer health care coverage under subch. X  
23 of ch. 40.
- 24           7. One member who is a physician, as defined in s. 448.01 (5).
- 25           8. Two members who represent the public interest.



1 (b) The secretary of employe trust funds or his or her designee and the secretary  
2 of health and family services or his or her designee shall be nonvoting members.

3 **SECTION 28r.** 15.165 (5) of the statutes, as created by 1999 Wisconsin Act ….  
4 (this act), section 28c, is repealed.

5 **SECTION 28m.** 15.107 (17) of the statutes is created to read:

6 15.107 (17) COUNCIL ON UTILITY PUBLIC BENEFITS. There is created a council on  
7 utility public benefits that is attached to the department of administration under s.  
8 15.03. The council shall consist of the following members appointed for 3-year  
9 terms:

- 10 (a) Two members appointed by the governor.  
11 (b) Two members appointed by the senate majority leader.  
12 (c) One member appointed by the senate minority leader.  
13 (d) Two members appointed by the speaker of the assembly.  
14 (e) One member appointed by the assembly minority leader.  
15 (f) One member appointed by the secretary of natural resources.  
16 (g) One member appointed by the secretary of administration.  
17 (h) One member appointed by the chairperson of the public service commission.

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

19 15.197 (5) COUNCIL ON LONG-TERM CARE. There is created in the department of  
20 health and family services a council on long-term care, which shall consist of 15  
21 members. The governor shall designate the chairperson of the council on long-term  
22 care.

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

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

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

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

3 15.197 (26) SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN  
4 COUNCIL. (a) There is created in the department of health and family services a  
5 supplemental food program for women, infants and children council. The council  
6 shall consist of the following members:

7 1. One representative of independent retail grocery stores.

8 2. One representative of the food industry warehouse distribution system.

9 3. One representative of convenience stores.

10 4. One representative of pharmacies.

11 5. One representative of financial institutions.

12 6. Two participants in the supplemental food program for women, infants and  
13 children.


14 7. The secretary of health and family services or his or her designee.

15 8. One representative of a community-based hunger prevention program in the  
16 city of Milwaukee.

17 (b) The member under par. (a) 7. may not serve as the chairperson of the council.

18 (c) The council shall meet at least 4 times per year.

19 (d) This subsection does not apply beginning on January 1, 2002.

20   
21 **SECTION 35.** 15.223 (2) of the statutes is repealed.

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

23 15.223 (3) DIVISION OF WORKFORCE EXCELLENCE. There is created in the  
24 department of workforce development a division of workforce excellence.

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

1           15.225 (2) (b) *Membership*. The Wisconsin conservation corps board consists  
2 of 7 members appointed by the governor from various areas of the state in a manner  
3 designed to provide regional, environmental and agricultural representation. One  
4 member of the board shall be a member of ~~an area private industry council~~ a local  
5 workforce development board established under ~~the job training partnership act, 29~~  
6 USC 1501 to 1781 29 USC 2832.

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

8           15.225 (3) GOVERNOR'S WORK-BASED LEARNING BOARD. (a) There is created a  
9 governor's work-based learning board which is attached to the department of  
10 workforce development under s. 15.03.

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

- 13           1. The governor.
- 14           2. The state superintendent of public instruction.
- 15           3. The president of the technical college system board.
- 16           4. The director of the technical college system board.
- 17           5. The secretary of workforce development.
- 18           6. The administrator of the division of workforce excellence in the department  
19 of workforce development.

20           6g. One member who is a representative of organized labor and one member  
21 who is a representative of business and industry, appointed as are the members of  
22 assembly standing committees.

23           6m. One member who is a representative of organized labor and one member  
24 who is a representative of business and industry, appointed as are the members of  
25 senate standing committees.

1           7g. Two members who are representatives of organized labor, appointed by the  
2 governor to serve at the pleasure of the governor.

3           8g. Two members who are representatives of business and industry, appointed  
4 by the governor to serve at the pleasure of the governor.

5           8m. Two members having experience in secondary vocational education and  
6 work-based learning who are not public officers and who do not possess the  
7 qualifications of the members under subs. 6g., 6m., 7g. and 8g. appointed by the  
8 governor to serve at the pleasure of the governor.

9           9. One member, who is not a public officer and who does not possess the  
10 qualifications of the members under subs. 6g., 6m., 7g. and 8g., to represent the  
11 interests of the public, appointed by the governor to serve at the pleasure of the  
12 governor.

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

14           **SECTION 37L.** 15.343 of the statutes is created to read:

15           **15.343 Same; specified divisions.** (1) DIVISION OF FORESTRY. There is created  
16 in the department of natural resources a division of forestry.

17           **SECTION 37j.** 15.377 (1) of the statutes is repealed and recreated to read:

18           15.377 (1) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. (a) *Definition.* In  
19 this subsection, “visually impaired” has the meaning given in s. 115.51 (4).

20           (b) *Creation.* There is created a blind and visual impairment education council  
21 in the department of public instruction.

22           (c) *Members.* The blind and visual impairment education council shall consist  
23 of the following members, at least one of whom has been certified by the library of  
24 congress as a braille transcriber, appointed by the state superintendent for 3-year  
25 terms:

- 1           1. Three parents of children who are visually impaired.
- 2           2. Three persons who are members of an organization affiliated with persons
- 3           who are visually impaired.
- 4           3. Three licensed teachers, one of whom is a teacher of the visually impaired,
- 5           one of whom is an orientation and mobility teacher and one of whom is a general
- 6           education teacher.
- 7           4. One school board member.
- 8           5. One school district administrator.
- 9           6. One school district special education director.
- 10          7. One cooperative educational service agency representative.
- 11          8. One person who has experience in educating the visually impaired or in
- 12          educating teachers of the visually impaired and is affiliated with an institution of
- 13          higher education.
- 14          9. Three other members, at least one of whom is visually impaired.

15           **SECTION 37k.** 15.406 (4) of the statutes is created to read:

16           15.406 (4) **ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD.** There is created

17           in the department of regulation and licensing, attached to the medical examining

18           board, an athletic trainers affiliated credentialing board consisting of the following

19           members appointed for 4-year terms:

20           (a) Four athletic trainers who are licensed under subch. VI of ch. 448 and who

21           have not been issued a credential in athletic training by a governmental authority

22           in a jurisdiction outside this state. One of the athletic trainer members may also be

23           licensed under ch. 446 or 447 or subch. II, III or IV of ch. 448.

24           (b) One member who is licensed to practice medicine and surgery under subch.

25           II of ch. 448 and who has experience with athletic training and sports medicine.

1 (c) One public member.

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

4 **15.495 Same; attached board.** (1) EDUCATIONAL APPROVAL BOARD. There is  
5 created an educational approval board which is attached to the ~~higher educational~~  
6 ~~aids board~~ department of veterans affairs under s. 15.03. The board shall consist of  
7 not more than 7 members, who shall be representatives of state agencies and other  
8 persons with a demonstrated interest in educational programs, appointed to serve  
9 at the pleasure of the governor.

10 **SECTION 40k.** 15.77 of the statutes is created to read:

11 **15.77 Milwaukee school construction board.** (1) There is created a  
12 Milwaukee school construction board consisting of all of the following:

13 (a) One senator and one representative to the assembly appointed as are the  
14 members of standing committees in their respective houses.

15 (b) One person appointed by the mayor of the city of Milwaukee.

16 (c) One person appointed by the governor.

17 (2) Any action of the Milwaukee school construction board requires the  
18 affirmative vote of 3 of its members.

19 (3) The Milwaukee school construction board does not have rule-making  
20 authority.

21 (4) The board of school directors of the school district operating under ch. 119  
22 shall assist the Milwaukee school construction board in the performance of its duties.

23 (5) This section does not apply after the first day of the 60th month beginning  
24 after the effective date of this subsection .... [revisor inserts date].

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

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

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

8           16.004 (14) GRANTS TO TECHNICAL COLLEGES. From the appropriation under s.  
9           20.505 (4) (e), the secretary shall award grants to technical college district boards to  
10          develop or expand programs in occupational areas in which there is a high demand  
11          for workers, and to make capital expenditures that are necessary for such  
12          development or expansion, as determined by the secretary. The department shall  
13          promulgate rules establishing criteria for judging grant applications.

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

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

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

3           2. Providing advice and assistance in preparing and filing complaints,  
4 grievances and appeals of complaints or grievances.

5           3. Providing negotiation and mediation.

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

8           5. Providing individual case advocacy services in administrative hearings and  
9 legal representation for judicial proceedings regarding family care services or  
10 benefits.

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

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

13           16.023 (1m) (a) In this subsection:

14           1. "Land rights" means a holder's nonpossessory interest in land that imposes  
15 a limitation or affirmative obligation the purpose of which is to retain or protect  
16 natural, scenic or open space values of land, assuring the availability of land for  
17 agricultural, forest, wildlife habitat or open space use, protecting natural resources  
18 or maintaining or enhancing air or water quality.

19           2. "Transaction" means a conveyance of land rights.

20           (b) Not later than January 1, 2000, the council shall develop and distribute a  
21 form to each register of deeds that contains space for the following information:  
22

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

24           2. The date of the transaction.

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



1           4. The approximate total size of the parcel of which the land rights constitute  
2 a portion.

3           (c) For a transaction that is completed after June 30, 2000, a person who is a  
4 party to a transaction, as a purchaser or purchaser's agent or as a seller or seller's  
5 agent, shall prepare and sign the form described in par. (b). The person who prepares  
6 and signs the form shall send one copy of the form to the council, which shall create  
7 and maintain a directory for the forms.

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

9           16.023 (3) Subsections (1) ~~and~~ to (2) do not apply after August 31, 2003.

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

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

12          **16.18 Management assistance grants to certain counties.** (1) In this  
13 section, "eligible county" means a county that has a geographic area of less than 400  
14 square miles and that contains no incorporated municipal territory.

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

18           (a) Public security.

19           (b) Public health.

20           (c) Public infrastructure.

21           (d) Public employe training.

22           (e) Economic development.

23          (3) No eligible county may receive a grant under this section unless the county  
24 maintains its financial records in accordance with accounting procedures  
25 established by the department of revenue, and unless the county submits to the

1 department a detailed expenditure plan that identifies how the grant proceeds are  
2 proposed to be expended and how the proposed expenditures will enable the county  
3 to meet its goals for execution of the functions specified in sub. (2) for which the grant  
4 is requested.

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

7 (5) No county may receive a grant under this section in an amount exceeding  
8 \$500,000 in any state fiscal year.

9  
10 **SECTION 51m.** 16.23 of the statutes is repealed.

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

13 14.63 (1) (b) "Institution of higher education" means a public or private  
14 institution of higher education that is accredited by an accrediting association  
15 recognized by the ~~department~~ state treasurer, and a proprietary school approved by  
16 the educational approval board under s. ~~39.51~~ 45.54.

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

19 14.63 (2) **WEIGHTED AVERAGE TUITION; TUITION UNIT COST.** (intro.) Annually, the  
20 ~~department~~ state treasurer and the board jointly shall determine all of the following:

21 (b) The price of a tuition unit, which shall be valid for a period determined  
22 jointly by the ~~department~~ state treasurer and the board. The price shall be sufficient  
23 to ensure the ability of the ~~department~~ state treasurer to meet ~~its~~ his or her  
24 obligations under this section. To the extent possible, the price shall be set so that  
25 the value of the tuition unit in the anticipated academic year of its use will be equal

1 to 1% of the weighted average tuition for that academic year plus the costs of  
2 administering the program under this section attributable to the unit.

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

5 14.63 (3) (a) (intro.) The ~~department~~ state treasurer shall contract with an  
6 individual, a trust or a legal guardian for the sale of tuition units to that individual,  
7 trust or legal guardian if all of the following apply:

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

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

13 14.63 (4) NUMBER OF TUITION UNITS PURCHASED. A person who enters into a  
14 contract under sub. (3) may purchase tuition units at any time and in any number,  
15 except that the total number of tuition units purchased on behalf of a single  
16 beneficiary may not exceed the number necessary to pay for 4 years of full-time  
17 attendance, including mandatory student fees, as a resident undergraduate at the  
18 institution within the University of Wisconsin System that has the highest resident  
19 undergraduate tuition, as determined by the ~~department~~ state treasurer, in the  
20 anticipated academic years of their use.

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

23 14.63 (5) (a) Except as provided in sub. (7m), if an individual named as  
24 beneficiary in a contract under sub. (3) attends an institution of higher education in  
25 the United States, each tuition unit purchased on his or her behalf entitles that

1 beneficiary to apply toward the payment of tuition and mandatory student fees at the  
2 institution an amount equal to 1% of the anticipated weighted average tuition of  
3 bachelor's degree-granting institutions within the University of Wisconsin System  
4 for the year of attendance, as estimated under sub. (2) in the year in which the tuition  
5 unit was purchased.

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

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

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

12 14.63 (6) (a) 5. Other circumstances determined by the ~~department~~ state  
13 treasurer to be grounds for termination.

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

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

20 14.63 (7) (a) (intro.) Except as provided in sub. (7m), the ~~department~~ state  
21 treasurer shall do all of the following:

22 3. If a contract is terminated under sub. (6) (a) 4. or (b), refund to the person  
23 who entered into the contract an amount equal to 99% of the amount determined  
24 under subd. 2. ~~If a contract is terminated under sub. (6) (a) 4., the department may~~

1 ~~not issue a refund for one year following receipt of the notice of termination and may~~  
2 ~~not issue a refund of more than 100 tuition units in any year.~~

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

6 5. If the beneficiary is awarded a scholarship, tuition waiver or similar subsidy  
7 that cannot be converted into cash by the beneficiary, refund to the person who  
8 entered into the contract, upon the person's request, an amount equal to the value  
9 of the tuition units that are not needed because of the scholarship, waiver or similar  
10 subsidy and that would otherwise have been paid by the ~~department~~ state treasurer  
11 on behalf of the beneficiary during the semester in which the beneficiary is enrolled.

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

15 **SECTION 59.** 16.24 (7m) of the statutes is renumbered 14.63 (7m), and 14.63  
16 (7m) (a) (intro.), (b) and (c), as renumbered, are amended to read:

17 14.63 (7m) (a) (intro.) The ~~department~~ state treasurer may adjust the value of  
18 a tuition unit based on the actual earnings attributable to the tuition unit less the  
19 costs of administering the program under this section that are attributable to the  
20 tuition unit if any of the following applies:

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

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

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

8 **14.63 (8) EXEMPTION FROM GARNISHMENT, ATTACHMENT AND EXECUTION.** Moneys  
9 deposited in the tuition trust fund and a beneficiary's right to the payment of tuition  
10 and mandatory student fees under this section are not subject to garnishment,  
11 attachment, execution or any other process of law.

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

14 **14.63 (9) CONTRACT WITH ACTUARY.** The department state treasurer shall  
15 contract with an actuary or actuarial firm to evaluate annually whether the assets  
16 in the tuition trust fund are sufficient to meet the obligations of the department state  
17 treasurer under this section and to advise the department state treasurer on setting  
18 the price of a tuition unit under sub. (2) (b).

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

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

7 (10m) REPAYMENT TO GENERAL FUND. The secretary of administration shall  
8 transfer from the tuition trust fund to the general fund an amount equal to the  
9 amount encumbered from the ~~appropriation~~ appropriations under s. 20.505 (9) (a),  
10 1995 stats., and s. 20.585 (2) (a) when the secretary of administration determines  
11 that funds in the tuition trust fund are sufficient to make the transfer. The secretary  
12 of administration may make the transfer in instalments.

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

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

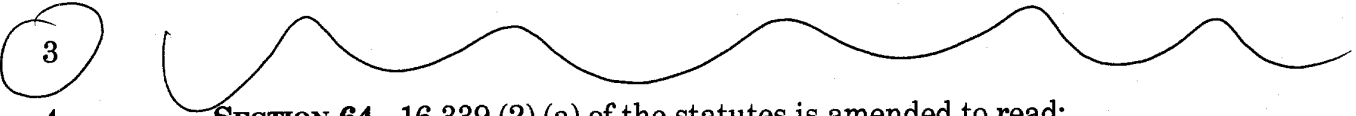
19 14.63 (12) (title) ADDITIONAL DEPARTMENT DUTIES AND POWERS OF THE STATE  
20 TREASURER.

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

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

23 (13) PROGRAM TERMINATION. If the ~~department~~ state treasurer determines that  
24 the program under this section is financially infeasible, the ~~department~~ state

1 treasurer shall discontinue entering into tuition prepayment contracts under sub.  
2 (3) and discontinue selling tuition units under sub. (4).



3  
4 **SECTION 64.** 16.339 (2) (a) of the statutes is amended to read:

5 16.339 (2) (a) From the appropriation under s. 20.505 (7) (dm), the department  
6 may award a grant ~~that does not exceed \$50,000~~ to an eligible applicant for the  
7 purpose of providing transitional housing and associated supportive services to  
8 homeless individuals and families if the conditions under par. (b) are satisfied. The  
9 department shall ensure that the funds for the grants are reasonably balanced  
10 among geographic areas of the state, consistent with the quality of applications  
11 submitted.

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

14 101.935 (2) (d) A permit may not be issued under this subsection until all  
15 applicable fees have been paid. If the payment is by check or other draft drawn upon  
16 an account containing insufficient funds, the permit applicant shall, within 15 days  
17 after receipt of notice from the department of the insufficiency, pay by cashier's check  
18 or other certified draft, money order or cash the fees ~~from~~ to the department, late fees  
19 and processing charges that are specified by rules promulgated by the department.  
20 If the permit applicant fails to pay all applicable fees, late fees and the processing  
21 charges within 15 days after the applicant receives notice of the insufficiency, the  
22 permit is void. In an appeal concerning voiding of a permit under this paragraph,  
23 the burden is on the permit applicant to show that the entire applicable fees, late fees  
24 and processing charges have been paid. During any appeal process concerning a



1 payment dispute, operation of the mobile home park in question is considered to be  
2 operation without a permit.

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

6 **SECTION 64m.** 16.366 (2m) of the statutes is renumbered 101.935 (2m), and  
7 101.935 (2m) (a) 1., as renumbered, is amended to read:

8 101.935 (2m) (a) 1. Upon completion of the construction of a new mobile home  
9 park.

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

12 101.935 (3) The department may promulgate rules and issue orders to  
13 administer and enforce this section. ~~A person who violates this section or a~~  
14 ~~regulation or order under this section may be required to forfeit not less than \$10 nor~~  
15 ~~more than \$250 for each offense. Each day of continued violation constitutes a~~  
16 ~~separate offense.~~

17 **SECTION 65d.** 16.385 (7) of the statutes is amended to read:

18 16.385 (7) INDIVIDUALS IN STATE PRISONS OR SECURED JUVENILE FACILITIES. No  
19 payment under sub. (6) may be made to a prisoner who is imprisoned in a state prison  
20 under s. 302.01 or to a person placed at a secured correctional facility, as defined in  
21 s. 938.02 (15m), or a secured child caring institution, as defined in s. 938.02 (15g),  
22 or a secured group home, as defined in s. 938.02 (15p).

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

24 16.40 (20) **PUBLIC DEBT SERVICE COSTS PROJECTION.** Prepare in each  
25 odd-numbered year for inclusion in the report submitted by the building commission

1 under s. 13.48 (7) a projection of the long-term trends in principal and interest costs  
2 on public debt contracted under subchs. I and IV of ch. 18 as a proportion of all tax  
3 revenues that are deposited or are expected to be deposited in the general fund. The  
4 projection shall take account of the recommendations adopted by the building  
5 commission for the long-range building program under s. 13.48 (7) for the succeeding  
6 fiscal biennium and all proposed general obligation bonding contained in the  
7 executive budget bill or bills, including bonding for the authorized state building  
8 program as well as for other borrowing purposes.

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

10 16.40 (21) ADMINISTRATIVE SERVICES PROVIDED TO THE BOARD OF COMMISSIONERS  
11 OF PUBLIC LANDS. Render an accounting to the board of commissioners of public lands  
12 for the costs of all administrative services provided by the department and other  
13 state agencies, as defined in s. 20.001 (1), to the board. All moneys received from the  
14 board under s. 24.64 for the costs of administrative services provided by the  
15 department and other state agencies shall be deposited in the general fund.

16 **SECTION 70m.** 16.50 (5m) of the statutes is amended to read:

17 16.50 (5m) UNIVERSITY INDIRECT COST REIMBURSEMENTS. Subsections (2) to (5)  
18 do not apply to expenditures authorized under s. 20.285 (2) (i) 2.

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

20 16.54 (2) (a) 2. Whenever a block grant is made to this state under any federal  
21 law enacted after August 31, 1995, which authorizes the distribution of block grants  
22 for the purposes for which the grant is made, the governor shall not administer and  
23 no board, commission or department may encumber or expend moneys received as  
24 a part of the grant unless the governor first notifies the cochairpersons of the joint  
25 committee on finance, in writing, that the grant has been made. The notice shall

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

12 **SECTION 78t.** 16.54 (11m) of the statutes is created to read:

13 16.54 (11m) All moneys received by the state as national forest income under  
14 16 USC 500 shall be distributed to school districts that contain national forest lands  
15 within their boundaries. The distribution to each school district shall reflect the  
16 proportion of national forest acreage located within the school district. <sup>pe</sup>

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

18 16.54 (12) (a) The department of health and family services may not expend  
19 or encumber any moneys received under s. 20.435 (8) (mm) unless the department  
20 of health and family services submits a plan for the expenditure of the moneys to the  
21 department of administration and the department of administration approves the  
22 plan.

23 (b) The department of workforce development may not expend or encumber any  
24 moneys received under s. 20.445 (3) (mm) unless the department of workforce

1 development submits a plan for the expenditure of the moneys to the department of  
2 administration and the department of administration approves the plan.

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

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

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

15 16.54 (13) (a) If the state receives any interest payments from the federal  
16 government relating to the timing of expenditures by the state pursuant to a federal  
17 government grant program or federal government contract, the payments shall be  
18 credited to the general fund as general purpose revenue — earned.

19 (b) If the state is required to pay any interest payments to the federal  
20 government relating to the timing of expenditures by the state pursuant to a federal  
21 government grant program or federal government contract, the secretary shall notify  
22 the cochairpersons of the joint committee on finance, in writing, that the state is  
23 required to pay an interest payment. The notice shall contain an accounting of the  
24 amount of interest that the state is required to pay. If the cochairpersons of the  
25 committee do not notify the secretary that the committee has scheduled a meeting

1 for the purpose of reviewing the proposed payment of interest within 14 working  
2 days after the date of the secretary's notification, the payment may be made as  
3 proposed by the secretary. If, within 14 working days after the date of the secretary's  
4 notification, the cochairpersons of the committee notify the secretary that the  
5 committee has scheduled a meeting for the purpose of reviewing the proposed  
6 interest payment, no interest payment may be made without the approval of the  
7 committee.

8 **SECTION 81g.** 16.70 (13m) of the statutes is created to read:

9 16.70 (13m) "Remanufacturing" means the process by which a durable product  
10 is restored, retaining the bulk of components that have been through at least one life  
11 cycle and replacing consumable portions to enable the product to be restored to its  
12 originally intended function.

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

14 16.702 (4) The department shall deposit all revenues received from fees  
15 assessed under this section in the ~~information technology investment~~ VendorNet  
16 fund.

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

18 16.72 (2) (b) Except as provided in ~~ss. 16.751 and~~ 565.25 (2) (a) 4., the  
19 department shall prepare or review specifications for all materials, supplies,  
20 equipment, other permanent personal property and contractual services not  
21 purchased under standard specifications. Such "nonstandard specifications" may be  
22 generic or performance specifications, or both, prepared to describe in detail the  
23 article which the state desires to purchase either by its physical properties or  
24 programmatic utility. When appropriate for such nonstandard items or services,  
25 trade names may be used to identify what the state requires, but wherever possible

1 2 or more trade names shall be designated and the trade name of any Wisconsin  
2 producer, distributor or supplier shall appear first.

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

4 16.72 (2) (d) ~~To~~ Except as permitted in s. 16.751, to the extent possible, the  
5 department and any other designated purchasing agent under s. 16.71 (1) shall write  
6 specifications for the purchase of materials, supplies, commodities, equipment and  
7 contractual services so as to permit their purchase from prison industries, as created  
8 under s. 303.01 (1).

9 **SECTION 82pm.** 16.72 (2) (e) of the statutes is renumbered 16.72 (2) (e) 1.

10 **SECTION 82pr.** 16.72 (2) (e) 2. of the statutes is created to read:

11 16.72 (2) (e) 2. a. In this subdivision, “toner cartridge” means a cartridge  
12 containing dry, powdered ink for application to paper by use of a photocopier, laser  
13 printer or similar device.

14 b. In writing specifications for purchases under this section, the department,  
15 any other designated purchasing agent under s. 16.71 (1) and each authority, other  
16 than the University of Wisconsin Hospitals and Clinics Authority, shall ensure that  
17 the specifications prohibit the procurement of a toner cartridge whose original  
18 manufacturer places restrictions on the remanufacturing of the toner cartridge by  
19 any person other than the original manufacturer. Restrictions on remanufacturing  
20 include reducing the price of the toner cartridge in exchange for an agreement not  
21 to remanufacture the toner cartridge, a licensing agreement on the toner cartridge  
22 that forbids remanufacturing and any contract that forbids the remanufacturing or  
23 recycling of a toner cartridge. Trade names may be used in specifications written  
24 under this subdivision.

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