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11 √ *b1813/5.6* 319. Page 465, line 17: after that line insert:

12 *b1813/5.6* "SECTION 701p. 25.187 of the statutes is created to read:

13 25.187 Operating expenditures. (1) In this section, "operating
14 expenditures" include all costs and expenses incurred by the investment board for
15 the purpose of operating the board and managing the assets of each fund for which
16 the board has management responsibility, but does not include costs or expenses
17 incurred under s. 25.18 (1) (a), (c), (f) or (m) or (2) (d) or (e) or 40.04 (3) (intro.).

18 (2) (a) Subject to pars. (b) and (c), on July 1 and January 1 of each year, the
19 investment board shall estimate the amounts required for its operating expenditures
20 for the next 6-month period and shall assess each fund for which the board has
21 management responsibility for its share of the estimated operating expenditures in
22 an equitable manner. The board shall pay the assessment from the current income
23 of each fund, unless an appropriation is made for payment of the assessment, in
24 which case the assessment shall be paid from that appropriation account.

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1 (b) If the estimate of the amounts required for the board's operating
2 expenditures for a 6-month period differs from its actual operating expenditures, the
3 board shall adjust the estimate of the amounts required for its operating
4 expenditures for the next 6-month period to reflect the difference between its
5 estimated operating expenditures and actual operating expenditures for the prior
6 6-month period.

7 (c) 1. Except as provided in subd. 2., the total amount that the board may assess
8 the funds for which the board has management responsibility for any fiscal year may
9 not exceed the greater of \$17,720,500 or 0.0275% of the total market value of the
10 assets of the funds on April 30 of the preceding fiscal year.

11 2. In addition to the amount assessed under subd. 1., the board may assess the
12 funds for which the board has management responsibility for any fiscal year up to
13 an additional 0.0025% of the total market value of the assets of the funds on April
14 30 of the preceding fiscal year if the board notifies the joint committee on finance in
15 writing of the proposed assessment. If the cochairpersons of the committee do not
16 notify the board that the committee has scheduled a meeting for the purpose of
17 reviewing the proposed assessment within 14 working days after the date of the
18 board's notification, the board may make the assessment. If, within 14 working days
19 after the date of the board's notification, the cochairpersons of the committee notify
20 the board that the committee has scheduled a meeting for the purpose of reviewing
21 the proposed assessment, the board may make the assessment only upon approval
22 of the committee.

23 3. For the purposes of this paragraph, the board shall do all of the following:

1 a. Determine the total market value of the assets of the funds according to the
2 methodology used to determine the market value of the fixed retirement investment
3 trust under s. 25.17 (14).

4 b. Annually, certify to the department of administration and to the joint
5 committee on finance the total market value of the assets of the funds on April 30 no
6 later than June 15.

7 (3) The investment board shall transmit a notice of each assessment to each
8 fund at the time that the assessment is made, and shall transmit a statement of the
9 board's actual expenditures for management of each fund at the close of each fiscal
10 year both to the state agency having primary responsibility for expenditure of
11 principal or earnings of the fund and to the department of administration or, if there
12 is no state agency, only to the department of administration.”.

13 *b0848/1.3* **320.** Page 465, line 23: after that line insert:

14 *b0848/1.3* “SECTION 702m. 25.29 (7) (intro.) of the statutes is amended to
15 read:

16 25.29 (7) (intro.) All of the proceeds of the tax which is levied under s. 70.58, and
17 all moneys paid into the state treasury as the counties' share of compensation of
18 emergency fire wardens under s. 26.14 shall be used for acquiring, preserving and
19 developing the forests of the state, including the acquisition of lands owned by
20 counties by virtue of any tax deed and of other lands suitable for state forests, and
21 for the development of lands so acquired and the conduct of forestry thereon,
22 including the growing and planting of trees; for forest and marsh fire prevention and
23 control; for grants to forestry cooperatives under s. 36.56; for compensation of
24 emergency fire wardens; for maintenance, permanent property and forestry

1 improvements; for other forestry purposes authorized by law and for the payment of
2 aid for forests as authorized in s. 28.11 and subchs. I and VI of ch. 77.”.

3 *b1691/2.1* **321.** Page 465, line 23: after that line insert:

4 *b1691/2.1* **SECTION 702m.** 25.29 (3m) of the statutes is created to read:

5 25.29 (3m) (a) The total amount that the department may expend for a given
6 fiscal year from the fish and wildlife account of the conservation fund for
7 administrative costs may not exceed 16% of the expenditures from that account for
8 that fiscal year.

9 (b) For purposes of par. (a), administrative costs consist of the costs incurred
10 in the administration of the department and its divisions and bureaus, in providing
11 support services for the department and in the issuance of licenses and other
12 approvals by the department.”.

13 / *b1809/2.6* **322.** Page 466, line 13: delete lines 13 to 16.

14 *b1831/4.7* **323.** Page 466, line 16: after that line insert:

15 *b1831/4.7* **SECTION 704mh.** 25.40 (1) (fm) of the statutes is created to read:

16 25.40 (1) (fm) All moneys received as fees under s. 101.9208 (1), except fees
17 received under s. 101.9208 (1) (b).

18 *b1831/4.7* **SECTION 704pd.** 25.40 (2) (b) 19g. of the statutes is created to read:

19 25.40 (2) (b) 19g. Section 20.143 (3) (sa).”.

20 *b1676/2.3* **324.** Page 466, line 17: delete lines 17 to 23.

21 *b1831/4.8* **325.** Page 467, line 21: delete “(2)” and substitute “(1)(b)”.

22 *b1682/2.1* **326.** Page 468, line 22: delete “(9) (c) and (9m)” and substitute

23 “(8m) and (9) (c)”.

24 *b1907/2.1* **327.** Page 468, line 22: after that line insert:

1 ***b1907/2.1*** **SECTION 716m.** 25.49 (3) of the statutes is created to read:
2 25.49 (3) The fees imposed under s. 289.645.”

3 ***b1780/3.11*** **328.** Page 470, line 10: delete “\$26,600,000” and substitute
4 “\$23,500,000”.

5 ***b1780/3.12*** **329.** Page 470, line 13: delete “only”.

6 ***b1888/4.15*** **330.** Page 470, line 14: after that line insert:

7 ***b1888/4.15*** **SECTION 717xa.** 25.75 (1) (b) of the statutes is amended to read:
8 25.75 (1) (b) “Gross lottery revenues” means gross revenues from the sale of
9 lottery tickets and lottery shares under ch. 565 and revenues from the imposition of
10 fees, if any, under s. 565.10 (8) ~~and includes compensation, including bonuses, if any,~~
11 ~~paid to retailers under s. 565.10 (14), regardless of whether the compensation is~~
12 ~~deducted by the retailer prior to transmitting lottery ticket and lottery share~~
13 ~~revenues to the commission.~~

14 ***b1888/4.15*** **SECTION 717xb.** 25.75 (1) (b) of the statutes, as affected by 1999
15 Wisconsin Act (this act), is repealed and recreated to read:

16 25.75 (1) (b) “Gross lottery revenues” means gross revenues from the sale of
17 lottery tickets and lottery shares under ch. 565 and revenues from the imposition of
18 fees, if any, under s. 565.10 (8) and includes compensation, including bonuses, if any,
19 paid to retailers under s. 565.10 (14), regardless of whether the compensation is
20 deducted by the retailer prior to transmitting lottery ticket and lottery share
21 revenues to the commission.

22 ***b1888/4.15*** **SECTION 717xf.** 25.75 (1) (c) 3. of the statutes is repealed.

23 ***b1888/4.15*** **SECTION 717xg.** 25.75 (1) (c) 3. of the statutes is created to read:

1 25.75 (1) (c) 3. Amounts for other expenses including compensation paid to
2 retailers under s. 565.10 (14) and amounts paid to vendors for on–line services and
3 supplies provided by the vendors under contract under s. 565.25 (2) (a).

4 ***b1888/4.15* SECTION 717xh.** 25.75 (2) of the statutes, as affected by 1999
5 Wisconsin Act 5, is amended to read:

6 25.75 (2) CREATION. There is created a separate nonlapsible trust fund known
7 as the lottery fund, to consist of gross lottery revenues received by the department
8 of revenue and moneys transferred to the lottery fund under ss. 20.455 (2) (g) and
9 20.505 (8) (am), (g) and (jm) and 1999 Wisconsin Act (this act), section 9243 (2c).

10 ***b1888/4.15* SECTION 717xi.** 25.75 (3) (b) of the statutes is repealed.

11 ***b1888/4.15* SECTION 717xj.** 25.75 (3) (b) of the statutes is created to read:

12 25.75 (3) (b) *Expenses.* No more than an amount equal to 10% of gross lottery
13 revenues for each year may be expended to pay the expenses for the operation and
14 administration of the lottery, except that expenses for the operation and
15 administration of the lottery may exceed 10% of gross lottery revenues if so approved
16 by the joint committee on finance under s. 13.10. In computing expenses subject to
17 the 10% limitation under this paragraph:

18 1. Compensation paid to retailers under s. 565.10 (14) shall not be included.

19 2. Capital expenditures may be amortized.

20 3. Payments to vendors for on–line services and supplies provided by the
21 vendors under contract under s. 565.25 (2) (a) shall be included.

22 4. Moneys appropriated from the lottery fund under s. 20.455 (2) (r) shall not
23 be included.

24 ***b1888/4.15* SECTION 717yn.** 25.75 (3) (e) of the statutes is created to read:

1 25.75 (3) (e) From the appropriation under s. 20.566 (2) (r), lottery proceeds
2 shall be used to offset department of revenue expenses in administering the lottery
3 credit.

4 ***b1888/4.15* SECTION 717ym.** 25.75 (3) (e) of the statutes, as affected by 1999
5 Wisconsin Act 5, is repealed.”.

6 ***b1931/1.11* 331.** Page 470, line 18: after that line insert:

7 ***b1931/1.11* “SECTION 718b.** 25.96 of the statutes is created to read:

8 **25.96 Utility public benefits fund.** There is established a separate
9 nonlapsible trust fund designated as the utility public benefits fund, consisting of
10 deposits by the public service commission under s. 196.374 (3), public benefits fees
11 received under s. 16.957 (4) (a) and (5) (c) and (d) and contributions received under
12 s. 16.957 (2) (c) 4. and (d) 2.

13 ***b1931/1.11* SECTION 718d.** 25.97 of the statutes is created to read:

14 **25.97 Air quality improvement fund.** There is established a separate
15 nonlapsible trust fund designated as the air quality improvement fund, consisting
16 of all moneys transferred under s. 16.958 (2) (a) and all moneys deposited under s.
17 196.86 (3).”.

18 ***b0983/1.1* 332.** Page 473, line 10: after that line insert:

19 ***b0983/1.1* “SECTION 722tm.** 29.024 (2g) (a) 1. of the statutes is amended to
20 read:

21 29.024 (2g) (a) 1. Any license issued under this chapter except for any group
22 fishing license issued under s. 29.193 (5).”.

23 ***b1839/3.2* 333.** Page 473, line 10: after that line insert:

1 ***b1839/3.2* SECTION 722te.** 29.024 (2g) (a) (intro.) of the statutes is amended
2 to read:

3 29.024 (2g) (a) *Social security numbers required.* (intro.) ~~The~~ Except as
4 provided in par. (am), the department shall require an applicant who is an individual
5 to provide his or her social security number as a condition of applying for, or applying
6 to renew, any of the following approvals:

7 ***b1839/3.2* SECTION 722tm.** 29.024 (2g) (am) of the statutes is created to read:

8 29.024 (2g) (am) *Social security numbers exceptions.* If an applicant who is an
9 individual does not have a social security number, the applicant, as a condition of
10 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall
11 submit a statement made or subscribed under oath or affirmation to the department
12 that the applicant does not have a social security number. The form of the statement
13 shall be prescribed by the department of workforce development. An approval issued
14 by the department of natural resources in reliance on a false statement submitted
15 by an applicant under this paragraph is invalid.

16 ***b1839/3.2* SECTION 722ts.** 29.024 (2g) (d) 2. of the statutes is amended to
17 read:

18 29.024 (2g) (d) 2. As provided in the memorandum of understanding required
19 under s. 49.857 (2), the department shall deny an application to issue or renew an
20 approval specified in par. (a) 1. to 3. if the applicant for or the holder of the approval
21 fails to provide his or her social security number as required under par. (a), unless
22 the applicant is an individual who does not have a social security number and who
23 submits a statement made or subscribed under oath or affirmation as required under
24 par. (am).”.

1 ***b1839/3.3* 334.** Page 473, line 15: after “approvals,” insert “other than the
2 method under par. (am) for submitting a statement made or subscribed under oath
3 or affirmation that the individual does not have a social security number,”.

4 ***b1839/3.4* 335.** Page 473, line 20: after that line insert:

5 ***b1839/3.4* SECTION 722ue.** 29.024 (2r) (a) (intro.) of the statutes is amended
6 to read:

7 29.024 (2r) (a) *Social security and identification numbers required.* (intro.)
8 The Except as provided in par. (am), the department shall require an applicant who
9 is an individual to provide his or her social security number and an applicant who
10 is not an individual to provide the applicant’s federal employer identification number
11 as a condition of applying for, or applying to renew, any of the following approvals:

12 ***b1839/3.4* SECTION 722um.** 29.024 (2r) (am) of the statutes is created to read:

13 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an
14 applicant who is an individual does not have a social security number, the applicant,
15 as a condition of applying for, or applying to renew, any of the approvals specified in
16 par. (a) 1. to 21., shall submit a statement made or subscribed under oath or
17 affirmation to the department that the applicant does not have a social security
18 number. The form of the statement shall be prescribed by the department of
19 workforce development. An approval issued by the department of natural resources
20 in reliance on a false statement submitted by an applicant under this paragraph is
21 invalid.

22 ***b1839/3.4* SECTION 722us.** 29.024 (2r) (d) of the statutes is renumbered
23 29.024 (2r) (d) 1. and amended to read:

1 29.024 (2r) (d) 1. The Except as provided in subd. 2., the department shall deny
2 an application to issue or renew, or revoke if already issued, an approval specified
3 in par. (a) if the applicant for or the holder of the approval fails to provide the
4 information required under par. (a) or if the department of revenue certifies that the
5 applicant or approval holder is liable for delinquent taxes under s. 73.0301.

6 ***b1839/3.4* SECTION 722ut.** 29.024 (2r) (d) 2. of the statutes is created to read:

7 29.024 (2r) (d) 2. The department may not deny an application under subd. 1.
8 for the reason that the applicant failed to provide his or her social security number,
9 if the applicant is an individual who submitted a statement made or subscribed
10 under oath or affirmation as required under par. (am).”.

11 ***b0983/1.2* 336.** Page 476, line 23: after that line insert:

12 ***b0983/1.2* “SECTION 727m.** 29.193 (5) of the statutes is created to read:

13 29.193 (5) GROUP FISHING LICENSE FOR THE DEVELOPMENTALLY DISABLED. (a)
14 “Developmental disability” has the meaning given in s. 51.01 (5) (a).

15 (b) The department shall issue one-day group fishing licenses to groups
16 consisting of individuals with developmental disabilities and their caregivers. Not
17 more than 12 individuals may fish under the privilege conferred by each license.”.

18 ***b1839/3.5* 337.** Page 477, line 2: after that line insert:

19 ***b1839/3.5* “SECTION 728g.** 29.229 (5m) (b) of the statutes is amended to read:

20 29.229 (5m) (b) The band is requested to enact tribal laws or ordinances that
21 require each person who has a social security number, as a condition of being issued
22 an approval under this section, to provide to the band his or her social security
23 number, tribal laws or ordinances that require each person who does not have a social
24 security number, as a condition of being issued an approval under this section, to

1 provide to the band a statement made or subscribed under oath or affirmation on a
2 form prescribed by the department of workforce development that the person does
3 not have a social security number, and tribal laws or ordinances that prohibit the
4 disclosure of that number by the band to any other person except to the department
5 of workforce development for the purpose of administering s. 49.22.

6 *b1839/3.5* SECTION 728h. 29.229 (5m) (c) of the statutes is amended to read:

7 29.229 (5m) (c) The band is requested to enact tribal laws or ordinances that
8 deny an application to issue or renew, suspend if already issued or otherwise
9 withhold or restrict an approval issued under this section if the applicant for or the
10 holder of the approval fails to provide the information required under tribal laws or
11 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a
12 subpoena or warrant issued by the department of workforce development or a county
13 child support agency under s. 59.53 (5) and related to paternity or child support
14 proceedings or if the department of workforce development certifies that the
15 applicant for or the holder of the approval has failed to pay court-ordered payments
16 of child or family support, maintenance, birth expenses, medical expenses or other
17 expenses related to the support of a child or former spouse. The band is also
18 requested to enact tribal laws or ordinance that invalidate an approval issued under
19 this subsection if issued in reliance upon a statement made or subscribed under oath
20 or affirmation under tribal laws or ordinances enacted under par. (b) that is false.”.

21 *b1697/1.1* 338. Page 477, line 24: after that line insert:

22 *b1697/1.1* “SECTION 730h. 29.324 (2m) of the statutes is created to read:

1 29.324 (2m) (a) In this subsection, “group deer bow hunting party” means 2 or
2 more hunters hunting in a group all using bows and arrows, each of whom holds an
3 individual license to hunt deer.

4 (b) Beginning on April 1, 2000, any member of a group deer bow hunting party
5 may kill a deer for another member of the group deer bow hunting party if all of the
6 following conditions exist:

7 1. The deer is an antlerless deer.

8 2. At the time and place of the kill, the person who kills the antlerless deer is
9 in contact with the person for whom the antlerless deer is killed.

10 3. The person for whom the antlerless deer is killed possesses a current unused
11 deer carcass tag that is authorized for use on the antlerless deer killed.

12 (c) This subsection does not apply after March 31, 2002.

13 ***b1697/1.1* SECTION 730j.** 29.324 (3) of the statutes is amended to read:

14 29.324 (3) A person who kills a deer under sub. (2) or (2m) shall ensure that
15 a member of his or her group deer hunting party without delay attaches a current
16 validated deer carcass tag to the deer in the manner specified under s. 29.347 (2).
17 The person who kills the deer may not leave the deer unattended until after it is
18 tagged.”.

19 ***b0983/1.3* 339.** Page 481, line 10: after that line insert:

20 ***b0983/1.3* “SECTION 760m.** 29.563 (3) (a) 7m. of the statutes is created to
21 read:

22 29.563 (3) (a) 7m. One–day group fishing issued under s. 29.193 (5): \$24.25.”.

23 ***b0832/1.1* 340.** Page 484, line 10: delete lines 10 to 21.

24 ***b1090/1.1* 341.** Page 484, line 21: after that line insert:

1 ***b1090/1.1*** “SECTION 784g. 29.867 (8g) of the statutes is created to read:

2 29.867 (8g) The department shall evaluate the impact of pheasant game farms
3 licensed under this section on the survival of wild hen pheasants in the vicinity of
4 pheasant game farms. The department shall submit the results of the evaluation,
5 along with recommendations to protect and enhance wild pheasant populations in
6 the vicinity of pheasant game farms, to the legislature under s. 13.172 (2) no later
7 than October 1, 2000.”.

8 ***b1895/2.1* 342.** Page 486, line 18: after that line insert:

9 ***b1895/2.1*** “SECTION 785dd. 30.01 (1n) of the statutes is created to read:

10 30.01 (1n) “Drain” has the meaning given in s. 88.01 (8).

11 ***b1895/2.1*** SECTION 785de. 30.01 (1nm) of the statutes is created to read:

12 30.01 (1nm) “Duck Creek Drainage District” means Outagamie Drainage
13 District No. 6 that is also known as the Duck Creek Drainage District and is located
14 in Outagamie County.

15 ***b1895/2.1*** SECTION 785dh. 30.10 (2) of the statutes is amended to read:

16 30.10 (2) STREAMS. Except as provided under sub. (4) (c) and (d), all streams,
17 sloughs, bayous and marsh outlets, which are navigable in fact for any purpose
18 whatsoever, are declared navigable to the extent that no dam, bridge or other
19 obstruction shall be made in or over the same without the permission of the state.

20 ***b1895/2.1*** SECTION 785dm. 30.10 (4) (d) of the statutes is created to read:

21 30.10 (4) (d) A drainage district drain located in the Duck Creek Drainage
22 District and operated by the board for that district is not navigable unless it is shown,
23 by means of a U.S. geological survey map or other similarly reliable scientific

1 evidence, that the drain was a navigable stream before it became a drainage district
2 drain.

3 *b1895/2.1* **SECTION 785dp.** 30.12 (1) (intro.) of the statutes is amended to
4 read:

5 30.12 (1) GENERAL PROHIBITION. (intro.) Except as provided under ~~sub.~~ subs.
6 (4) and (4m), unless a permit has been granted by the department pursuant to
7 statute or the legislature has otherwise authorized structures or deposits in
8 navigable waters, it is unlawful.”.

9 *b1895/2.2* **343.** Page 487, line 4: after that line insert:

10 *b1895/2.2* **SECTION 792m.** 30.12 (4m) of the statutes is created to read:

11 30.12 (4m) DUCK CREEK DRAINAGE DISTRICT STRUCTURES AND DEPOSITS.
12 Subsection (1) does not apply to a structure or deposit that the drainage board for the
13 Duck Creek Drainage District places in a drain that the board operates in the Duck
14 Creek Drainage District if either of the following applies:

15 (a) The department of agriculture, trade and consumer protection, after
16 consulting with the department of natural resources, specifically approves the
17 structure or deposit.

18 (b) The structure or deposit is required, under rules promulgated by the
19 department of agriculture, trade and consumer protection, in order to conform the
20 drain to specifications approved by the department of agriculture, trade and
21 consumer protection after consulting with the department of natural resources.”.

22 *b0832/1.2* **344.** Page 489, line 11: delete lines 11 to 13.

23 *b1895/2.3* **345.** Page 489, line 13: after that line insert:

24 *b1895/2.3* **SECTION 802mg.** 30.20 (1) (b) of the statutes is amended to read:

1 30.20 (1) (b) Except as provided under ~~par.~~ pars. (c) and (d), no person may
2 remove any material from the bed of any lake or stream not mentioned under par.
3 (a) without first obtaining a permit from the department under sub. (2) (c).

4 ***b1895/2.3* SECTION 802mr.** 30.20 (1) (d) of the statutes is created to read:

5 30.20 (1) (d) The drainage board for the Duck Creek Drainage District may
6 without a permit under sub. (2) (c) remove material from a drain that the board
7 operates in the Duck Creek Drainage District if the removal is required, under rules
8 promulgated by the department of agriculture, trade and consumer protection, in
9 order to conform the drain to specifications imposed by the department of
10 agriculture, trade and consumer protection after consulting with the department of
11 natural resources.”.

12 ***b1743/6.41* 346.** Page 489, line 21: after “interests in bluff land” insert
13 “along the Great Lakes”.

14 ***b0827/1.2* 347.** Page 496, line 13: delete lines 13 to 22.

15 ***b1696/1.1* 348.** Page 499, line 8: after that line insert:

16 ***b1696/1.1* “SECTION 867xg.** 30.92 (4) (b) 8. am. of the statutes is created to
17 read:

18 30.92 (4) (b) 8. am. A project that uses chemicals to remove Eurasian water
19 milfoil.

20 ***b1696/1.1* SECTION 867xj.** 30.92 (4) (b) 11. of the statutes is created to read:

21 30.92 (4) (b) 11. Not more than \$75,000 in each fiscal year may be expended for
22 projects under subd. 8. am.”.

23 ***b0755/1.1* 349.** Page 499, line 9: after that line insert:

24 ***b0755/1.1* “SECTION 867xp.** 31.02 (title) of the statutes is amended to read:

1 **31.02 (title) Powers and duties of department.**

2 ***b0755/1.1* SECTION 867xr.** 31.02 (4) (c) of the statutes is amended to read:

3 31.02 (4) (c) With good and sufficient ~~fishway or~~ fishways or fish ladders, or in
4 lieu thereof the owner may be permitted to enter into an agreement with the
5 department to pay for or to supply to the state of Wisconsin annually such quantities
6 of game fish for stocking purposes as may be agreed upon by the owner and the
7 department.

8 ***b0755/1.1* SECTION 867xs.** 31.02 (4g) of the statutes is created to read:

9 31.02 (4g) The department may not impose the requirement under sub. (4) (c)
10 on an owner of a dam unless all of the following apply:

- 11 1. The rules promulgated under sub. (4r) are in effect.
- 12 2. The federal government or the state implements a program to provide
13 cost-sharing grants to owners of dams for equipping dams with fishways or fish
14 ladders and a grant is available to the dam owner under the program.

15 ***b0755/1.1* SECTION 867xt.** 31.02 (4r) of the statutes is created to read:

16 31.02 (4r) The department shall promulgate rules specifying the rights held
17 by the public in navigable waters that are dammed. The rules shall include
18 provisions on the rights held by public that affect the placement of fishways or fish
19 ladders in navigable waters that are dammed.”

20 ***b1895/2.4* 350.** Page 499, line 9: after that line insert:

21 ***b1895/2.4* SECTION 867xo.** 31.02 (6) of the statutes is amended to read:

22 31.02 (6) ~~The department shall~~ Except as provided in sub. (7m), the
23 department may operate, repair and maintain the dams and ~~dykes~~ dikes constructed
24 across drainage ditches and streams in drainage districts, in the interest of drainage

1 control, water conservation, irrigation, conservation, pisciculture and to provide
2 areas suitable for the nesting and breeding of aquatic wild bird life and the
3 propagation of fur-bearing animals.

4 ***b1895/2.4* SECTION 867xq.** 31.02 (7) of the statutes is amended to read:

5 31.02 (7) The department shall confer with the drainage commissioners in each
6 drainage district on the formation of policies for the operation and maintenance of
7 the dams; in districts having no commissioners, the department shall confer in like
8 manner with the committee appointed by the county board, if any, to represent either
9 such drainage district, or in the event that the drainage district is dissolved, to
10 represent the interests of the county in all matters whatsoever pertaining to water
11 conservation and control within the area which theretofore constituted such
12 drainage district. This subsection does not apply to the Duck Creek Drainage
13 District.

14 ***b1895/2.4* SECTION 867xr.** 31.02 (7m) of the statutes is created to read:

15 31.02 (7m) The drainage board for the Duck Creek Drainage District shall
16 operate, repair and maintain dams, dikes and other structures in district drains that
17 the board operates in the Duck Creek Drainage District in compliance with ch. 88
18 and any rules promulgated by the department of agriculture, trade and consumer
19 protection under ch. 88. If a county drainage board fails to perform its duties under
20 this subsection, the department of natural resources may exercise its authority
21 under subs. (6), (8) and (9).”

22 ***b0755/1.2* 351.** Page 502, line 14: after that line insert:

23 ***b0755/1.2* “SECTION 877d.** 31.385 (4) of the statutes is created to read:

1 31.385 (4) (a) The department shall maintain an inventory of all dams in the
2 state that require dam safety project under this section. The inventory shall list the
3 dam safety projects in the chronological order in which they are required to be
4 undertaken. For each dam safety project on the inventory, the department shall
5 include a statement of which parts of the dam safety project are required to protect
6 the rights held by the public in the navigable waters contained by the dam.

7 (b) The department shall provide notice to the owner of a dam that is included
8 in the inventory. The department shall by rule establish a notice and hearing process
9 for a dam owner to object to the inclusion of the owner's dam on the list. The
10 department shall use this notice and hearing each time a dam is included in the
11 inventory. The process shall include a public hearing in the city, village or town in
12 which the dam is located, a public comment period, and an appeals process.”.

13 ***b1669/2.1* 352.** Page 502, line 14: after that line insert:

14 ***b1669/2.1*** “SECTION 877m. 33.44 (1) (dm) of the statutes is created to read:
15 33.44 (1) (dm) One member who is a member of the Yahara Lakes Association.

16 ***b1669/2.1*** SECTION 877p. 33.44 (3) of the statutes is amended to read:
17 33.44 (3) ~~Five~~ Six commissioners shall constitute a quorum for the transaction
18 of business.

19 ***b1669/2.1*** SECTION 877r. 33.44 (7) of the statutes is amended to read:
20 33.44 (7) The board of commissioners shall meet at least quarterly, and at other
21 times on the call of the chairperson or on the petition of ~~5~~ 6 of the members.”.

22 ***b1671/1.5* 353.** Page 502, line 14: after that line insert:

23 ***b1671/1.5*** “SECTION 884a. 34.01 (2) (a) of the statutes is amended to read:

1 34.01 (2) (a) Any loss of public moneys, which have been deposited in a
2 designated public depository in accordance with this chapter, resulting from the
3 failure of any public depository to repay to any public depositor the full amount of
4 its deposit because the office of credit unions, administrator of federal credit unions,
5 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift
6 supervision, federal deposit insurance corporation, resolution trust corporation,
7 division of banking or division of savings ~~and loan~~ institutions has taken possession
8 of the public depository or because the public depository has, with the consent and
9 approval of the office of credit unions, administrator of federal credit unions, U.S.
10 office of thrift supervision, federal deposit insurance corporation, resolution trust
11 corporation, division of banking or division of savings ~~and loan~~ institutions, adopted
12 a stabilization and readjustment plan or has sold a part or all of its assets to another
13 credit union, bank, savings bank or savings and loan association which has agreed
14 to pay a part or all of the deposit liability on a deferred payment basis or because the
15 depository is prevented from paying out old deposits because of rules of the office of
16 credit unions, administrator of federal credit unions, U.S. comptroller of the
17 currency, federal home loan bank board, U.S. office of thrift supervision, federal
18 deposit insurance corporation, resolution trust corporation, division of banking or
19 division of savings ~~and loan~~ institutions.

20 ***b1671/1.5* SECTION 885a.** 34.10 of the statutes is amended to read:

21 **34.10 Reorganization and stabilization of financial institutions.**

22 Whenever the office of credit unions, administrator of federal credit unions, U.S.
23 comptroller of the currency, federal home loan bank board, U.S. office of thrift
24 supervision, federal deposit insurance corporation, resolution trust corporation,
25 division of banking or division of savings ~~and loan~~ institutions has taken charge of

1 a credit union, bank, savings bank or savings and loan association with a view of
2 restoring its solvency, pursuant to law, or with a view of stabilizing and readjusting
3 the structure of any national or state credit union, bank, savings bank or savings and
4 loan association located in this state, and has approved a reorganization plan or a
5 stabilization and readjustment agreement entered into between the credit union,
6 bank, savings bank or savings and loan association and depositors and unsecured
7 creditors, or when a credit union, bank, savings bank or savings and loan association,
8 with the approval of the office of credit unions, administrator of federal credit unions,
9 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift
10 supervision, federal deposit insurance corporation, resolution trust corporation,
11 division of banking or division of savings and ~~loan~~ institutions proposes to sell its
12 assets to another credit union, bank, savings bank or savings and loan association
13 which agrees to assume a part or all of the deposit liability of such selling credit
14 union, bank, savings bank or savings and loan association and to pay the same on
15 a deferred payment basis, the governing board of the public depositor may, on the
16 approval of the division of banking, join in the execution of any reorganization plan,
17 or any stabilization and readjustment agreement, or any depositor's agreement
18 relative to a proposed sale of assets if, in its judgment and that of the division of
19 banking, the reorganization plan or stabilization and readjustment agreement or
20 proposed sale of assets is in the best interest of all persons concerned. The joining
21 in any reorganization plan, or any stabilization and readjustment agreement, or any
22 proposed sale of assets which meets the approval of the division of banking does not
23 waive any rights under this chapter.”

1 ***b1816/1.1* 354.** Page 503, line 1: delete “The board shall operate the” and
2 substitute “(a) The board, in consultation with representatives of the aquaculture
3 industry, shall operate the”.

4 ***b1816/1.2* 355.** Page 503, line 3: after that line insert:

5 “(b) The board shall ensure that the aquaculture demonstration facility
6 provides applied research and training to aquaculturists, including Native
7 American aquaculturists, and to personnel at state fish hatcheries and that the
8 research and training emphasize all of the following areas related to aquaculture:

- 9 1. Environmental impact.
- 10 2. Water quality.
- 11 3. Appropriate water use.
- 12 4. Fish health science.
- 13 5. Innovative aquaculture methods and practices.
- 14 6. Demonstration, education and outreach activities through the extension.”.

15 ***b1822/1.1* 356.** Page 503, line 3: after that line insert:

16 ***b1822/1.1* “SECTION 887d.** 36.11 (36m) of the statutes is created to read:

17 36.11 (36m) SCHOOL SAFETY RESEARCH. The board shall direct the schools of
18 education and other appropriate research-oriented departments within the system,
19 to work with the technical college system board under s. 38.04 (27), school districts,
20 private schools and the department of public instruction to present to school districts
21 and private schools the results of research on models for and approaches to
22 improving school safety and reducing discipline problems in schools and at school
23 activities.”.

24 ***b0848/1.4* 357.** Page 503, line 14: after that line insert:

1 ***b0848/1.4*** “SECTION 887t. 36.11 (40) of the statutes is created to read:

2 36.11 (40) CENTER FOR COOPERATIVES. The board shall maintain a center for
3 cooperatives at the University of Wisconsin–Madison.”.

4 ***b1927/1.1* 358.** Page 503, line 14: after that line insert:

5 ***b1927/1.1*** “SECTION 887s. 36.11 (39) of the statutes is created to read:

6 36.11 (39) GAYLORD NELSON CHAIR OF INTEGRATED ENVIRONMENTAL STUDIES . The
7 board shall establish the Gaylord Nelson chair of integrated environmental studies
8 and seek private funding for this chair.”.

9 ***b1798/6.38* 359.** Page 503, line 15: delete the material beginning with that
10 line and ending with page 506, line 4.

11 ***b0957/1.3* 360.** Page 507, line 3: after that line insert:

12 ***b0957/1.3*** “SECTION 892v. 36.25 (44) of the statutes is created to read:

13 36.25 (44) INTERNATIONAL BUSINESS DEVELOPMENT. The University of
14 Wisconsin–Milwaukee shall collaborate with other institutions to develop and
15 implement programs and training for Wisconsin businesses and University of
16 Wisconsin System faculty in the area of international business development.”.

17 ***b1681/3.9* 361.** Page 507, line 3: after that line insert:

18 ***b1681/3.9*** “SECTION 892b. 36.25 (30g) of the statutes is amended to read:

19 36.25 (30g) RECYCLING MARKET DEVELOPMENT PROGRAM. The board shall
20 establish in the extension, ~~in cooperation with the recycling market development~~
21 ~~board,~~ a program of education and technical assistance related to recycling market
22 development. The program shall serve waste generators, ~~as defined in s. 287.40 (4);~~
23 solid waste scrap brokers, dealers and processors; business entities that use or could
24 use recovered materials or that produce or could produce products from recovered

1 materials and persons who provide support services to those business entities; and
2 the general public.”.

3 *b1782/7.4* **362.** Page 507, line 3: after that line insert:

4 *b1782/7.4* “SECTION 891m. 36.27 (1) (a) of the statutes is amended to read:

5 36.27 (1) (a) Subject to ~~par.~~ pars. (am) and (c), the board may establish for
6 different classes of students differing tuition and fees incidental to enrollment in
7 educational programs or use of facilities in the system. Except as otherwise provided
8 in this section, the board may charge any student who is not exempted by this section
9 a nonresident tuition. The board may establish special rates of tuition and fees for
10 the extension and summer sessions and such other studies or courses of instruction
11 as the board deems advisable.

12 *b1782/7.4* SECTION 891r. 36.27 (1) (am) of the statutes is created to read:

13 36.27 (1) (am) The board may not increase academic fees for resident
14 undergraduate students beyond an amount sufficient to fund all of the following:

15 1. In a fiscal year beginning in an even-numbered year, the amount shown in
16 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning
17 in an odd-numbered year, the highest amount shown in the schedule under s. 20.285
18 (1) (im) for that fiscal year in the substitute amendment, offered by the joint
19 committee on finance, to the biennial budget bill; the engrossed biennial budget bill;
20 or the enrolled biennial budget bill.

21 2. The approved recommendations of the secretary of employment relations for
22 compensation and fringe benefits for classified staff, for unclassified employes
23 specified in s. 230.12 (1) (a) 1. b. and for unclassified employes specified in s. 230.12
24 (3) (e). If these recommendations have not been approved by the joint committee on

1 employment relations by the time the board sets academic fees, the board may raise
2 academic fees for resident undergraduate students by an amount sufficient to fund
3 the recommendations of the secretary of employment relations for compensation and
4 fringe benefits for classified staff and for unclassified employees specified in s. 230.12
5 (1) (a) 1. b. and the board's recommendations for unclassified employees specified in
6 s. 230.12 (3) (e). If the secretary of employment relations has not made
7 recommendations by the time the board sets academic fees, the board may raise
8 academic fees for resident undergraduate students by an amount sufficient to fund
9 the board's estimate of compensation and fringe benefits for classified staff and for
10 unclassified employees specified in s. 230.12 (1) (a) 1. b. and the board's
11 recommendations for unclassified employees specified in s. 230.12 (3) (e). If the board
12 sets academic fees based upon the board's estimate and the board's unapproved
13 recommendations, and the recommendations of the board and the secretary of
14 employment relations as finally approved by the joint committee on employment
15 relations call for a lower rate of compensation and fringe benefits than the board's
16 estimate and unapproved recommendations, the board shall lower academic student
17 fees for resident undergraduate students for the next academic year by an amount
18 equal to the difference between the academic fees charged and an amount sufficient
19 to fund the approved recommendations. If the board sets academic fees based upon
20 the board's estimate and unapproved recommendations, and the recommendations
21 of the board and the secretary of employment relations as finally approved by the
22 joint committee on employment relations call for a higher rate of compensation and
23 fringe benefits than the board's estimate and unapproved recommendations, the
24 board may raise academic student fees for resident undergraduate students for the

1 next academic year by an amount equal to the difference between the academic fees
2 charged and an amount sufficient to fund the approved recommendations.

3 3. The projected loss in revenue caused by a change in the number of enrolled
4 undergraduate, graduate, resident and nonresident students from the previous
5 academic year.

6 4. State-imposed costs not covered by general purpose revenue, as determined
7 by the board. Beginning on December 15, 2000, and annually thereafter, the board
8 shall report costs under this subdivision to the secretary of administration.

9 5. Distance education, nontraditional courses and intersession courses.

10 6. Differential tuition that is approved by the board and that is not included
11 in the amount shown in the schedule under s. 20.285 (1) (im).

12 *b1782/7.4* SECTION 891s. 36.27 (1) (b) of the statutes is created to read:

13 36.27 (1) (b) Beginning on December 15, 2000, and annually thereafter, the
14 board shall submit a report to the legislature under s. 13.172 (2) containing the
15 amount by which expenditures from s. 20.285 (1) (im) in the previous fiscal year
16 exceeded the amount shown in the schedule for that appropriation in the previous
17 fiscal year, the purposes for which the additional revenues were spent and the
18 amount spent for each purpose.”.

19 *b1823/1.4* 363. Page 507, line 3: after that line insert:

20 *b1823/1.4* SECTION 892m. 36.25 (45) of the statutes is created to read:

21 36.25 (45) STRAY VOLTAGE RESEARCH. The board shall establish a stray voltage
22 research program to conduct research on all of the following in the order of priority
23 listed in pars. (a) to (e):

1 (a) Stray voltage problems on farms. The College of Agricultural and Life
2 Sciences of the University of Wisconsin–Madison shall conduct on–site research
3 under this paragraph.

4 (b) The nature of animal responses to stray voltage.

5 (c) Farms with potentially unique stray voltage problems.

6 (d) Field and economic performance analysis of electrical mitigation devices
7 and systems.

8 (e) Research recommended in the Minnesota Science Advisors' Report to the
9 Minnesota Public Utilities Commission.”.

10 *b1929/2.6* **364.** Page 507, line 21: after that line insert:

11 *b1929/2.6* “SECTION 894m. 36.34 (1) (c) of the statutes is created to read:

12 36.34 (1) (c) 1. In this paragraph:

13 a. For purposes of determining the appropriation under s. 20.285 (4) (dd) for
14 fiscal year 2000–01, “base amount” means the amount shown in the schedule under
15 s. 20.005 for that appropriation for fiscal year 1999–2000.

16 b. For purposes of determining the appropriation under s. 20.285 (4) (dd) for
17 each fiscal year after fiscal year 2000–01, “base amount” means the appropriation
18 determined under subd. 2. for the previous fiscal year.

19 2. Annually, by February 1, the board shall determine the appropriation under
20 s. 20.285 (4) (dd) for the next fiscal year as follows:

21 a. The board shall determine the percentage by which the resident
22 undergraduate academic fees charged for the current academic year at each
23 institution within the University of Wisconsin System has increased or decreased

1 from the resident undergraduate academic fees charged for the previous academic
2 year.

3 b. The appropriation for the next fiscal year shall be the result obtained by
4 increasing, to the nearest \$100, the base amount by the highest percentage increase
5 determined under subd. 2. a., except that if the resident undergraduate academic
6 fees for the current academic year decreased or did not change from the resident
7 undergraduate academic fees charged for the previous academic year at each
8 institution specified in subd. 2. a., the appropriation shall be the base amount.”.

9 *b0700/1.1* **365.** Page 508, line 8: after that line insert:

10 *b0700/1.1* “SECTION 895s. 36.55 of the statutes is created to read:

11 **36.55 Reporting employment harassment and discrimination claims.**

12 By September 1 of each even-numbered year, the president shall submit a report to
13 the chief clerk of each house for distribution to the legislature under s. 13.172 (2) that
14 contains a description of each employment harassment or discrimination claim filed
15 against the board or an employe of the board and resolved in favor of the claimant,
16 the amount of any settlement paid to or judgment entered for the claimant and a
17 description of any discipline of board employes resulting from the resolution of the
18 claim.”.

19 *b0848/1.5* **366.** Page 508, line 8: after that line insert:

20 *b0848/1.5* “SECTION 895s. 36.56 of the statutes is created to read:

21 **36.56 Grants for forestry cooperatives. (1)** From the appropriation under
22 s. 20.285 (1) (qm), the center for cooperatives under s. 36.11 (40) may award grants
23 to persons to form forestry cooperatives under ch. 185 that consist primarily of
24 private, nonindustrial owners of woodland. A grant recipient shall provide matching

1 funds equal to 50% of the grant amount awarded. The match may be in the form of
2 money or in-kind services or both, but may not include money received from the
3 state.

4 (2) In each fiscal year, the center for cooperatives may not encumber funds from
5 the appropriation under s. 20.285 (1) (qm) for administrative expenses if the
6 amounts encumbered in that fiscal year for administrative expenses exceed 5% of the
7 total expenditures from the appropriation for the fiscal year.”.

8 *b1186/2.1* **367.** Page 508, line 21: delete the material beginning with “the
9 direct” and ending with “center” on line 22 and substitute “the direct operating costs
10 of services provided at the center and at least 20% of the indirect operating costs of
11 services provided at the center, pursuant to a contract under s. 38.14 (3) (a)”.

12 *b1186/2.2* **368.** Page 508, line 23: after that line insert:

13 “d. The district board consulted with representatives of business and labor on
14 the development of the center.”.

15 *b1822/1.2* **369.** Page 509, line 6: after that line insert:

16 *b1822/1.2* **SECTION 896m.** 38.04 (27) of the statutes is created to read:

17 38.04 (27) SCHOOL SAFETY. The board shall work with schools of education and
18 other departments of the University of Wisconsin System under s. 36.11 (36m),
19 school districts, private schools and the department of public instruction to present
20 to school districts and private schools the results of research on models for and
21 approaches to improving school safety and reducing discipline problems in schools
22 and at school activities.”.

23 *b1798/6.39* **370.** Page 509, line 7: delete the material beginning with that
24 line and ending with page 511, line 6.

1 ***b1838/3.1* 371.** Page 512, line 3: after that line insert:

2 ***b1838/3.1* "SECTION 897s.** 38.18 of the statutes is amended to read:

3 **38.18 Contracts and bidding.** All contracts made by a district board for
4 public construction in a district, ~~the estimated cost of which exceeds \$10,000,~~ shall
5 be let by the district board to the lowest responsible bidder in accordance with s.
6 62.15 (1) to (11) and (14). For purposes of this section, the district board shall possess
7 the powers conferred by s. 62.15 on the board of public works and the common
8 council. All contracts made under this section shall be made in the name of the
9 district and shall be executed by the district board chairperson and district board
10 secretary.”.

11 ***b1905/2.6* 372.** Page 512, line 11: after “ss.” insert “16.004 (14)”.

12 ***b1905/2.7* 373.** Page 512, line 12: after “38.27,” insert “38.30, 38.31”.

13 ***b1905/2.8* 374.** Page 513, line 3: after that line insert:

14 ***b1905/2.8* "SECTION 901g.** 38.30 of the statutes is created to read:

15 **38.30 Grants to students.** (1) Beginning in the 2000–01 school year, the
16 board shall award a grant of \$500 to each first–year student who satisfies all of the
17 following criteria:

18 (a) The student enrolled in a district college within 3 years of graduating from
19 a high school in this state.

20 (b) The student is enrolled full time, as determined by the board, in an associate
21 degree program or a vocational diploma program.

22 (c) The student maintains a grade point average of at least 2.0.

1 (2) A student who received a grant under sub. (1) is eligible for an equivalent
2 grant in the following school year if he or she satisfies the criteria under sub. (1) (b)
3 and (c).

4 (3) Grants under this section shall be awarded from the appropriation under
5 s. 20.292 (1) (ep).

6 (4) The board shall promulgate rules to implement and administer this section,
7 including rules on refunding a grant if a student becomes ineligible for the grant.

8 ***b1905/2.8* SECTION 901r.** 38.31 of the statutes is created to read:

9 **38.31 Grants for additional courses.** From the appropriation under s.
10 20.292 (1) (er), the board shall award grants to district boards for the purpose of
11 adding sections in courses in which student demand exceeds capacity. The board
12 shall promulgate rules establishing criteria for judging grant applications.”

13 ***b1798/6.40* 375.** Page 513, line 20: delete the material beginning with that
14 line and ending with page 516, line 5.

15 ***b1806/1.19* 376.** Page 518, line 12: after that line insert:

16 ***b1806/1.19* “SECTION 912h.** 39.41 (1) (bm) of the statutes is amended to read:
17 39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or
18 private high school, the Wisconsin school School for the deaf and Deaf or the
19 Wisconsin school for the visually handicapped school operated by the Wisconsin
20 Center for the Blind and Visually Impaired.

21 ***b1806/1.19* SECTION 912g.** 39.41 (1m) (c) 1. of the statutes is amended to
22 read:

1 39.41 (1m) (c) 1. For the ~~Wisconsin school for the visually handicapped school~~
2 operated by the Wisconsin Center for the Blind and Visually Impaired, designate the
3 senior with the highest grade point average in all subjects as a scholar.”.

4 ***b1806/1.20* 377.** Page 520, line 9: after that line insert:

5 ***b1806/1.20* “SECTION 913mv.** 39.41 (1m) (f) of the statutes is amended to
6 read:

7 39.41 (1m) (f) If 2 or more seniors from the ~~Wisconsin school for the visually~~
8 handicapped school operated by the Wisconsin Center for the Blind and Visually
9 Impaired have the same grade point average and, except for the limitation of one
10 designated senior, are otherwise eligible for designation under par. (c) 1., the
11 executive secretary shall make the designation under par. (c) 1. of the senior who may
12 be eligible for a higher education scholarship as a scholar and, if that senior does not
13 qualify for a higher education scholarship under sub. (2) (a) or (3) (a), shall designate
14 one or more of the remaining seniors with the same grade point average as eligible
15 for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the
16 scholarship may be awarded by the board.”.

17 ***b1929/2.7* 378.** Page 521, line 7: after that line insert:

18 ***b1929/2.7* “SECTION 918g.** 39.435 (7) of the statutes is created to read:

19 39.435 (7) (a) In this subsection:

20 1. For purposes of determining the appropriation under s. 20.235 (1) (fe) for
21 fiscal year 2000–01, “base amount” means the amount shown in the schedule under
22 s. 20.005 for that appropriation for fiscal year 1999–2000.

1 2. For purposes of determining the appropriation under s. 20.235 (1) (fe) for
2 each fiscal year after fiscal year 2000–01, “base amount” means the maximum
3 appropriation amount determined under par. (b) for the previous fiscal year.

4 (b) Annually, by February 1, the board shall determine the appropriation under
5 s. 20.235 (1) (fe) for the next fiscal year as follows:

6 1. The board shall determine the percentage by which the resident
7 undergraduate academic fees charged for the current academic year at each
8 institution within the University of Wisconsin System has increased or decreased
9 from the resident undergraduate academic fees charged for the previous academic
10 year.

11 2. The appropriation for the next fiscal year shall be the result obtained by
12 increasing, to the nearest \$100, the base amount by the highest percentage increase
13 determined under subd. 1., except that if the resident undergraduate academic fees
14 for the current academic year decreased or did not change from the resident
15 undergraduate academic fees charged for the previous academic year at each
16 institution specified in subd. 1., the appropriation shall be the base amount.

17 ***b1929/2.7* SECTION 918r.** 39.435 (8) of the statutes is created to read:

18 39.435 (8) (a) In this subsection:

19 1. For purposes of determining the appropriation under s. 20.235 (1) (fd) for
20 fiscal year 2000–01, “base amount” means the amount shown in the schedule under
21 s. 20.005 for that appropriation for fiscal year 1999–2000.

22 2. For purposes of determining the appropriation under s. 20.235 (1) (fd) for
23 each fiscal year after fiscal year 2000–01, “base amount” means the maximum
24 appropriation amount determined under par. (b) for the previous fiscal year.

1 (b) Annually, by February 1, the board shall determine the appropriation under
2 s. 20.235 (1) (fd) for the next fiscal year as follows:

3 1. The board shall determine the percentage by which the resident
4 undergraduate academic fees charged for the current academic year at each
5 institution within the University of Wisconsin System has increased or decreased
6 from the resident undergraduate academic fees charged for the previous academic
7 year.

8 2. The appropriation for the next fiscal year shall be the result obtained by
9 increasing, to the nearest \$100, the base amount by the highest percentage increase
10 determined under subd. 1., except that if the resident undergraduate academic fees
11 for the current academic year decreased or did not change from the resident
12 undergraduate academic fees charged for the previous academic year at each
13 institution specified in subd. 1., the appropriation shall be the base amount.”.

14 *b1798/6.41* **379.** Page 523, line 1: delete the material beginning with that
15 line and ending with page 532, line 2.

16 *b0939/1.2* **380.** Page 532, line 11: after that line insert:

17 *b0939/1.2* “SECTION 930vc. 40.02 (25) (b) 1. of the statutes is amended to
18 read:

19 40.02 (25) (b) 1. Any teacher who is employed by the university for an expected
20 duration of not less than 6 months on at least a one-third full-time employment
21 basis and who is not described in subd. 1m.;

22 *b0939/1.2* SECTION 930vq. 40.02 (25) (b) 1m. of the statutes is created to
23 read:

1 40.02 (25) (b) 1m. Any teacher who is a participating employe and who is
2 employed by the university for an expected duration of not less than 6 months on at
3 least a one-third full-time employment basis;”.

4 ***b1792/1.6* 381.** Page 532, line 11: after that line insert:

5 ***b1792/1.6* SECTION 930wb.** 40.02 (26) (intro.) of the statutes is amended to
6 read:

7 40.02 (26) (intro.) “Employe” means any person who receives earnings as
8 payment for personal services rendered for the benefit of any employer including
9 officers of the employer, except as provided in subch. X. An employe is deemed to
10 have separated from the service of an employer at the end of the day on which the
11 employe last performed services for the employer, or, if later, the day on which the
12 employe-employer relationship is terminated because of the expiration or
13 termination of leave without pay, sick leave, vacation or other leave of absence. A
14 person shall not be considered an employe if a person:

15 ***b1792/1.6* SECTION 930wm.** 40.02 (26) (intro.) of the statutes, as affected by
16 1999 Wisconsin Act (this act), section 930wb, is amended to read:

17 40.02 (26) (intro.) “Employe” means any person who receives earnings as
18 payment for personal services rendered for the benefit of any employer including
19 officers of the employer, ~~except as provided in subch. X~~. An employe is deemed to
20 have separated from the service of an employer at the end of the day on which the
21 employe last performed services for the employer, or, if later, the day on which the
22 employe-employer relationship is terminated because of the expiration or
23 termination of leave without pay, sick leave, vacation or other leave of absence. A
24 person shall not be considered an employe if a person:”.

1 ***b1792/1.7* 382.** Page 532, line 12: delete lines 12 to 20 and substitute:

2 ***b1792/1.7* "SECTION 931b.** 40.02 (28) of the statutes is amended to read:

3 40.02 (28) "Employer" means the state, including each state agency, any
4 county, city, village, town, school district, other governmental unit or
5 instrumentality of 2 or more units of government now existing or hereafter created
6 within the state and any federated public library system established under s. 43.19
7 whose territory lies within a single county with a population of 500,000 or more, a
8 local exposition district created under subch. II of ch. 229 and a family care district
9 created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3), or a
10 local exposition district created under subch. II of ch. 229 and subch. X. Each
11 employer shall be a separate legal jurisdiction for OASDHI purposes.

12 ***b1792/1.7* SECTION 931c.** 40.02 (28) of the statutes, as affected by 1999
13 Wisconsin Act (this act), section 931b, is amended to read:

14 40.02 (28) "Employer" means the state, including each state agency, any
15 county, city, village, town, school district, other governmental unit or
16 instrumentality of 2 or more units of government now existing or hereafter created
17 within the state and any federated public library system established under s. 43.19
18 whose territory lies within a single county with a population of 500,000 or more, a
19 local exposition district created under subch. II of ch. 229 and a family care district
20 created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3) and
21 subch. X. Each employer shall be a separate legal jurisdiction for OASDHI
22 purposes.".

23 ***b0936/1.1* 383.** Page 533, line 23: after that line insert:

24 ***b0936/1.1* "SECTION 936t.** 40.03 (2) (g) of the statutes is amended to read:

1 40.03 (2) (g) Shall submit once each year to each participant currently making
2 contributions, and to any other participant upon request or as in the secretary's
3 judgment is desirable, a statement of the participant's account together with
4 appropriate explanatory material. The secretary shall ensure that the participant's
5 social security number does not appear on the statement."

6 ***b0726/1.1* 384.** Page 533, line 24: delete the material beginning with that
7 line and ending with page 534, line 25.

8 ***b0939/1.3* 385.** Page 535, line 6: after that line insert:

9 ***b0939/1.3* "SECTION 940c.** 40.05 (4) (a) 2. of the statutes is amended to read:

10 40.05 (4) (a) 2. For an insured employe who is an eligible employe under s. 40.02
11 (25) (a) 2. or (b) 1m. or 2m., the employer shall pay required employer contributions
12 toward the health insurance premium of the insured employe beginning on the date
13 on which the employe becomes insured. For an insured employe who is currently
14 employed but who is not an eligible employe under s. 40.02 (25) (a) 2. or (b) 1m. or
15 2m., the employer shall pay required employer contributions toward the health
16 insurance premium of the insured employe beginning on the first day of the 7th
17 month beginning after the date on which the employe begins employment with the
18 state, not including any leave of absence."

19 ***b1869/2.1* 386.** Page 535, line 6: after that line insert:

20 ***b1869/2.1* "SECTION 940d.** 40.05 (4) (ag) 2. of the statutes is amended to read:

21 40.05 (4) (ag) 2. For eligible employes not specified in subd. 1., 90% of the gross
22 premium for the standard health insurance plan offered to state employes by the
23 group insurance board or 105% of the gross premium, excluding any premium cost
24 related to the point-of-service option plan required to be offered under s. 609.10, of

1 the alternative qualifying plan offered under s. 40.03 (6) that is the least costly
2 qualifying plan within the county in which the alternate plan is located, whichever
3 is lower, but not more than the total amount of the premium. Employer contributions
4 for employes who select the standard plan shall be based on their county of residence.
5 Qualifying health insurance plans shall be determined in accordance with standards
6 established by the group insurance board.”.

7 *b0726/1.2* **387**. Page 535, line 7: delete the material beginning with that
8 line and ending with page 536, line 3.

9 *b0918/1.1* **388**. Page 535, line 20: after that line insert:

10 *b0918/1.1* “SECTION 939tc. 40.41 (6) (b) of the statutes is amended to read:
11 40.41 (6) (b) Services performed by a ~~student or~~ a member of a board or
12 commission, except members of governing bodies, in a position or office which does
13 not normally require actual performance of duty for at least 600 hours in each
14 calendar year. For purposes of this paragraph, a “board” or “commission” is a body
15 referred to in the statutes as a board or commission.

16 *b0918/1.1* SECTION 939tr. 40.41 (6) (c) of the statutes is created to read:

17 40.41 (6) (c) Service performed in the employ of a school, college or university,
18 if the service is performed by a student who is enrolled and regularly attending
19 classes at the school, college or university.”.

20 *b0936/1.2* **389**. Page 536, line 12: after that line insert:

21 *b0936/1.2* “SECTION 944w. 40.82 (3) of the statutes is created to read:
22 40.82 (3) The deferred compensation board shall ensure that any statement
23 sent to employes who participate in a deferred compensation plan established under
24 this subchapter does not contain the social security number of the employe.”.

1 pregnant or for whom there is reason to believe that she may be pregnant and with
2 intent other than to increase the probability of a live birth, to preserve the life or
3 health of the infant after live birth or to remove a dead fetus.

4 (ar) “Board” means the private employer health care coverage board.

5 (b) “Dependent” means a spouse, an unmarried child under the age of 19 years,
6 an unmarried child who is a full-time student under the age of 21 years and who is
7 financially dependent upon the parent, or an unmarried child of any age who is
8 medically certified as disabled and who is dependent upon the parent.

9 (c) “Employe” means any person who receives earnings as payment for personal
10 services rendered for the benefit of any employer including officers of the employer.
11 An employe is considered to have separated from the service of an employer at the
12 end of the day on which the employe last performed services for the employer, or, if
13 later, the day on which the employe–employer relationship is terminated because of
14 the expiration or termination of leave without pay, sick leave, vacation or other leave
15 of absence. A person shall not be considered an employe if any of the following
16 applies:

17 1. The person is employed under a contract involving the furnishing of more
18 than personal services.

19 2. The person is customarily engaged in an independently established trade,
20 business or profession providing the same type of services to more than one employer
21 and the person’s services to an employer are not compensated for on a payroll of that
22 employer.

23 3. The person is a patient or inmate of a hospital, home or institution and
24 performs services in the hospital, home or institution.

1 (d) “Employer” means any person doing business or operating an organization
2 in this state and employing at least 2 employes, except that for a person operating
3 a farm business the person must employ at least one employe. “Employer” does not
4 include an employer as defined in s. 40.02 (28).

5 (e) “Health care coverage program” means the health care coverage program
6 established under sub. (2) (a).

7 (f) “Insurer” has the meaning given in s. 600.03 (27).

8 (g) “Nontherapeutic abortion” means an abortion that is not directly and
9 medically necessary to prevent the death of the woman.

10 (2) (a) 1. The department shall design an actuarially sound health care
11 coverage program for employers that includes more than one group health care
12 coverage plan and that provides coverage beginning not later than January 1, 2001.
13 The health care coverage program shall be known as the “Private Employer Health
14 Care Purchasing Alliance”. In designing the health care coverage program, the
15 department shall consult with the office of the commissioner of insurance and may
16 consult with the departments of commerce and health and family services. The
17 health care coverage program may not be implemented until it is approved by the
18 board.

19 2. The department shall solicit and accept bids and make every reasonable
20 effort to enter into a contract for the administration of the health care coverage plans
21 under the program, based on criteria established by the board. If the department has
22 not entered into a contract for the administration of the health care coverage plans
23 under the program for coverage to begin before January 1, 2001, the department
24 shall submit a report to the cochairpersons of the joint committee on finance
25 specifying the department’s reasons for not entering into a contract. After

1 submitting the report to the cochairpersons of the joint committee on finance, the
2 department shall provide all administrative services necessary for the provision of
3 the health care coverage plans under the program. During the period that the
4 department is providing the administrative services, the department shall continue
5 to make every reasonable effort to contract for the administration of the health care
6 coverage plans under the program.

7 3. The administrator selected under subd. 2., or the department if no
8 administrator has been selected under subd. 2., shall enter into contracts with
9 insurers who are to provide health care coverage under the health care coverage
10 program.

11 4. The department shall solicit and accept bids and shall enter into a contract
12 for marketing the health care coverage program.

13 5. The department shall maintain a toll-free telephone number to provide
14 information on the health care coverage program.

15 (b) Every health care coverage plan under the health care coverage program
16 is subject to the provisions of chs. 600 to 646 that apply to group health benefit plans,
17 as defined in s. 632.745 (9), to the same extent as any other group health benefit plan,
18 as defined in s. 632.745 (9).

19 (bm) No health care coverage plan under the health care coverage program may
20 provide coverage of a nontherapeutic abortion except by an optional rider or
21 supplemental coverage provision that is offered and provided on an individual basis
22 and for which an additional, separate premium or charge is paid by the individual
23 to be covered under the rider or supplemental coverage provision. Only funds
24 attributable to premiums or charges paid for coverage under the rider or
25 supplemental coverage provision may be used for the payment of any claim, and

1 related administrative expenses, that relates to a nontherapeutic abortion. Such
2 funds may not be used for the payment of any claim or administrative expenses that
3 relate to any other type of coverage provided by the insurer under the health care
4 coverage plan. Nothing in this paragraph requires an insurer or an employer to offer
5 or provide coverage of an abortion under a health care coverage plan under the health
6 care coverage program.

7 (c) The health care coverage program established under par. (a), or any health
8 care coverage plan included in the program, may not be combined with any health
9 care coverage plan under subch. IV.

10 (d) All insurance rates for health care coverage under the program shall be
11 published annually in a single publication that is made available to employers and
12 employees. The rates may be listed by county or by any other regional factor that the
13 board considers appropriate.

14 (e) All plans under the health care coverage program shall have an enrollment
15 period that is established by the board.

16 (f) 1. If the department has selected an administrator under par. (a) 2., the
17 administrator shall charge employers who participate in the health care coverage
18 program a fee to cover the cost of administrative services for the health care coverage
19 program. The administrator shall reimburse the department for the expenses
20 incurred by the department in designing, marketing and contracting for
21 administrative services for the program. All moneys received by the department
22 under this subdivision shall be credited to the appropriation account under s. 20.515

23 (2) (g).

24 2. If the department has not selected an administrator under par. (a) 2., the
25 department shall charge employers who participate in the health care coverage

1 program a fee to cover the costs incurred by the department in designing, marketing
2 and providing administrative services for the health care coverage program. All
3 moneys received by the department under this subdivision shall be credited to the
4 appropriation account under s. 20.515 (2) (g).

5 (g) The department may not sell any health care coverage under the health care
6 coverage program to an employer or enroll any employe in the health care coverage
7 program, but the department shall make information about the program available
8 to employers on a statewide basis.

9 (3) Any employer who participates in the health care coverage program shall
10 do all of the following:

11 (a) Offer health care coverage under one or more plans to all of its permanent
12 employes who have a normal work week of 30 or more hours and may offer health
13 care coverage under one or more plans to any of its other employes.

14 (b) Provide health care coverage under one or more plans to at least 50% of its
15 permanent employes who have a normal work week of 30 or more hours and who do
16 not otherwise receive health care coverage as a dependent under any other plan that
17 is not offered by the employer or a percentage of such employes specified by the board,
18 whichever percentage is greater.

19 (c) Pay for each employe at least 50% but not more than 100% of the lowest
20 premium rate that would be available to the employer for that employe's coverage
21 under the health care coverage program.

22 (d) Make premium payments for the health care coverage of its employes in the
23 manner specified by the board.

24 (4) Any employer that provides health care coverage for its employes under the
25 program and that voluntarily terminates coverage under the program is not eligible

1 to participate in the program for at least 3 years from the date that coverage is
2 terminated.

3 (5) Any insurer that offers a health care coverage plan under the health care
4 coverage program shall provide coverage under the plan to any employer that applies
5 for coverage, and to all of the employer's employees who elect coverage under the
6 health care coverage plan, without regard to the health condition or claims
7 experience of any individual who would be covered under the health care coverage
8 plan if all of the following apply:

9 (a) The employer agrees to pay the premium required for coverage under the
10 health care coverage plan.

11 (b) The employer agrees to comply with all provisions of the health care
12 coverage plan that apply generally to a policyholder or an insured without regard to
13 health condition or claims experience.

14 (6) (a) Health care coverage under the health care coverage program may only
15 be sold by insurance agents licensed under ch. 628.

16 (b) An insurance agent may not sell any health care coverage under the health
17 care coverage program on behalf of an insurer unless he or she is employed by the
18 insurer or has a contract with the insurer to sell the health care coverage on behalf
19 of the insurer.

20 (c) The board shall set, and may adjust as often as semiannually, the
21 commission rate for the sale of a policy under the health care coverage program. The
22 rate shall be based on the average commission rate that insurance agents are paid
23 in the state for the sale of comparable health insurance policies at the time that the
24 rate is set or adjusted.

1 (d) An insurer shall specify on the first page of any policy sold under the health
2 care coverage program the amount of the commission paid to the insurance agent.

3 (7) (a) Annually, on or before December 31, the board shall submit a report to
4 the appropriate standing committees under s. 13.172 (3) and to the governor on the
5 operation of the health care coverage program. The report shall specify the number
6 of employers and employees participating in the health care coverage program,
7 calculate the costs of the health care coverage program to employers and their
8 employees and include recommendations for improving the health care coverage
9 program.

10 (b) No later than January 1, 2008, the board shall submit a report to the
11 appropriate standing committees under s. 13.172 (3) and to the governor that offers
12 recommendations as to whether the department should continue to be involved in
13 the design, marketing and contracting for administrative services for the health care
14 coverage program. If the board recommends that the department not be involved in
15 the performance of these functions, the board shall submit proposed legislation
16 eliminating the department's involvement in the performance of these functions to
17 the appropriate standing committees under s. 13.172 (3) at the time that the board
18 submits its report.

19 *b1792/1.8* SECTION 944yr. Subchapter X of chapter 40 [precedes 40.98] of the
20 statutes, as created by 1999 Wisconsin Act (this act), section 944ym, is repealed.”.

21 *b0778/1.2* **392.** Page 537, line 19: after that line insert:

22 *b0778/1.2* “SECTION 945dm. 42.035 of the statutes is created to read:

23 **42.035 Treatment of certain state fair park board employes.**

24 Notwithstanding s. 230.08 (2) (pm), those employes holding positions in the

1 classified service at the state fair park board on the effective date of this section
2 [revisor inserts date], who have achieved permanent status in class before that date,
3 shall retain, while serving in the unclassified service at the state fair park board,
4 those protections afforded employees in the classified service under ss. 230.34 (1) (a)
5 and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff or reduction in
6 base pay. Those employees of the state fair park board on the effective date of this
7 section [revisor inserts date], who have not achieved permanent status in class
8 in any position at the state fair park board on that date are eligible to receive the
9 protections, privileges and rights preserved under this section if they successfully
10 complete service equivalent to the probationary period required in the classified
11 service for the position that they hold on that date.”.

12 *b1043/1.1* **393**. Page 537, line 19: after that line insert:

13 *b1043/1.1* “SECTION 945de. 43.24 (1) (intro.) of the statutes is amended to
14 read:

15 43.24 (1) (intro.) Each public library system shall be paid state aid for the
16 operation and maintenance of the system. The Except as provided in pars. (b) and
17 (c), the amount paid to each system shall be determined as follows:

18 *b1043/1.1* SECTION 945dh. 43.24 (1) (a) of the statutes is repealed and
19 recreated to read:

20 43.24 (1) (a) 1. Determine the percentage change in the total amount
21 appropriated under s. 20.255 (3) (e) between the previous fiscal year and the current
22 fiscal year.

23 2. Multiply the amount of state aid received by the system in the previous fiscal
24 year by the sum of 1.0 and the result under subd. 1. expressed as a decimal.

1 ***b1043/1.1* SECTION 945dp.** 43.24 (1) (b) of the statutes is repealed and
2 recreated to read:

3 43.24 (1) (b) If the territory of a public library system is altered, the department
4 shall adjust the aid paid to that system under par. (a). The department shall
5 promulgate rules establishing the method the department will use to make the
6 adjustment.

7 ***b1043/1.1* SECTION 945dt.** 43.24 (1) (c) of the statutes is repealed and
8 recreated to read:

9 43.24 (1) (c) Beginning in the fiscal year in which the total amount of state aid
10 appropriated for public library systems under s. 20.255 (3) (e), as determined by the
11 department, equals at least 11.25% of the total operating expenditures for public
12 library services from local and county sources in the calendar year ending in that
13 fiscal year, the amount paid to each system shall be determined by adding the result
14 of each of the following calculations:

15 1. Multiply the system's percentage of the state's population by the product of
16 the amount appropriated under s. 20.255 (3) (e) and 0.85.

17 2. Multiply the system's percentage of the state's geographical area by the
18 product of the amount appropriated under s. 20.255 (3) (e) and 0.075.

19 3. Divide the sum of the payments to the municipalities and counties in the
20 system under subch. I of ch. 79 for the current fiscal year, as reflected in the
21 statement of estimated payments under s. 79.015, by the total of all payments under
22 subch. I of ch. 79 for the current fiscal year, as reflected in the statement of estimated
23 payments under s. 79.015, and multiply the result by the product of the amount
24 appropriated under s. 20.255 (3) (e) and 0.075.”.

1 ***b1838/3.2* 394.** Page 537, line 19: after that line insert:

2 ***b1838/3.2* "SECTION 945ds.** 43.17 (9) (a) of the statutes is amended to read:

3 43.17 (9) (a) All contracts for public construction, ~~the estimated cost of which~~
4 ~~exceeds \$5,000,~~ made by a federated public library system whose territory lies within
5 2 or more counties or by a federated public library system whose territory lies within
6 a single county with a population of at least 500,000 shall be let by the public library
7 system board to the lowest responsible bidder in accordance with s. 62.15 (1) to (11)
8 and (14). For purposes of this section, the system board possesses the powers
9 conferred by s. 62.15 on the board of public works and the common council. All
10 contracts made under this section shall be made in the name of the federated public
11 library system and shall be executed by the system board president and such other
12 board officer as the system board designates.”.

13 ***b1923/2.3* 395.** Page 538, line 21: after that line insert:

14 ***b1923/2.3* "SECTION 946g.** 44.34 (13) of the statutes is created to read:

15 44.34 (13) Produce a CD-ROM about the restoration of the state capitol.”.

16 ***b1806/1.21* 396.** Page 541, line 19: delete “School for the Visually” and
17 substitute “Center for the Blind and Visually Impaired”.

18 ***b1806/1.22* 397.** Page 541, line 20: delete “Handicapped”.

19 ***b0746/1.1* 398.** Page 543, line 6: after that line insert:

20 ***b0746/1.1* "SECTION 955p.** 44.72 (1) (e) of the statutes is created to read:

21 44.72 (1) (e) Consult with the department of public instruction before awarding
22 grants under this subsection.”.

23 ***b0747/4.5* 399.** Page 545, line 16: delete the material beginning with that
24 line and ending with page 546, line 4.

1 ***b0753/2.5* 400.** Page 552, line 2: before “to” insert “including a
2 community-based residential facility.”.

3 ***b1654/3.3* 401.** Page 555, line 10: after that line insert:

4 ***b1654/3.3* “SECTION 999d.** 46.036 (4) (a) of the statutes is amended to read:
5 46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double
6 entry accounting system and a management information system which are
7 compatible with cost accounting and control systems prescribed by the department.
8 The department shall establish a simplified double entry bookkeeping system for use
9 by family-operated group homes. Each purchaser shall determine whether a
10 family-operated group home from which it purchases services shall use the double
11 entry accounting system or the simplified system and shall include this
12 determination in the purchase of service contract. In this paragraph,
13 “family-operated group home” means a group home licensed under s. 48.66 (1) (a) for
14 which the licensee is one or more individuals who operate not more than one group
15 home.”.

16 ***b1823/1.5* 402.** Page 555, line 10: after that line insert:

17 ***b1823/1.5* “SECTION 997m.** 46.03 (44) of the statutes is created to read:
18 46.03 (44) STRAY VOLTAGE RESEARCH. Conduct research and investigate
19 allegations that the 3rd harmonic of 60-hertz current harms people and dairy
20 animals. The department shall allocate moneys transferred to the appropriation
21 account under s. 20.435 (1) (kx) from the appropriation under s. 20.155 (1) (jm) for
22 this purpose.”.

23 ***b1806/1.23* 403.** Page 555, line 25: after that line insert:

24 ***b1806/1.23* “SECTION 999p.** 46.041 (1) (a) of the statutes is amended to read:

1 46.041 (1) (a) Provide for the temporary residence and evaluation of children
2 referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the
3 institutions and services under the jurisdiction of the department, University of
4 Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,
5 46.22 or 46.23, private child welfare agencies, ~~schools~~ the Wisconsin School for the
6 ~~deaf and visually handicapped,~~ Deaf, the Wisconsin Center for the Blind and
7 Visually Impaired and mental health facilities within the state at the discretion of
8 the ~~superintendent~~ director of the institution providing services under this section.”.

9 ***b0828/2.2* 404.** Page 559, line 21: after that line insert:

10 ***b0828/2.2*** “SECTION 1003c. 46.10 (2m) of the statutes is amended to read:

11 46.10 (2m) The liability specified in sub. (2) shall not apply to tuberculosis
12 patients receiving care, maintenance, services and supplies under ss. ~~58.06 and~~
13 252.07 to 252.10, to persons 18 and older receiving care, maintenance, services and
14 supplies provided by prisons named in s. 302.01 or to parents of a minor who receives
15 care for alcohol or drug abuse under s. 51.47 (1) without consent of the minor’s parent
16 or guardian.

17 ***b0828/2.2*** SECTION 1003t. 46.18 (1) of the statutes is amended to read:

18 46.18 (1) TRUSTEES. Every county home, infirmary, hospital, ~~tuberculosis~~
19 ~~hospital or sanatorium,~~ or similar institution, shall, subject to regulations approved
20 by the county board, be managed by a board of trustees, electors of the county, chosen
21 by ballot by the county board. At its annual meeting, the county board shall appoint
22 an uneven number of trustees, from 3 to 9 at the option of the board, for staggered
23 3-year terms ending the first Monday in January. Any vacancy shall be filled for the

1 unexpired term by the county board; but the chairperson of the county board may
2 appoint a trustee to fill the vacancy until the county board acts.

3 ***b0828/2.2* SECTION 1003u.** 46.20 (1) of the statutes is amended to read:

4 46.20 (1) Any 2 or more counties may jointly, by majority vote of all the
5 members of each county board, provide for a county home, infirmary, hospital,
6 ~~tuberculosis hospital or sanatorium~~, or similar institution, or juvenile detention
7 home, which shall be established, maintained and operated pursuant to all the
8 statutes relating to the establishment, maintenance and operation of similar
9 institutions, respectively, by any single county whose population is less than
10 250,000, except as otherwise provided in this section; and in all respects, except as
11 herein specified, each such institution shall be the county institution of each of the
12 counties so joining.

13 ***b0828/2.2* SECTION 1003v.** 46.20 (3) of the statutes is amended to read:

14 46.20 (3) Upon approval of the site, plans and specifications, as provided in s.
15 ~~252.073 as to tuberculosis sanatoriums~~ and ss. 46.17 and 301.37, as to other
16 institutions, the joint committee shall report to the several county boards the
17 estimated cost of the site and buildings, and the amount thereof chargeable to each
18 county on the basis set forth in sub. (6) (a), appending to each report a copy of the
19 plans and specifications and all matter relating to the site and buildings. If the
20 report is approved by each county board, the joint committee shall purchase the site
21 and cause the buildings to be erected in accordance with the plans and specifications.

22 ***b0828/2.2* SECTION 1003w.** 46.20 (8) of the statutes is repealed.

23 ***b0828/2.2* SECTION 1003x.** 46.20 (10) of the statutes is repealed.”.

1 ***b1794/2.1* 405.** Page 569, line 25: delete “whether or not the person is a
2 private pay admittee at the time of admission.” and substitute “~~whether or not the~~
3 ~~person is a private pay admittee at the time of admission.~~ except that a person
4 seeking admission or about to be admitted on a private pay basis may waive the
5 assessment, unless the person is expected to become eligible for medical assistance
6 within 6 months of assessment.”.

7 ***b1794/2.2* 406.** Page 570, line 4: after that line insert:

8 ***b1794/2.2*** “SECTION 1045g. 46.27 (7) (cL) of the statutes is created to read:
9 46.27 (7) (cL) No county department or aging unit may deny services to a
10 person under par. (cj) who refused to have an assessment completed as required
11 under par. (cj) 3. a. before the effective date of this paragraph ... [revisor inserts
12 date].”.

13 ***b1847/2.1* 407.** Page 570, line 4: after that line insert:

14 ***b1847/2.1*** “SECTION 1045d. 46.27 (7) (ck) 1. of the statutes is amended to
15 read:

16 46.27 (7) (ck) 1. Subject to the approval of the department, and except as
17 provided in sub. (7b) (a), a county may establish and implement more restrictive
18 conditions than those imposed under par. (cj) on the use of funds received under par.
19 (b) for the provision of services to a person in a community-based residential facility.
20 A county that establishes more restrictive conditions under this subdivision shall
21 include the conditions in its community options plan under sub. (3) (cm).

22 ***b1847/2.1* SECTION 1045e.** 46.27 (7) (cm) 1. (intro.) of the statutes is amended
23 to read:

1 46.27 (7) (cm) 1. (intro.) ~~Beginning~~ Except as provided sub. (7b), beginning on
2 January 1, 1996, no county, private nonprofit agency or aging unit may use funds
3 received under par. (b) to provide services in any community-based residential
4 facility that has more than 8 beds, unless one of the following applies.”.

5 ***b1847/2.2* 408.** Page 572, line 6: after that line insert:

6 ***b1847/2.2* “SECTION 1048m.** 46.27 (7b) of the statutes is created to read:

7 46.27 (7b) PILOT PROGRAM IN CHIPPEWA COUNTY. The department shall establish
8 a pilot project in Chippewa County to effect all of the following:

9 (a) Notwithstanding the maximum total amount established by Chippewa
10 County under sub. (3) (f), Chippewa County may not deny services under this section
11 to an eligible individual who resides in a community-based residential facility when
12 the individual becomes eligible, solely because the maximum total amount has been
13 reached.

14 (b) In making a determination under sub. (7) (cj) 3. e. regarding the
15 cost-effectiveness of a placement in a community-based residential facility,
16 Chippewa County shall consider all state and federal funds needed for all options
17 considered.

18 (c) Chippewa County, or a private nonprofit agency or aging unit in Chippewa
19 County, may use funds received under sub. (7) (b) to provide services in any
20 community-based residential facility that has 20 or fewer beds notwithstanding sub.
21 (7) (cm) 1. Subsection (7) (cm) 1. applies in Chippewa County, however, with respect
22 to the use of funds received under sub. (7) (b) to provide services in any
23 community-based residential facility that has more than 20 beds.”.

1 ***b1794/2.4* 409.** Page 574, line 23: delete “whether or not the person is a
2 private pay admittee at the time of admission.” and substitute “~~whether or not the~~
3 ~~person is a private pay admittee at the time of admission.~~ except that a person
4 seeking admission or about to be admitted on a private pay basis may waive the
5 assessment, unless the person is expected to become eligible for medical assistance
6 within 6 months of assessment.”.

7 ***b1794/2.3* 410.** Page 575, line 2: after that line insert:

8 ***b1794/2.3*** “SECTION 1059. 46.27 (11) (c) 5q. of the statutes is created to read:
9 46.27 (11) (c) 5q. No county department or aging unit may deny services to a
10 person under subd. 5n. who refused to have an assessment completed as required
11 under subd. 5n. a. before the effective date of this subdivision [revisor inserts
12 date].”.

13 ***b1794/2.5* 411.** Page 576, line 3: delete “whether or not the person is a
14 private pay admittee at the time of admission.” and substitute “~~whether or not the~~
15 ~~person is a private pay admittee at the time of admission.~~ except that a person
16 seeking admission or about to be admitted on a private pay basis may waive the
17 assessment, unless the person is expected to become eligible for medical assistance
18 within 6 months of assessment.”.

19 ***b1794/2.6* 412.** Page 594, line 9: after “supervision.” insert “A resource
20 center may not require a financial screen for a person seeking admission or about to
21 be admitted on a private pay basis who waives the requirement for a financial screen
22 under this paragraph, unless the person is expected to become eligible for medical
23 assistance within 6 months. A resource center need not provide a functional screen

1 for a person seeking admission or about to be admitted who has received a screen for
2 functional eligibility under s. 46.286 (1) (a) within the previous 6 months.”.

3 *b1666/13.8* **413.** Page 597, line 23: delete “nonprofit”.

****NOTE: Corrects restrictive requirement for contracts to operate care management organizations to conform to JCF intent.

4 *b1666/13.9* **414.** Page 622, line 7: delete lines 7 to 14.

****NOTE: Conforms to JCF intent.

5 *b1919/1.3* **415.** Page 622, line 18: delete “\$283,778,800” and substitute
6 “\$284,978,800”.

7 *b1919/1.4* **416.** Page 622, line 19: delete “\$279,886,800” and substitute
8 “\$285,511,800”.

9 *b1214/1.2* **417.** Page 623, line 3: delete “\$1,877,000 for each” and substitute
10 “\$1,877,000 for each”.

11 *b1214/1.3* **418.** Page 623, line 4: delete “fiscal year” and substitute “fiscal
12 year \$1,993,400 for fiscal year 1999–2000 and \$2,226,300 for fiscal year 2000–01”.

13 *b1197/1.2* **419.** Page 624, line 14: after that line insert:

14 *b1197/1.2* “SECTION 1091k. 46.46 (1) of the statutes is amended to read:

15 46.46 (1) The department shall perform activities to augment the amount of
16 moneys received under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd and 42 USC
17 1396 to 1396v. The department shall perform those income augmentation activities
18 itself and may not contract with any person to perform those income augmentation
19 activities. From the appropriation account under s. 20.435 (8) (mb), the department
20 shall support costs that are exclusively related to the operational costs of
21 augmenting the amount of moneys received under 42 USC 670 to 679a, 42 USC 1395
22 to 1395ddd and 42 USC 1396 to 1396v performing those income augmentation

- 1 activities. In addition, the department may expend moneys from the appropriation
- 2 account under s. 20.435 (8) (mb) as provided in sub. (2).".