



State of Wisconsin
1999-2000 LEGISLATURE

Done

~~(G)~~ (F)

CORRECTIONS IN:

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

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proofed

Prepared by the Legislative Reference Bureau
(July 2, 1999)

1. Page 27, line 22: delete "representative" and substitute "representative of".

2. Page 788, line 19: delete "section 9139" and substitute "section 9158".

3. Page 999, line 5: delete "totalling" and substitute "totaling".

4. Page 1122, line 22: delete "under under" and substitute "under".

5. Page 1126, line 6: delete "exceed" and substitute "exceeds".

6. Page 1599, line 22: delete "(11)" and substitute "(1r)".

In proofing this part, please ensure that this change has also been incorporated.

This material was deleted entirely by conference amendment.

LRBs0095/1ccc-1
KMG:ch

Minor clerical corrections in legislation are authorized under s. 35.17, stats.; Senate Rule 31, Assembly Rule 37 and Joint Rule 56.

(F)

PLG

5 ✓ X *b1152/1.1* 526. Page 734, line 6: delete lines 6 to 9 and substitute "time
6 period restriction by rule".

7 ✓ *b1706/8.1* 527. Page 737, line 12: after "1999," insert "or on the effective
8 ✓ date of this subsection [revisor inserts date], whichever is later,".

9 ✓ *b1767/5.1* 528. Page 739, line 9: delete lines 9 to 12 and substitute:

10 *b1767/5.1* SECTION 1483t. 49.775 (1) (a) of the statutes is amended to read:

11 49.775 (1) (a) "~~Custodial parent~~ has the meaning given in s. 49.141 (1) (b)
12 means, with respect to a dependent child, a parent who is eligible for supplemental
13 security income under 42 USC 1381 to 1383d or for state supplemental payments
14 under s. 49.77, or both, and who resides with a dependent child and, if there has been
15 a determination of legal custody with respect to the dependent child, has legal
16 custody of that child. For the purposes of this paragraph, "legal custody" has the
17 meaning given in s. 767.001 (2) (a).

18 *b1767/5.1* SECTION 1483u. 49.775 (1) (b) of the statutes is amended to read:

19 49.775 (1) (b) "~~Dependent child~~ has the meaning given in s. 49.141 (1) (e)
20 means a person who is the son or daughter of a custodial parent, who resides with
21 that parent and who is under the age of 18 or, if the person is a full-time student at
22 a secondary school or a vocational or technical equivalent and is reasonably expected
23 to complete the program before attaining the age of 19, is under the age of 19.

24 *b1767/5.1* SECTION 1483v. 49.775 (1) (c) of the statutes is created to read:

1 49.775 (1) (c) “Grandchild” means a person who is the son or daughter of a
2 custodial parent’s dependent child who resides with the dependent child and, if there
3 has been a determination of legal custody with respect to that person, of whom the
4 dependent child has legal custody. For the purposes of this paragraph, “legal
5 custody” has the meaning given in s. 767.001 (2) (a).

6 ***b1767/5.1* SECTION 1483w.** 49.775 (1) (d) of the statutes is created to read:

7 49.775 (1) (d) “Parent” has the meaning given in s. 49.141 (1) (j).

8 ***b1767/5.1* SECTION 1483x.** 49.775 (2) (intro.) of the statutes is amended to
9 read:

10 49.775 (2) SUPPLEMENTAL PAYMENTS. (intro.) Subject to sub. (3), the department
11 shall make a monthly payment in the amount specified in sub. (4) to a custodial
12 parent for the support of each dependent child of the custodial parent, and for the
13 support of each grandchild, if all of the following conditions are met:

14 ***b1767/5.1* SECTION 1483y.** 49.775 (2) (a) of the statutes is repealed.

15 ***b1767/5.1* SECTION 1483ym.** 49.775 (2) (b) of the statutes is amended to read:

16 49.775 (2) (b) If the dependent child has 2 custodial parents, each custodial
17 parent ~~receives~~ is eligible for supplemental security income under 42 USC 1381 to
18 1383c or for state supplemental payments under s. 49.77, or both.

19 ***b1767/5.1* SECTION 1483z.** 49.775 (2) (c) of the statutes is amended to read:

20 49.775 (2) (c) The dependent child and grandchild, if any, of the ~~eustodian~~
21 custodial parent ~~meets~~ meet the eligibility criteria under the aid to families with
22 dependent children program under s. 49.19 (1) to (19) or would meet the eligibility
23 criteria under s. 49.19 but for the application of s. 49.19 (20).

24 ***b1767/5.1* SECTION 1483zb.** 49.775 (2) (d) of the statutes is amended to read:

1 49.775 (2) (d) The dependent child or the grandchild does not receive
2 supplemental security income under 42 USC 1381 to 1383d.

3 ***b1767/5.1* SECTION 1484b.** 49.775 (4) of the statutes is renumbered 49.775
4 (4) (a) and amended to read:

5 49.775 (4) PAYMENT AMOUNT. (a) The payment under sub. (2) is ~~\$100~~ \$250 per
6 month ~~per for one~~ dependent child and \$150 per month for each additional dependent
7 child and, except as provided in par. (b), \$150 per month for each grandchild.

8 ***b1767/5.1* SECTION 1484c.** 49.775 (4) (b) of the statutes is created to read:
9 49.775 (4) (b) If the custodial parent receives a payment under s. 48.57 (3m)
10 for the care and maintenance of a child, no payment may be made under this section
11 with respect to that child.”.

12 ✓ ✓ ***b1654/3.8* 529.** Page 739, line 23: after that line insert:

13 ***b1654/3.8* “SECTION 1488d.** 49.857 (1) (d) 3. of the statutes is amended to
14 read:

15 49.857 (1) (d) 3. A license issued under s. 48.66 (1) (a) or (b).”.

16 ✓ ✓ ***b1893/1.1* 530.** Page 739, line 23: after that line insert:

17 ***b1893/1.1* “SECTION 1488m.** 49.857 (1) (d) 12. of the statutes is amended to
18 read:

19 49.857 (1) (d) 12. A license or certificate of registration issued under s. 138.09,
20 138.12, 217.06, 218.01, 218.02, 218.04, 218.05 ~~or~~, 224.72, 224.93 or subch. III of ch.
21 551.”.

22 ✓ ✓ ***b1218/1.6* 531.** Page 741, line 4: after that line insert:

23 ***b1218/1.6* “SECTION 1491m.** 49.96 of the statutes, as affected by 1997
24 Wisconsin Act 105, section 27g, is amended to read:

1 **49.96 Assistance grants exempt from levy.** All grants of aid to families with
2 dependent children, payments made under ss. 48.57 (3m) ~~or~~, (3n) or (3o), 49.148 (1)
3 (b) 1. or (c) or (1m) or 49.149 to 49.159, payments made for social services, cash
4 benefits paid by counties under s. 59.53 (21), and benefits under s. 49.77 or federal
5 Title XVI, are exempt from every tax, and from execution, garnishment, attachment
6 and every other process and shall be inalienable.”.

7 ✓ ✓ ***b1794/2.7* 532.** Page 742, line 9: delete lines 9 and 10 and substitute:

8 “(a) For a person who has received a screen for functional eligibility under s.
9 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
10 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

11 ✓ ✓ ***b1794/2.8* 533.** Page 742, line 12: after that line insert:

12 “(d) For a person who seeks admission or is about to be admitted on a private
13 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
14 (g), the referral under this subsection may not include performance of a financial
15 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
16 medical assistance within 6 months.”.

17 ✓ ✓ ***b1794/2.9* 534.** Page 743, line 7: delete lines 7 and 8 and substitute:

18 “(a) For a person who has received a screen for functional eligibility under s.
19 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
20 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

21 ✓ ✓ ***b1794/2.10* 535.** Page 743, line 11: after that line insert:

22 “(d) For a person who seeks admission or is about to be admitted on a private
23 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
24 (g), the referral under this subsection may not include performance of a financial

1 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
2 medical assistance within 6 months.”.

3 ✓ ✓ ***b1794/2.11* 536.** Page 745, line 21: delete lines 21 and 22 and substitute:

4 “(a) For a person who has received a screen for functional eligibility under s.
5 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
6 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

7 ✓ ✓ ***b1794/2.12* 537.** Page 745, line 25: after that line insert:

8 “(d) For a person who seeks admission or is about to be admitted on a private
9 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
10 (g), the referral under this subsection may not include performance of a financial
11 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
12 medical assistance within 6 months.”.

13 ✓ ✓ ***b1794/2.13* 538.** Page 748, line 15: delete lines 15 and 16 and substitute:

14 “1. For a person who has received a screen for functional eligibility under s.
15 46.286 (1) (a) within the previous 6 months, the referral under this paragraph need
16 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

17 ✓ ***b1794/2.14* 539.** Page 748, line 18: after that line insert:

18 ✓ “4. For a person who seeks admission or is about to be admitted on a private
19 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
20 (g), the referral under this subsection may not include performance of a financial
21 screen under s. 46.283 (4) (g), unless the person expected to become eligible for
22 medical assistance within 6 months.”.

23 ✓ ✓ ***b1794/2.15* 540.** Page 749, line 17: after “(1)” insert “. If admission is
24 sought on behalf of the incapacitated individual or if the incapacitated individual is

1 about to be admitted on a private pay basis, the individual who consents to the
2 admission may waive the requirement for a financial screen under s. 46.283 (4) (g),
3 unless the incapacitated individual is expected to become eligible for medical
4 assistance within 6 months”.

5 ✓ ✓ ***b1218/1.7* 541.** Page 749, line 17: after that line insert:

6 ***b1218/1.7* “SECTION 1515m.** 50.065 (1) (c) 2. of the statutes is amended to
7 read:

8 50.065 (1) (c) 2. Kinship care ~~under s. 48.57 (3m)~~ or long-term kinship care
9 under s. 48.57 (3m), (3n) or (3o).”.

10 ✓ ✓ ***b1852/3.6* 542.** Page 749, line 17: after that line insert:

11 ✓ ***b1852/3.6* “SECTION 1521b.** 50.065 (1) (ag) of the statutes is created to read:

12 50.065 (1) (ag) 1. “Caregiver” means any of the following:

13 a. A person who is, or is expected to be, an employe or contractor of an entity,
14 who is or is expected to be under the control of an entity, as defined by the department
15 by rule, and who has, or is expected to have, regular, direct contact with clients of the
16 entity.

17 b. A person who has, or is seeking, a license, certification, registration, or
18 certificate of approval issued or granted by the department to operate an entity.

19 c. A person who is, or is expected to be, an employe of the board on aging and
20 long-term care and who has, or is expected to have, regular, direct contact with
21 clients.

22 2. “Caregiver” does not include a person who is certified as an emergency
23 medical technician under s. 146.50 if the person is employed, or seeking employment,
24 as an emergency medical technician.

1 ***b1852/3.6* SECTION 1521c.** 50.065 (1) (bm) of the statutes is created to read:

2 50.065 (1) (bm) “Contractor” means, with respect to an entity, a person, or that
3 person’s agent, who provides services to the entity under an express or implied
4 contract or subcontract, including a person who has staff privileges at the entity.

5 ***b1852/3.6* SECTION 1521cm.** 50.065 (1) (br) of the statutes is created to read:

6 50.065 (1) (br) “Direct contact” means face-to-face physical proximity to a
7 client that affords the opportunity to commit abuse or neglect of a client or to
8 misappropriate the property of a client.

9 ***b1852/3.6* SECTION 1521d.** 50.065 (1) (c) (intro.) of the statutes is amended
10 to read:

11 50.065 (1) (c) (intro.) “Entity” means a facility, organization or service that is
12 licensed or certified by or registered with the department to provide direct care or
13 treatment services to clients. “Entity” includes a hospital, a personal care worker
14 agency and, a supportive home care service agency, a temporary employment agency
15 that provides caregivers to another entity and the board on aging and long-term
16 care. “Entity” does not include any of the following:

17 ***b1852/3.6* SECTION 1521e.** 50.065 (1) (cn) of the statutes is created to read:

18 50.065 (1) (cn) “Nonclient resident” means a person who resides, or is expected
19 to reside, at an entity, who is not a client of the entity and who has, or is expected to
20 have, regular, direct contact with clients of the entity.

21 ***b1852/3.6* SECTION 1521em.** 50.065 (1) (dm) of the statutes is created to
22 read:

23 50.065 (1) (dm) “Reservation” means land in this state within the boundaries
24 of a reservation of a tribe or within the bureau of Indian affairs service area for the
25 Ho-Chunk Nation.

1 ***b1852/3.6* SECTION 1521f.** 50.065 (1) (e) of the statutes is repealed and
2 recreated to read:

3 50.065 (1) (e) 1. "Serious crime" means a violation of s. 940.01, 940.02, 940.03,
4 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6), 940.22 (2) or (3), 940.225 (1), (2) or (3),
5 940.285 (2), 940.29, 940.295, 948.02 (1), 948.025 or 948.03 (2) (a), or a violation of the
6 law of any other state or United States jurisdiction that would be a violation of s.
7 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6), 940.22 (2) or (3),
8 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1), 948.025 or 948.03 (2)
9 (a) if committed in this state.

10 2. For the purposes of an entity that serves persons under the age of 18, "serious
11 crime" includes a violation of s. 948.02 (2), 948.03 (2) (b) or (c), 948.05, 948.055,
12 948.06, 948.07, 948.08, 948.11 (2) (a) or (am), 948.12, 948.13, 948.21 (1) or 948.30 or
13 a violation of the law of any other state or United States jurisdiction that would be
14 a violation of s. 948.02 (2), 948.03 (2) (b) or (c), 948.05, 948.055, 948.06, 948.07,
15 948.08, 948.11 (2) (a) or (am), 948.12, 948.13, 948.21 (1) or 948.30 if committed in this
16 state.

17 ***b1852/3.6* SECTION 1521fm.** 50.065 (1) (g) of the statutes is created to read:
18 50.065 (1) (g) "Tribe" means a federally recognized American Indian tribe or
19 band in this state.

20 ***b1852/3.6* SECTION 1521g.** 50.065 (2) (a) (intro.) of the statutes is
21 renumbered 50.065 (4m) (a) (intro.).

22 ***b1852/3.6* SECTION 1521h.** 50.065 (2) (a) 1. of the statutes is renumbered
23 50.065 (4m) (a) 1.

24 ***b1852/3.6* SECTION 1521i.** 50.065 (2) (a) 2. of the statutes is repealed.

1 ***b1852/3.6* SECTION 1521j.** 50.065 (2) (a) 3. of the statutes is renumbered
2 50.065 (4m) (a) 3.

3 ***b1852/3.6* SECTION 1521k.** 50.065 (2) (a) 4. of the statutes is renumbered
4 50.065 (4m) (a) 4.

5 ***b1852/3.6* SECTION 1521L.** 50.065 (2) (a) 5. of the statutes is renumbered
6 50.065 (4m) (a) 5.

7 ***b1852/3.6* SECTION 1521m.** 50.065 (2) (ag) (intro.) of the statutes is
8 renumbered 50.065 (4m) (b) (intro.) and amended to read:

9 50.065 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
10 sub. (5), an entity may not hire or contract with a ~~person who will be under the~~
11 ~~entity's control, as defined by the department by rule, and who is expected to have~~
12 ~~access to its clients, caregiver or permit to reside at the entity a person who is not a~~
13 ~~client and who is expected to have access to a client~~ nonclient resident, if the entity
14 knows or should have known any of the following:

15 ***b1852/3.6* SECTION 1521n.** 50.065 (2) (ag) 1. of the statutes is renumbered
16 50.065 (4m) (b) 1.

17 ***b1852/3.6* SECTION 1521p.** 50.065 (2) (ag) 2. of the statutes is repealed.

18 ***b1852/3.6* SECTION 1521q.** 50.065 (2) (ag) 3. of the statutes is renumbered
19 50.065 (4m) (b) 3.

20 ***b1852/3.6* SECTION 1521r.** 50.065 (2) (ag) 4. of the statutes is renumbered
21 50.065 (4m) (b) 4.

22 ***b1852/3.6* SECTION 1521s.** 50.065 (2) (ag) 5. of the statutes is renumbered
23 50.065 (4m) (b) 5.

24 ***b1852/3.6* SECTION 1521t.** 50.065 (2) (am) (intro.) of the statutes is amended
25 to read:

1 50.065 (2) (am) (intro.) ~~Subject to subd. 5. and par. (bd), the~~ The department
2 shall obtain all of the following with respect to a person specified under ~~par. (a)~~
3 ~~(intro.) sub. (1) (ag) 1. b.~~ and a person ~~specified under par. (ag) (intro.)~~ who is a
4 nonclient resident or prospective nonclient resident of an entity:

5 ***b1852/3.6* SECTION 1521u.** 50.065 (2) (am) 5. of the statutes is amended to
6 read:

7 50.065 (2) (am) 5. Information maintained by the department under this
8 section regarding any denial to the person of a license, certification, certificate of
9 approval or registration or of a continuation of a license, certification, certificate of
10 approval or registration to operate an entity for a reason specified in ~~par. sub. (4m)~~
11 (a) 1. to 5. and regarding any denial to the person of employment at, a contract with
12 or permission to reside at an entity for a reason specified in ~~par. (ag) sub. (4m) (b) 1.~~
13 to 5. If the information obtained under this subdivision indicates that the person has
14 been denied a license, certification, certificate of approval or registration,
15 continuation of a license, certification, certificate of approval or registration, a
16 contract, employment or permission to reside as described in this subdivision, the
17 department need not obtain the information specified in subds. 1. to 4.

18 ***b1852/3.6* SECTION 1521v.** 50.065 (2) (b) 1. of the statutes is renumbered
19 50.065 (2) (b), and 50.065 (2) (b) (intro.) and 5., as renumbered, are amended to read:

20 50.065 (2) (b) (intro.) ~~Subject to subds. 1. e. and 2. and par. (bd), every~~ Every
21 entity shall obtain all of the following with respect to a ~~person specified under par.~~
22 ~~(ag) (intro.) who is an employe or contractor or a prospective employe or contractor~~
23 caregiver of the entity:

24 5. Information maintained by the department under this section regarding any
25 denial to the person of a license, certification, certificate of approval or registration

1 or of a continuation of a license, certification, certificate of approval or registration
2 to operate an entity for a reason specified in ~~par. sub. (4m)~~ (a) 1. to 5. and regarding
3 any denial to the person of employment at, a contract with or permission to reside
4 at an entity for a reason specified in ~~par. (ag) sub. (4m)~~ (b) 1. to 5. If the information
5 obtained under this ~~subd. 1. e. subdivision~~ indicates that the person has been denied
6 a license, certification, certificate of approval or registration, continuation of a
7 license, certification, certificate of approval or registration, a contract, employment
8 or permission to reside as described in this ~~subd. 1. e. subdivision~~, the entity need
9 not obtain the information specified in ~~subd. subs. 1. a. to d. to 4.~~

10 ***b1852/3.6* SECTION 1521w.** 50.065 (2) (b) 2. of the statutes is repealed.

11 ***b1852/3.6* SECTION 1521xd.** 50.065 (2) (bb) of the statutes is created to read:

12 50.065 (2) (bb) If information obtained under par. (am) or (b) indicates a charge
13 of a serious crime, but does not completely and clearly indicate the final disposition
14 of the charge, the department or entity shall make every reasonable effort to contact
15 the clerk of courts to determine the final disposition of the charge. If a background
16 information form under sub. (6) (a) or (am) indicates a charge or a conviction of a
17 serious crime, but information obtained under par. (am) or (b) does not indicate such
18 a charge or conviction, the department or entity shall make every reasonable effort
19 to contact the clerk of courts to obtain a copy of the criminal complaint and the final
20 disposition of the complaint. If information obtained under par. (am) or (b), a
21 background information form under sub. (6) (a) or (am) or any other information
22 indicates a conviction of a violation of s. 940.19 (1), 940.195, 940.20, 941.30, 942.08,
23 947.01 or 947.013 obtained not more than 5 years before the date on which that
24 information was obtained, the department or entity shall make every reasonable

1 effort to contact the clerk of courts to obtain a copy of the criminal complaint and
2 judgment of conviction relating to that violation.

3 ***b1852/3.6* SECTION 1521y.** 50.065 (2) (bd) of the statutes is amended to read:

4 50.065 (2) (bd) Notwithstanding pars. (am) and (b) 1., the department is not
5 required to obtain the information specified in par. (am) 1. to 5., and an entity is not
6 required to obtain the information specified in par. (b) 1. ~~a. to e. to 5.~~, with respect
7 to a person under 18 years of age whose background information form under sub. (6)
8 (am) indicates that the person is not ineligible to be employed, contracted with or
9 permitted to reside at an entity for a reason specified in ~~par. (ag) sub. (4m) (b) 1.~~ to
10 5. and with respect to whom the department or entity otherwise has no reason to
11 believe that the person is ineligible to be employed, contracted with or permitted to
12 reside at an entity for any of those reasons. This paragraph does not preclude the
13 department from obtaining, at its discretion, the information specified in par. (am)
14 1. to 5. with respect to a person described in this paragraph who is a nonclient
15 resident or a prospective nonclient resident of an entity.

16 ***b1852/3.6* SECTION 1521z.** 50.065 (2) (bg) of the statutes is amended to read:

17 50.065 (2) (bg) If an entity ~~takes an action specified in par. (ag) (intro.) with~~
18 ~~respect to an employe, prospective employe, contractor or prospective contractor~~
19 hires or contracts with a caregiver for whom, within the last 4 years, the information
20 required under par. (b) 1. ~~a. to e. 3. and e. 5.~~ has already been obtained, ~~either by~~
21 ~~another entity or by a temporary employment agency,~~ the entity may obtain the that
22 ~~information required under par. (b) 1. a. to e. and e. from that other entity or~~
23 ~~temporary employment agency,~~ which shall provide the information, if possible, to
24 the requesting entity. If an entity cannot obtain the information required under par.
25 (b) 1. ~~a. to e. 3. and e. 5.~~ from another entity ~~or from a temporary employment agency~~

1 or if an entity has reasonable grounds to believe that any information obtained from
2 another entity ~~or from a temporary employment agency~~ is no longer accurate, the
3 entity shall obtain that information from the sources specified in par. (b) 1. ~~a.~~ to 3.
4 and ~~e.~~ 5.

5 *b1852/3.6* SECTION 1521zb. 50.065 (2) (bm) of the statutes is amended to
6 read:

7 50.065 (2) (bm) If the person who is the subject of the search under par. (am)
8 or (b) ~~1.~~ is not a resident of this state, or if at any time within the 3 years preceding
9 the date of the search that person has not been a resident of this state, or if the
10 department or entity determines that the person's employment, licensing or state
11 court records provide a reasonable basis for further investigation, the department or
12 entity shall make a good faith effort to obtain from any state or other United States
13 jurisdiction in which the person is a resident or was a resident within the 3 years
14 preceding the date of the search information that is equivalent to the information
15 specified in par. (am) 1. or (b) 1. ~~a.~~ The department or entity may require the person
16 to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's
17 fingerprints. The department of justice may provide for the submission of the
18 fingerprint cards to the federal bureau of investigation for the purposes of verifying
19 the identity of the person fingerprinted and obtaining records of his or her criminal
20 arrests and convictions.

21 *b1852/3.6* SECTION 1521zc. 50.065 (2) (c) of the statutes is renumbered
22 50.065 (4m) (c) and amended to read:

23 50.065 (4m) (c) If the background information form completed by a person
24 under sub. (6) (am) indicates that the person is not ineligible to be employed or
25 contracted with for a reason specified in par. ~~(ag)~~ (b) 1. to 5., an entity may employ

1 or contract with the person for not more than 60 days pending the receipt of the
2 information sought under ~~par. sub. (2)~~ (b) 1. If the background information form
3 completed by a person under sub. (6) (am) indicates that the person is not ineligible
4 to be permitted to reside at an entity for a reason specified in par. ~~(ag)~~ (b) 1. to 5. and
5 if an entity otherwise has no reason to believe that the person is ineligible to be
6 permitted to reside at an entity for any of those reasons, the entity may permit the
7 person to reside at the entity for not more than 60 days pending receipt of the
8 information sought under ~~par. sub. (2)~~ (am). An entity shall provide supervision for
9 a person who is employed or contracted with or permitted to reside as permitted
10 under this paragraph.

11 ***b1852/3.6* SECTION 1521zd.** 50.065 (2) (d) of the statutes is created to read:

12 50.065 (2) (d) Every entity shall maintain, or shall contract with another
13 person to maintain, the most recent background information obtained on a caregiver
14 under par. (b). The information shall be made available for inspection by authorized
15 persons, as defined by the department by rule.

16 ***b1852/3.6* SECTION 1521ze.** 50.065 (3) (a) of the statutes is amended to read:

17 50.065 (3) (a) Every 4 years or at any time within that period that the
18 department considers appropriate, the department shall request the information
19 specified in sub. (2) (am) 1. to ~~4.~~ 5. for all persons who are licensed to operate an entity
20 and for all persons ~~specified in par. (ag) (intro.)~~ who are nonclient residents of an
21 entity.

22 ***b1852/3.6* SECTION 1521zf.** 50.065 (3) (b) of the statutes is amended to read:

23 50.065 (3) (b) Every 4 years or at any other time within that period that an
24 entity considers appropriate, the entity shall request the information specified in

1 sub. (2) (b) 1. ~~a. to d.~~ 5. for all persons ~~specified in sub. (2) (ag) (intro.) who are~~
2 ~~employees or contractors~~ caregivers of the entity.

3 *b1852/3.6* SECTION 1521zg. 50.065 (3m) of the statutes is amended to read:

4 50.065 (3m) Notwithstanding subs. (2) (b) ~~1.~~ and (3) (b), if the department
5 obtains the information required under sub. (2) (am) or (3) (a) with respect to a person
6 ~~specified in sub. (2) (a) (intro.) who is a caregiver specified under sub. (1) (ag) 1. b.~~
7 and that person is also an employe, contractor or nonclient resident of the entity, the
8 entity is not required to obtain the information specified in sub. (2) (b) ~~1.~~ or (3) (b)
9 with respect to that person.

10 *b1852/3.6* SECTION 1521zh. 50.065 (4) of the statutes is amended to read:

11 50.065 (4) An entity that violates sub. (2) or, (3) or (4m) (b) may be required to
12 forfeit not more than \$1,000 and may be subject to other sanctions specified by the
13 department by rule.

14 *b1852/3.6* SECTION 1521zi. 50.065 (4m) (b) (intro.) of the statutes, as affected
15 by 1999 Wisconsin Act (this act), is amended to read:

16 50.065 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
17 sub. (5), an entity may not ~~hire~~ employ or contract with a caregiver or permit to reside
18 at the entity a nonclient resident, if the entity knows or should have known any of
19 the following:

20 *b1852/3.6* SECTION 1521zj. 50.065 (5) (intro.) of the statutes is renumbered
21 50.065 (5) and amended to read:

22 50.065 (5) The department may license, certify, issue a certificate of approval
23 to or register to operate an entity a person who otherwise may not be licensed,
24 certified, issued a certificate of approval or registered for a reason specified in sub.
25 (2) (4m) (a) 1. to 5. , and an entity may employ, contract with or permit to reside at

1 the entity a person who otherwise may not be employed, contracted with or permitted
2 to reside at the entity for a reason specified in sub. ~~(2) (ag)~~ (4m) (b) 1. to 5., if the
3 person demonstrates to the department, or, in the case of an entity that is located
4 within the boundaries of a reservation, to the person or body designated by the tribe
5 under sub. (5d) (a) 3., by clear and convincing evidence and in accordance with
6 procedures established by the department by rule, or by the tribe, that he or she has
7 been rehabilitated. ~~No person who has been convicted of any of the following offenses~~
8 ~~may be permitted to demonstrate that he or she has been rehabilitated:~~

9 *b1852/3.6* SECTION 1521zk. 50.065 (5) (a) to (e) of the statutes are repealed.

10 *b1852/3.6* SECTION 1521zL. 50.065 (5d) of the statutes is created to read:

11 50.065 (5d) (a) Any tribe that chooses to conduct rehabilitation reviews under
12 sub. (5) shall submit to the department a rehabilitation review plan that includes all
13 of the following:

14 1. The criteria to be used to determine if a person has been rehabilitated.

15 2. The title of the person or body designated by the tribe to whom a request for
16 review must be made.

17 3. The title of the person or body designated by the tribe to determine whether
18 a person has been rchabilitated.

19 3m. The title of the person or body designated by the tribe to whom a person
20 may appeal an adverse decision made by the person specified under subd. 3. and
21 whether the tribe provides any further rights of appeal.

22 4. The manner in which the tribe will submit information relating to a
23 rehabilitation review to the department so that the department may include that
24 information in its report to the legislature required under sub. (5g).

1 5. A copy of the form to be used to request a review and a copy of the form on
2 which a written decision is to be made regarding whether a person has demonstrated
3 rehabilitation.

4 (b) If, within 90 days after receiving the plan, the department does not
5 disapprove the plan, the plan shall be considered approved. If, within 90 days after
6 receiving the plan, the department disapproves the plan, the department shall
7 provide notice of that disapproval to the tribe in writing, together with the reasons
8 for the disapproval. The department may not disapprove a plan unless the
9 department finds that the plan is not rationally related to the protection of clients.
10 If the department disapproves the plan, the tribe may, within 30 days after receiving
11 notice of the disapproval, request that the secretary review the department's
12 decision. A final decision under this paragraph is not subject to further review under
13 ch. 227.

14 ***b1852/3.6* SECTION 1521zm.** 50.065 (5m) of the statutes is amended to read:

15 50.065 (5m) Notwithstanding s. 111.335, the department may refuse to license,
16 certify or register, or issue a certificate of approval to, a ~~person to operate an entity,~~
17 caregiver and an entity may refuse to employ, or contract with a caregiver or to
18 permit a nonclient resident to reside at the entity ~~a person specified in sub. (2) (ag)~~
19 ~~(intro.)~~, if the ~~person~~ caregiver or nonclient resident has been convicted of an offense
20 that the department has not defined as a "serious crime" by rule promulgated under
21 sub. (7) (a), ~~or specified in the list established by rule under sub. (7) (b)~~ is not a serious
22 crime, but that is, in the estimation of the department or entity, substantially related
23 to the care of a client.

24 ***b1852/3.6* SECTION 1521zn.** 50.065 (6) (am) (intro.) of the statutes is
25 renumbered 50.065 (6) (am) and amended to read:

1 50.065 (6) (am) Every 4 years an entity shall require all of the following persons
2 its caregivers and nonclient residents to complete a background information form
3 that is provided to the entity by the department.

4 ***b1852/3.6* SECTION 1521zp.** 50.065 (6) (am) 1. and 2. of the statutes are
5 repealed.

6 ***b1852/3.6* SECTION 1521zq.** 50.065 (6) (b) of the statutes is amended to read:
7 50.065 (6) (b) For ~~persons specified under par. (a)~~ caregivers who are licensed,
8 issued a certificate of approval or certified by, or registered with, the department, for
9 ~~person specified in par. (am) 2.~~ nonclient residents, and for other persons specified
10 by the department by rule, the entity shall send the background information form
11 to the department. ~~For persons specified under par. (am) 1., the entity shall maintain~~
12 ~~the background information form on file for inspection by the department.~~

13 ***b1852/3.6* SECTION 1521zr.** 50.065 (7) (a) and (b) of the statutes are
14 ~~repealed.”.~~

15 ✓ ***b1852/3.7* 543.** Page 749, line 21: delete “1.”.

16 ✓ ***b0828/2.6* 544.** Page 749, line 24: after that line insert:

17 ✓ ***b0828/2.6* SECTION 1522w.** 50.135 (1) of the statutes is amended to read:
18 50.135 (1) DEFINITION. In this section, “inpatient health care facility” means
19 any hospital, nursing home, county home, county mental hospital, ~~tuberculosis~~
20 ~~sanatorium~~ or other place licensed or approved by the department under ss. 49.70,
21 49.71, 49.72, 50.02, 50.03, 50.35, 51.08, and 51.09, 58.06, ~~252.073 and 252.076~~, but
22 does not include community-based residential facilities.”.

23 ✓ ***b0828/2.7* 545.** Page 751, line 16: after that line insert:

24 ***b0828/2.7* SECTION 1526g.** 50.39 (2) of the statutes is amended to read:

1 50.39 (2) The use of the title “hospital” to represent or identify any facility
2 which does not meet the definition of a “hospital” as provided herein or is not subject
3 to approval under ss. 50.32 to 50.39 is prohibited, except that institutions governed
4 by ss. s. 51.09 and ~~252.073~~ are exempt.

5 ***b0828/2.7* SECTION 1526h.** 50.39 (3) of the statutes is amended to read:

6 50.39 (3) Facilities governed by ss. 45.365, 48.62, 49.70, 49.72, 50.02, 51.09,
7 ~~58.06, 252.073, 252.076~~ and 252.10, secured correctional facilities as defined in s.
8 938.02 (15m), correctional institutions governed by the department of corrections
9 under s. 301.02 and the offices and clinics of persons licensed to treat the sick under
10 chs. 446, 447 and 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do
11 not abridge the rights of the medical examining board, physical therapists affiliated
12 credentialing board, podiatrists affiliated credentialing board, dentistry examining
13 board, pharmacy examining board, chiropractic examining board and board of
14 nursing in carrying out their statutory duties and responsibilities.”.

15 ✓***b1654/3.9* 546.** Page 752, line 10: after that line insert:

16 ***b1654/3.9* SECTION 1532d.** 51.01 (14k) of the statutes is created to read:

17 51.01 (14k) “Secured child caring institution” has the meaning given in s.
18 938.02 (15g).

19 ***b1654/3.9* SECTION 1533d.** 51.01 (14m) of the statutes is created to read:

20 51.01 (14m) “Secured correctional facility” has the meaning given in s. 938.02
21 (15m).

22 ***b1654/3.9* SECTION 1534d.** 51.01 (14p) of the statutes is created to read:

23 51.01 (14p) “Secured group home” has the meaning given in s. 938.02 (15p).”.

24 ✓***b1791/1.1* 547.** Page 752, line 10: after that line insert:

1 ***b1791/1.1*** **SECTION 1531r.** 50.94 of the statutes is created to read:

2 **50.94 Admission to and care in a hospice for certain incapacitated**
3 **persons. (1)** In this section:

4 (a) "Hospice care" means palliative care, respite care, short-term care or
5 supportive care.

6 (b) "Incapacitated" means unable to receive and evaluate information
7 effectively or to communicate decisions to such an extent that a person lacks the
8 capacity to manage his or her health care decisions.

9 (c) "Physician" means a person licensed to practice medicine and surgery under
10 ch. 448.

11 (d) "Terminal condition" means an incurable condition caused by injury, disease
12 or illness that according to reasonable medical judgment will produce death within
13 6 months, even with available life-sustaining treatment provided in accordance with
14 the prevailing standard of medical care.

15 (2) A person who is determined to be incapacitated under the requirements of
16 sub. (8), does not have a valid living will or valid power of attorney for health care
17 and has not been adjudicated incompetent under ch. 880 may be admitted to a
18 hospice under this section only if all of the following requirements are met:

19 (a) An individual who is specified in sub. (3) signs all of the following:

20 1. On behalf of the person who is incapacitated, an informed consent for the
21 receipt of hospice care by the person who is incapacitated.

22 2. A statement certifying that it is his or her belief, to the best of his or her
23 knowledge, that, if able to do so, the person who is incapacitated would have selected
24 hospice care.

1 (b) A physician certifies that the person who is incapacitated has a terminal
2 condition and that the physician believes that the individual under par. (a) is acting
3 in accordance with the views or beliefs of the person who is incapacitated.

4 (3) The following individuals, in the following order of priority, may act under
5 sub. (2) (a):

6 (a) The spouse of the person who is incapacitated.

7 (b) An adult child of the person who is incapacitated.

8 (c) A parent of the person who is incapacitated.

9 (d) An adult sibling of the person who is incapacitated.

10 (e) A close friend or a relative of the person who is incapacitated, other than as
11 specified in pars. (a) to (d), to whom all of the following apply:

12 1. The close friend or other relative is aged at least 18 and has maintained
13 sufficient regular contact with the person who is incapacitated to be familiar with the
14 person's activities, health and beliefs.

15 2. The close friend or other relative has exhibited special care and concern for
16 the incapacitated person.

17 (4) The individual who acts under sub. (2) (a) may make all health care
18 decisions related to receipt of hospice care by the person who is incapacitated.

19 (5) The person who is incapacitated or the individual under sub. (4) may object
20 to or revoke the election of hospice care at any time.

21 (6) A person who disagrees with a hospice decision made under this section may
22 apply under ch. 880 for temporary guardianship of the person who is incapacitated.
23 In applying for the temporary guardianship, such a person has the burden of proving
24 that the person who is incapacitated would not have consented to admission to a
25 hospice or hospice care.

1 (7) The individual who acts under sub. (2) (a) shall, if feasible, provide to all
2 other individuals listed under sub. (3) notice of the proposed admission of the person
3 who is incapacitated to a hospice and of the right to apply for temporary
4 guardianship under sub. (6). If it is not feasible for the individual to provide this
5 notice before admission of the person who is incapacitated to a hospice, the individual
6 who acts under sub. (2) (a) shall exercise reasonable diligence in providing the notice
7 within 48 hours after the admission.

8 (8) A determination that a person is incapacitated may be made only by 2
9 physicians or by one physician and one licensed psychologist, as defined in s. 455.01
10 (4), who personally examine the person and sign a statement specifying that the
11 person is incapacitated. Mere old age, eccentricity or physical disabilities, singly or
12 together, are insufficient to determine that a person is incapacitated. Whoever
13 determines that the person is incapacitated may not be a relative, as defined in s.
14 242.01 (11), of the person or have knowledge that he or she is entitled to or has claim
15 on any portion of the person's estate. A copy of the statement shall be included in the
16 records of the incapacitated person in the hospice to which he or she is admitted.”.

17 ✓*b1839/3.8* **548.** Page 752, line 10: after that line insert:

18 *b1839/3.8* **SECTION 1531g.** 50.498 (1) (intro.) of the statutes is amended to
19 read:

20 50.498 (1) (intro.) The Except as provided in sub. (1m), the department shall
21 require each applicant to provide the department with his or her social security
22 number, if the applicant is an individual, or the applicant's federal employer
23 identification number, if the applicant is not an individual, as a condition of issuing
24 any of the following:

1 ***b1839/3.8* SECTION 1531h.** 50.498 (1m) of the statutes is created to read:

2 50.498 (1m) If an individual who applies for a certificate of approval, license
3 or provisional license under sub. (1) does not have a social security number, the
4 individual, as a condition of obtaining the certificate of approval, license or
5 provisional license, shall submit a statement made or subscribed under oath or
6 affirmation to the department that the applicant does not have a social security
7 number. The form of the statement shall be prescribed by the department of
8 workforce development. A certificate of approval, license or provisional license
9 issued in reliance upon a false statement submitted under this subsection is invalid.

10 ***b1839/3.8* SECTION 1531i.** 50.498 (3) of the statutes is amended to read:

11 50.498 (3) The Except as provided in sub. (1m), the department shall deny an
12 application for the issuance of a certificate of approval, license or provisional license
13 specified in sub. (1) if the applicant does not provide the information specified in sub.
14 (1).”.

15 ✓ ***b1654/3.10* 549.** Page 755, line 8: after that line insert:

16 ***b1654/3.10* SECTION 1539d.** 51.05 (2) of the statutes is amended to read:

17 51.05 (2) The department may not accept for admission to a mental health
18 institute any resident person, except in an emergency, unless the county department
19 under s. 51.42 in the county where the person has legal residency authorizes the care,
20 as provided in s. 51.42 (3) (as). Patients who are committed to the department under
21 s. 975.01, 1977 stats., or s. 975.02, 1977 stats., or s. 971.14, 971.17, 975.06 or 980.06,
22 admitted by the department under s. 975.17, 1977 stats., or are transferred from a
23 juvenile secured correctional facility ~~or, a secured child caring institution, as defined~~
24 ~~in s. 938.02 (15g), or a secured group home~~ to a state treatment facility under s. 51.35

1 (3) or from a jail or prison to a state treatment facility under s. 51.37 (5) are not
2 subject to this section.”.

3 ✓✓ ***b1839/3.9* 550.** Page 755, line 8: after that line insert:

4 ***b1839/3.9* “SECTION 1538p.** 51.032 (1) (intro.) of the statutes is amended to
5 read:

6 51.032 (1) (intro.) The Except as provided in sub. (1m), the department shall
7 require each applicant to provide the department with his or her social security
8 number, if the applicant is an individual, or the applicant’s federal employer
9 identification number, if the applicant is not an individual, as a condition of issuing
10 any of the following:

11 ✓ ***b1839/3.9* SECTION 1538q.** 51.032 (1m) of the statutes is created to read:

12 51.032 (1m) If an individual who applies for a certification or approval under
13 sub. (1) does not have a social security number, the individual, as a condition of
14 obtaining the certification or approval, shall submit a statement made or subscribed
15 under oath or affirmation to the department that the applicant does not have a social
16 security number. The form of the statement shall be prescribed by the department
17 of workforce development. A certification or approval issued in reliance upon a false
18 statement submitted under this subsection is invalid.

19 ***b1839/3.9* SECTION 1538r.** 51.032 (3) of the statutes is amended to read:

20 51.032 (3) The Except as provided in sub. (1m), the department shall deny an
21 application for the issuance of a certification or approval specified in sub. (1) if the
22 applicant does not provide the information specified in sub. (1).”.

23 ✓ ***b1654/3.11* 551.** Page 756, line 1: after that line insert:

1 ***b1654/3.11*** "SECTION 1555d. 51.35 (3) (title) of the statutes is amended to
2 read:

3 51.35 (3) (title) ~~TRANSFER OF CERTAIN JUVENILES FROM JUVENILE CORRECTIONAL~~
4 SECURED JUVENILE FACILITIES AND SECURED CHILD-CARING INSTITUTIONS.

5 ***b1654/3.11*** SECTION 1556d. 51.35 (3) (a) of the statutes is amended to read:

6 51.35 (3) (a) A licensed psychologist of a juvenile secured correctional facility
7 or a secured child caring institution, ~~as defined in s. 938.02 (15g)~~, or a licensed
8 physician of the department of corrections, who has reason to believe that any
9 individual confined in the ~~facility or institution~~ secured correctional facility, secured
10 child caring institution or secured group home is, in his or her opinion, in need of
11 services for developmental disability, alcoholism or drug dependency or in need of
12 psychiatric services, and who has obtained voluntary consent to make a transfer for
13 treatment, shall make a report, in writing, to the superintendent of the ~~facility or~~
14 ~~institution~~ secured correctional facility, secured child caring institution or secured
15 group home, stating the nature and basis of the belief and verifying the consent. In
16 the case of a minor age 14 and over, the minor and the minor's parent or guardian
17 shall consent unless the minor is admitted under s. 51.13 (1) (c); and in the case of
18 a minor under the age of 14, only the minor's parent or guardian need consent. The
19 superintendent shall inform, orally and in writing, the minor and the minor's parent
20 or guardian, that transfer is being considered and shall inform them of the basis for
21 the request and their rights as provided in s. 51.13 (3). If the department of
22 corrections, upon review of a request for transfer, determines that transfer is
23 appropriate, that department shall immediately notify the department of health and
24 family services and, if the department of health and family services consents, the
25 department of corrections may immediately transfer the individual. The

1 department of ~~corrections~~ health and family services shall file a petition under s.
2 51.13 (4) (a) in the court assigned to exercise jurisdiction under chs. 48 and 938 of the
3 county where the treatment facility is located.

4 ***b1654/3.11* SECTION 1557d.** 51.35 (3) (c) of the statutes is amended to read:

5 51.35 (3) (c) A licensed psychologist of a juvenile secured correctional facility
6 or a secured child caring institution, ~~as defined in s. 938.02 (15g)~~, or a licensed
7 physician of the department of corrections, who has reason to believe that any
8 individual confined in the ~~facility or institution~~ secured correctional facility, secured
9 child caring institution or secured group home, in his or her opinion, is mentally ill,
10 drug dependent or developmentally disabled and is dangerous as described in s.
11 51.20 (1) (a) 2. a., b., c. or d., is mentally ill, is dangerous and satisfies the standard
12 under s. 51.20 (1) (a) 2. e. or is an alcoholic and is dangerous as described in s. 51.45
13 (13) (a) 1. and 2., shall file a written report with the superintendent of the ~~facility or~~
14 institution secured correctional facility, secured child caring institution or secured
15 group home, stating the nature and basis of the belief. If the superintendent, upon
16 review of the allegations in the report, determines that transfer is appropriate, he
17 or she shall file a petition according to s. 51.20 or 51.45 in the court assigned to
18 exercise jurisdiction under chs. 48 and 938 of the county where the secured
19 correctional facility or, secured child caring institution or secured group home is
20 located. The court shall hold a hearing according to procedures provided in s. 51.20
21 or 51.45 (13).

22 ***b1654/3.11* SECTION 1558d.** 51.35 (3) (c) of the statutes, as affected by 1995
23 Wisconsin Act 292, section 28, and 1999 Wisconsin Act (this act), is repealed and
24 recreated to read:

1 51.35 (3) (c) A licensed psychologist of a secured correctional facility or a
2 secured child caring institution or a licensed physician of the department of
3 corrections, who has reason to believe that any individual confined in the secured
4 correctional facility, secured child caring institution or secured group home, in his
5 or her opinion, is mentally ill, drug dependent or developmentally disabled and is
6 dangerous as described in s. 51.20 (1) (a) 2., or is an alcoholic and is dangerous as
7 described in s. 51.45 (13) (a) 1. and 2., shall file a written report with the
8 superintendent of the secured correctional facility, secured child caring institution
9 or secured group home, stating the nature and basis of the belief. If the
10 superintendent, upon review of the allegations in the report, determines that
11 transfer is appropriate, he or she shall file a petition according to s. 51.20 or 51.45
12 in the court assigned to exercise jurisdiction under ch. 48 of the county where the
13 secured correctional facility, secured child caring institution or secured group home
14 is located. The court shall hold a hearing according to procedures provided in s. 51.20
15 or 51.45 (13).

16 ***b1654/3.11* SECTION 1559d.** 51.35 (3) (e) of the statutes is amended to read:
17 51.35 (3) (e) The department of corrections may authorize emergency transfer
18 of an individual from a ~~juvenile secured~~ secured correctional facility ~~or~~, a secured child caring
19 institution, ~~as defined in s. 938.02 (15g), or a secured group home~~ to a state treatment
20 facility if there is cause to believe that the individual is mentally ill, drug dependent
21 or developmentally disabled and exhibits conduct which constitutes a danger as
22 described under s. 51.20 (1) (a) 2. a., b., c. or d. to the individual or to others, is
23 mentally ill, is dangerous and satisfies the standard under s. 51.20 (1) (a) 2. e. or is
24 an alcoholic and is dangerous as provided in s. 51.45 (13) (a) 1. and 2. The custodian
25 of the sending ~~facility or institution~~ secured correctional facility, secured child caring

1 institution or secured group home shall execute a statement of emergency detention
2 or petition for emergency commitment for the individual and deliver it to the
3 receiving state treatment facility. The department of health and family services
4 shall file the statement or petition with the court within 24 hours after the subject
5 individual is received for detention or commitment. The statement or petition shall
6 conform to s. 51.15 (4) or (5) or 51.45 (12) (b). After an emergency transfer is made,
7 the director of the receiving facility may file a petition for continued commitment
8 under s. 51.20 (1) or 51.45 (13) or may return the individual to the ~~facility or~~
9 institution secured correctional facility, secured child caring institution or secured
10 group home from which the transfer was made. As an alternative to this procedure,
11 the procedure provided in s. 51.15 or 51.45 (12) may be used, except that no ~~prisoner~~
12 individual may be released without the approval of the court which directed
13 confinement in the secured correctional facility ~~or~~, secured child caring institution
14 or secured group home.

15 ***b1654/3.11* SECTION 1560d.** 51.35 (3) (e) of the statutes, as affected by 1995
16 Wisconsin Act 292, section 28, and 1999 Wisconsin Act ... (this act), is repealed and
17 recreated to read:

18 51.35 (3) (e) The department of corrections may authorize emergency transfer
19 of an individual from a secured correctional facility, a secured child caring institution
20 or a secured group home to a state treatment facility if there is cause to believe that
21 the individual is mentally ill, drug dependent or developmentally disabled and
22 exhibits conduct which constitutes a danger as described under s. 51.20 (1) (a) 2. to
23 the individual or to others, or is an alcoholic and is dangerous as provided in s. 51.45
24 (13) (a) 1. and 2. The custodian of the sending secured correctional facility, secured
25 child caring institution or secured group home shall execute a statement of

1 emergency detention or petition for emergency commitment for the individual and
2 deliver it to the receiving state treatment facility. The department of health and
3 family services shall file the statement or petition with the court within 24 hours
4 after the subject individual is received for detention or commitment. The statement
5 or petition shall conform to s. 51.15 (4) or (5) or 51.45 (12) (b). After an emergency
6 transfer is made, the director of the receiving facility may file a petition for continued
7 commitment under s. 51.20 (1) or 51.45 (13) or may return the individual to the
8 secured correctional facility, secured child caring institution or secured group home
9 from which the transfer was made. As an alternative to this procedure, the
10 procedure provided in s. 51.15 or 51.45 (12) may be used, except that no individual
11 may be released without the approval of the court which directed confinement in the
12 secured correctional facility, secured child caring institution or secured group home.

13 ***b1654/3.11* SECTION 1561d.** 51.35 (3) (g) of the statutes is amended to read:
14 51.35 (3) (g) A minor 14 years of age or older who is transferred to a treatment
15 facility under par. (a) may request in writing a return to the juvenile secured
16 correctional facility or, secured child caring institution, as defined in s. 938.02 (15g)
17 or secured group home. In the case of a minor under 14 years of age, the parent or
18 guardian may make the request. Upon receipt of a request for return from a minor
19 14 years of age or over, the director shall immediately notify the minor's parent or
20 guardian. The minor shall be returned to the juvenile secured correctional facility
21 or, secured child caring institution or secured group home within 48 hours after
22 submission of the request unless a petition or statement is filed for emergency
23 detention, emergency commitment, involuntary commitment or protective
24 placement.”.

1 ✓ *b0802/3.1* **552**. Page 759, line 14: after that line insert:

2 ✓ *b0802/3.1* “SECTION 1573g. 51.48 of the statutes is created to read:

3 **51.48 Alcohol and other drug testing of minors.** A minor’s parent or
4 guardian may consent to have the minor tested for the presence of alcohol or other
5 drugs in the minor’s body. Consent of the minor is not required under this section.”.

6 ✓ *b0828/2.8* **553**. Page 759, line 14: after that line insert:

7 *b0828/2.8* “SECTION 1572m. 58.06 of the statutes is repealed.”.

8 ✓ *b1666/13.13* **554**. Page 760, line 18: after that line insert:

9 *b1666/13.13* “SECTION 1576m. 59.25 (3) (r) of the statutes is repealed.”.

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys received from the federal government under 16 USC 500 to school districts.

10 ✓ *b1838/3.3* **555**. Page 761, line 21: after that line insert:

11 *b1838/3.3* “SECTION 1577p. 59.52 (29) (a) of the statutes is amended to read:

12 59.52 (29) (a) All public work, including any contract for the construction,
13 repair, remodeling or improvement of any public work, building, or furnishing of
14 supplies or material of any kind where the estimated cost of such work will exceed
15 ~~\$20,000~~ \$25,000 shall be let by contract to the lowest responsible bidder. Any public
16 work, the estimated cost of which does not exceed ~~\$20,000~~ \$25,000, shall be let as the
17 board may direct. If the estimated cost of any public work is between \$5,000 and
18 ~~\$20,000~~ \$25,000, the board shall give a class 1 notice under ch. 985 before it contracts
19 for the work or shall contract with a person qualified as a bidder under s. 66.29 (2).
20 A contract, the estimated cost of which exceeds ~~\$20,000~~ \$25,000, shall be let and
21 entered into under s. 66.29, except that the board may by a three-fourths vote of all
22 the members entitled to a seat provide that any class of public work or any part
23 thereof may be done directly by the county without submitting the same for bids.

1 This subsection does not apply to public construction if the materials for such a
2 project are donated or if the labor for such a project is provided by volunteers. This
3 subsection does not apply to highway contracts which the county highway committee
4 or the county highway commissioner is authorized by law to let or make.”

5 ✓ ✓ *b1849/6.28* **556.** Page 761, line 23: delete “shall” and substitute “shall
6 may”.

7 ✓ ✓ *b1875/1.1* **557.** Page 763, line 10: after that line insert:

8 *b1875/1.1* “SECTION 1579u. 59.692 (6m) of the statutes is created to read:
9 59.692 (6m) For an amendment to an ordinance enacted under this section that
10 affects an activity that meets all of the requirements under s. 281.165 (2) or (3) (a),
11 the department may not proceed under sub. (6) or (7) (b) or (c), or otherwise review
12 the amendment, to determine whether the ordinance, as amended, fails to meet the
13 shoreland zoning standards.”

14 ✓ ✓ *b1005/1.1* **558.** Page 763, line 11: delete lines 11 to 23.

15 ✓ *b1834/2.3* **559.** Page 763, line 23: after that line insert:

16 *b1834/2.3* “SECTION 1580p. 60.615 of the statutes is created to read:

17 **60.615 Town of Troy farmland preservation pilot program; special**
18 **zoning powers, purchase of development rights. (1) TOWN BOARD PURCHASE OF**
19 **DEVELOPMENT RIGHTS. (a) Definitions.** In this section:

20 1. “Board” means the town of Troy board of supervisors.

21 2. “Developer” means a person that constructs or creates a land development.

22 3. “Development rights” means a holder’s nonpossessory interest in farmland
23 that imposes a limitation or affirmative obligation the purpose of which is to retain
24 or protect natural, scenic or open space values of farmland, assuring the availability

1 of farmland for agricultural, forest, wildlife habitat, recreational or open space use,
2 protecting natural resources or maintaining or enhancing air or water quality.

3 4. "Farmland" has the meaning given for eligible farmland under s. 91.01 (6).

4 5. "Land development" means the construction of residential dwelling units
5 within the town of Troy in an area that is rezoned under sub. (2).

6 6. "Town of Troy" means the town of Troy in St. Croix County.

7 (b) *Purchase of development rights.* 1. The board may purchase development
8 rights to farmland that is located in the town of Troy.

9 2. The town may purchase the development rights with the grant received from
10 the department of agriculture, trade and consumer protection under s. 20.115 (7) (dr)
11 or from funds received under sub. (2) (a). If the board adopts a resolution requesting
12 the department of agriculture, trade and consumer protection to make the grant
13 payment described under this subdivision, the department shall do so.

14 3. The board shall determine which farmland in the town is the best farmland
15 and shall attempt to purchase the development rights to that farmland.

16 (2) **REZONING.** (a) When the board rezones under s. 91.77 (1), a parcel that is
17 zoned for exclusive agricultural use under subch. V of ch. 91, the board may recover
18 an amount equal to the amount of tax credits that would be subject to a lien, as
19 calculated under s. 91.77 (2) on the parcel. The board may recover that amount either
20 by imposing a lien, in the manner provided in s. 91.19 (8) to (10), on the parcel or by
21 requiring payment from the developer who creates a land development on the parcel.
22 The board may use funds collected under this paragraph only for the purchase of
23 development rights under sub. (1) (b).

24 (b) The provisions of s. 91.77 (2) do not apply to a parcel that is rezoned under
25 par. (a) if the board recovers funds under par. (a).

1 (3) SUNSET PROVISIONS. Subsection (2) does not apply after the first day of the
2 12th month beginning after publication.”.

3 ✓ ***b1838/3.4* 560.** Page 763, line 23: after that line insert:

4 ***b1838/3.4* SECTION 1580n.** 60.47 (2) (a) of the statutes is amended to read:

5 60.47 (2) (a) No town may enter into a public contract with an estimated cost
6 of more than \$5,000 but not more than ~~\$10,000~~ \$15,000 unless the town board, or a
7 town official or employe designated by the town board, gives a class 1 notice under
8 ch. 985 before execution of that public contract.

9 ***b1838/3.4* SECTION 1580nc.** 60.47 (2) (b) of the statutes is amended to read:

10 60.47 (2) (b) No town may enter into a public contract with a value of more than
11 ~~\$10,000~~ \$15,000 unless the town board, or a town official or employe designated by
12 the town board, advertises for proposals to perform the terms of the public contract
13 by publishing a class 2 notice under ch. 985. The town board may provide for
14 additional means of advertising for bids.

15 ***b1838/3.4* SECTION 1580ni.** 60.47 (5) of the statutes is amended to read:

16 60.47 (5) EXCEPTION FOR EMERGENCIES AND DONATED MATERIALS AND LABOR. This
17 section is optional with respect to public contracts for the repair and construction of
18 public facilities when damage or threatened damage to the facility creates an
19 emergency, as declared by resolution of the town board, that endangers the public
20 health or welfare of the town. This subsection no longer applies when the town board
21 declares that the emergency no longer exists. This section is optional with respect
22 to a public contract if the materials related to the contract are donated or if the labor
23 that is necessary to execute the public contract is provided by volunteers.”.

24 ***b1873/2.1* 561.** Page 763, line 23: after that line insert:

1 ✓ ***b1873/2.1*** "SECTION 1580m. 59.79 (13) of the statutes is created to read:

2 59.79 (13) DESIGN-BUILD CONSTRUCTION PROCESS. Let a contract for the
3 construction of a sheriff's department training academy, that is located in the county,
4 using the design-build construction process, as defined in s. 66.904 (2) (f). Section
5 66.904 (2) (f) to (i), as it applies to a metropolitan sewerage commission acting under
6 that subsection, applies to the board acting under this subsection."

7 ✓ ***b1838/3.5* 562.** Page 764, line 25: after that line insert:

8 ***b1838/3.5*** "SECTION 1585m. 61.55 of the statutes is amended to read:

9 **61.55 Contracts involving over \$10,000 \$15,000; how let; exception.** All
10 contracts for public construction, in any such village, exceeding ~~\$10,000~~ \$15,000,
11 shall be let by the village board to the lowest responsible bidder in accordance with
12 s. 66.29 insofar as said section may be applicable. If the estimated cost of any public
13 construction exceeds \$5,000, but is not greater than ~~\$10,000~~ \$15,000, the village
14 board shall give a class 1 notice, under ch. 985, of the proposed construction before
15 the contract for the construction is executed. This provision does not apply to public
16 construction if the materials for such a project are donated or if the labor for such a
17 project is provided by volunteers, and this provision and s. 281.41 are not mandatory
18 for the repair and reconstruction of public facilities when damage or threatened
19 damage thereto creates an emergency, as determined by resolution of the village
20 board, in which the public health or welfare of the village is endangered. Whenever
21 the village board by majority vote at a regular or special meeting declares that an
22 emergency no longer exists, this exemption no longer applies.

23 ***b1838/3.5* SECTION 1588c.** 62.15 (1) of the statutes is amended to read:

1 62.15 (1) CONTRACTS; HOW LET; EXCEPTION FOR DONATED MATERIALS AND LABOR. All
2 public construction, the estimated cost of which exceeds ~~\$10,000~~ \$15,000, shall be let
3 by contract to the lowest responsible bidder; all other public construction shall be let
4 as the council may direct. If the estimated cost of any public construction exceeds
5 \$5,000 but is not greater than ~~\$10,000~~ \$15,000, the board of public works shall give
6 a class 1 notice, under ch. 985, of the proposed construction before the contract for
7 the construction is executed. This provision does not apply to public construction if
8 the materials for such a project are donated or if the labor for such a project is
9 provided by volunteers. The council may also by a vote of three-fourths of all the
10 members-elect provide by ordinance that any class of public construction or any part
11 thereof may be done directly by the city without submitting the same for bids.”.

12 ✓ ~~✓~~ *b1005/1.2* **563.** Page 767, line 18: delete lines 18 to 25.

13 ✓ ~~✓~~ *b1005/1.3* **564.** Page 768, line 1: delete lines 1 to 15.

14 ✓ ~~✓~~ *b1875/1.2* **565.** Page 768, line 15: after that line insert:

15 *b1875/1.2* “SECTION 1591k. 62.231 (6m) of the statutes is created to read:

16 62.231 (6m) CERTAIN AMENDMENTS TO ORDINANCES. For an amendment to an
17 ordinance enacted under this section that affects an activity that meets all of the
18 requirements under s. 281.165 (2) or (3) (a), the department of natural resources may
19 not proceed under sub. (6), or otherwise review the amendment, to determine
20 whether the ordinance, as amended, fails to meet reasonable minimum standards.”.

21 ✓ ~~✓~~ *b1849/6.29* **566.** Page 770, line 2: delete that line and substitute “local
22 governmental unit and provide a range of housing choices that meet the needs of
23 persons of all income levels and of all age groups and persons with special needs,
24 policies and”.

1 ✓ ✓ ***b1849/6.30* 567.** Page 770, line 13: after “incorporate” insert “state,
2 regional and”.

3 ✓ ✓ ***b1849/6.31* 568.** Page 773, line 19: after “any” insert “program or”.

4 ✓ ✓ ***b1849/6.32* 569.** Page 774, line 19: after that line insert:

5 “(s) Any other ordinance, plan or regulation of a local governmental unit that
6 relates to land use.”.

7 ✓ ✓ ***b1849/6.33* 570.** Page 776, line 4: delete “and the regional planning
8 commission”.

9 ✓ ***b1849/6.34* 571.** Page 776, line 6: delete that line and substitute:

10 ✓ “2. The clerk of all adjacent local governmental units.”.

11 ✓ ✓ ***b1849/6.35* 572.** Page 776, line 23: after “developments” insert “and
12 conservation subdivisions”.

13 ✓ ✓ ***b1849/6.36* 573.** Page 776, line 24: after that line insert:

14 “(a) “Conservation subdivision” means a housing development in a rural
15 setting that is characterized by compact lots and common open space, and where the
16 natural features of land are maintained to the greatest extent possible.”.

17 ✓ ***b1849/6.37* 574.** Page 776, line 25: delete “(a)” and substitute “(b)”. ✓

18 ✓ ***b1849/6.38* 575.** Page 777, line 1: delete “(b)” and substitute “(c)”. ✓

19 ✓ ✓ ***b1849/6.40* 576.** Page 777, line 4: before “Not” insert “(a)”.

20 ✓ ***b1849/6.39* 577.** Page 777, line 4: delete “ORDINANCE” and substitute
21 “ORDINANCES”.

22 ✓ ✓ ***b1849/6.41* 578.** Page 777, line 9: after “development” insert “and an
23 ordinance for a conservation subdivision”.

1 ✓ ***b1849/6.42* 579.** Page 777, line 9: after that line insert:

2 “(b) The model ordinances developed under par. (a) shall be presented to the
3 chief clerk of each house of the legislature, and shall be referred immediately by the
4 speaker of the assembly and the presiding officer of the senate to the appropriate
5 standing committee in each house. The model ordinances shall be considered to have
6 been approved by a standing committee if within 14 working days of the referral, the
7 committee does not schedule a meeting for the purpose of reviewing the model
8 ordinance. If the committee schedules a meeting for the purpose of reviewing the
9 model ordinance, the ordinance may not be considered to have been approved unless
10 the committee approves the model ordinance.”

11 ✓ ✓ ***b1849/6.43* 580.** Page 777, line 11: delete “5,000” and substitute “12,500”.

12 ✓ ✓ ***b1849/6.44* 581.** Page 777, line 13: after “(2)” insert “(a) if the ordinance is
13 approved under sub. (2) (b)”.

14 ✓ ✓ ***b1849/6.45* 582.** Page 777, line 15: on lines 15 and 18, delete “5,000” and
15 substitute “12,500”.

16 ✓ ✓ ***b1849/6.46* 583.** Page 777, line 16: after “(2)” insert “(a) if the ordinance is
17 approved under sub. (2) (b)”.

18 ✓ ✓ ***b1012/1.1* 584.** Page 778, line 6: delete the material beginning with that
19 line and ending with page 779, line 6.

20 ✓ ***b0766/1.1* 585.** Page 779, line 6: after that line insert:

21 ***b0766/1.1* “SECTION 1608p.** 66.085 (2) of the statutes is amended to read:
22 66.085 (2) INTERFERENCE PROHIBITED. The owner or manager of a multiunit
23 dwelling under common ownership, control or management or of a mobile home park
24 or the association or board of directors of a condominium may not prevent a cable

1 operator from providing cable service to a subscriber who is a resident of the
2 multiunit dwelling, mobile home park or of the condominium or interfere with a cable
3 operator providing cable service to a subscriber who is a resident of the multiunit
4 dwelling, mobile home park or of the condominium.”.

5 ✓ ✓ ***b1938/1.2* 586.** Page 785, line 13: after that line insert:

6 ✓ ***b1938/1.2* “SECTION 1617r.** 66.184 of the statutes is amended to read:

7 **66.184 Self-insured health plans.** If a city, including a 1st class city, or a
8 village provides health care benefits under its home rule power, or if a town provides
9 health care benefits, to its officers and employes on a self-insured basis, the
10 self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
11 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4) and (5),
12 632.895 (9) to (13), 632.896, and 767.25 (4m) (d), 767.51 (3m) (d) and 767.62 (4) (b)
13 4”.

14 ✓ ***b1906/2.4* 587.** Page 786, line 3: after “(2) (e)” insert “, except s. 16.72 (2)
15 (e) 2.,”.

16 ✓ ***b1006/2.1* 588.** Page 786, line 18: after that line insert:

17 ***b1006/2.1* “SECTION 1621e.** 66.307 (2) (a) of the statutes is amended to read:
18 66.307 (2) (a) The governing body of a political subdivision, by a two-thirds vote
19 of the members of the governing body who are present when the vote is taken, may
20 enact an ordinance or adopt a resolution declaring itself to be a premier resort area
21 if, except as provided in par. (e), at least 40% of the equalized assessed value of the
22 taxable property within such political subdivision is used by tourism-related
23 retailers.

24 ***b1006/2.1* SECTION 1621f.** 66.307 (2) (e) of the statutes is created to read:

1 66.307 (2) (e) 1. The legislature finds the following with respect to the city of
2 Eagle River:

3 a. It is extremely close to the 40% threshold described in par. (a).

4 b. It has an atypical percentage of tax-exempt land within its boundaries that
5 is used for tourism-related purposes.

6 c. It is the site of national recreational competitions that draw tourism business
7 to the entire northern region of this state.

8 2. The city of Eagle River may enact an ordinance or adopt a resolution
9 declaring itself to be a premier resort area under par. (a) even if less than 40% of the
10 equalized assessed value of the taxable property within Eagle River is used by
11 tourism-related retailers.”.

12 ✓ ✓ ***b1881/2.4* 589.** Page 786, line 19: delete the material beginning with that
13 line and ending with page 788, line 24.

14 ✓ ✓ ***b1881/2.5* 590.** Page 788, line 25: substitute “(5r)” for “(5m)”.

15 ✓ ✓ ***b1881/2.6* 591.** Page 789, line 1: delete that line and substitute:

16 “66.431 (5r) FINANCING OF CERTAIN SCHOOL FACILITIES. (a) *Legislative*
17 *declaration.* The legislature determines that the development of new public schools
18 will help alleviate the substandard conditions described in sub. (2) and will promote
19 the sound growth and economic development of cities and enhance the education of
20 youth in neighborhood settings. The legislature determines that the social and
21 economic problems sought to be addressed are particularly acute in more densely
22 populated areas. The legislature desires to make certain financing and economic
23 tools available in 1st class cities with the view that there are likely to be positive

1 statewide benefits in light of the impact that 1st class cities have on the economy and
2 welfare of the entire state.

3 (b) *Bond issuance for public school facilities.* The authority of a 1st class city
4 may issue up to \$170,000,000 in bonds to finance or refinance the development or
5 redevelopment of sites and facilities to be used for public school facilities by the board
6 of school directors of the school district operating under ch. 119 if all of the following
7 apply:

8 1. The board of school directors of the school district operating under ch. 119
9 requests the issuance of the bonds to implement the report approved under 1999
10 Wisconsin Act (this act), section 9158 (7tw) (b).

11 2. The authority determines that the purposes of the financing are consistent
12 with the 1st class city's master plan.

13 (c) *Terms and conditions.* The terms and conditions of bonds issued under this
14 subsection shall be those specified in sub. (5) (a) 4. except that it shall not be
15 necessary that the financed property be located in a project area or a blighted area.
16 The bonds may not have a maturity in excess of 20 years and may not be issued later
17 than the first day of the 60th month beginning after the effective date of this
18 paragraph [revisor inserts date].

19 (d) *Designation of special*".

20 ✓ ✓ ***b1881/2.7* 592.** Page 789, line 3: delete "s. 66.066 (2) (e)" and substitute "the
21 resolution authorizing the issuance of bonds under this subsection".

22 ✓ ***b1881/2.8* 593.** Page 789, line 6: delete "described under sub. (5) (a) 4. d."

23 ✓ ***b1881/2.9* 594.** Page 789, line 13: delete lines 13 to 16 and substitute:

- 1 “a. The extent to which and manner by which revenues of the school district
2 operating under ch. 119 are pledged to the payment of the bonds.”.
- 3 ✓ ***b1881/2.10* 595.** Page 789, line 19: after “annual” insert “pledged”.
- 4 ✓ ***b1881/2.11* 596.** Page 789, line 20: delete “of the authority” and substitute
5 “on the bonds”.
- 6 ✓ ***b1881/2.12* 597.** Page 789, line 24: substitute “(j)” for “(g)”.
- 7 ✓ ***b1881/2.13* 598.** Page 790, line 4: before “amount” insert “principal”.
- 8 ✓ ***b1881/2.14* 599.** Page 790, line 6: substitute “\$170,000,000” for
9 “\$200,000,000”.
- 10 ✓ ***b1881/2.15* 600.** Page 790, line 11: delete “of bonds by the refunding
11 bonds”.
- 12 ✓ ***b1881/2.16* 601.** Page 790, line 12: substitute “(j)” for “(g)”.
- 13 ✓ ***b1881/2.17* 602.** Page 790, line 13: delete “debt of the authority relating”.
- 14 ✓ ***b1881/2.18* 603.** Page 790, line 14: delete “to the bonds has” and substitute
15 “bonds of the authority issued under this subsection have”.
- 16 ✓ ***b1881/2.19* 604.** Page 790, line 15: substitute “bonds” for “debt”.
- 17 ✓ ***b1881/2.20* 605.** Page 790, line 17: substitute “(j)” for “(g)”.
- 18 ✓ ***b1881/2.21* 606.** Page 790, line 22: substitute “(e)” for “(b)”.
- 19 ✓ ***b1881/2.22* 607.** Page 790, line 25: delete “described under sub. (5) (a) 4.”.
- 20 ✓ ***b1881/2.23* 608.** Page 791, line 1: delete “d.”.
- 21 ✓ ***b1881/2.24* 609.** Page 791, line 4: substitute “(f)” for “(c)”.

- 1 ✓ ✓ ***b1881/2.25* 610.** Page 791, line 5: after “authority” insert “for bonds issued
2 under this subsection”.
- 3 ✓ ✓ ***b1881/2.26* 611.** Page 791, line 6: delete the material beginning with
4 “bonds secured in” and ending with “special debt service reserve fund” on line 7 and
5 substitute “the bonds”.
- 6 ✓ ✓ ***b1881/2.27* 612.** Page 791, line 8: substitute “the bonds, the purchase or
7 redemption of the” for “these bonds, the purchase or redemption of these”.
- 8 ✓ ✓ ***b1881/2.28* 613.** Page 791, line 9: on lines 9 and 10, substitute “the” for
9 “these”.
- 10 ✓ ✓ ***b1881/2.29* 614.** Page 791, line 12: on lines 12 and 19, substitute “(h)” for
11 “(e)”.
- 12 ✓ ✓ ***b1881/2.30* 615.** Page 791, line 20: substitute “(g)” for “(d)”.
- 13 ✓ ✓ ***b1881/2.31* 616.** Page 791, line 22: substitute “(h)” for “(e)”.
- 14 ✓ ✓ ***b1881/2.32* 617.** Page 791, line 23: after “bonds” insert “under this
15 subsection”.
- 16 ✓ ✓ ***b1881/2.33* 618.** Page 792, line 1: substitute “(h)” for “(e)”.
- 17 ✓ ✓ ***b1881/2.34* 619.** Page 792, line 3: substitute “(h)” for “(e)”.
- 18 ✓ ✓ ***b1881/2.35* 620.** Page 792, line 6: delete “the bonds” and substitute “bonds
19 under this subsection”.
- 20 ✓ ✓ ***b1881/2.36* 621.** Page 793, line 5: substitute “(i)” for “(f)”.
- 21 ✓ ✓ ***b1881/2.37* 622.** Page 793, line 9: substitute “(j)” for “(g)”.

1 ✓ *b1881/2.38* **623.** Page 793, line 10: on lines 10 and 14, substitute “(h)” for
2 “(e)”.

3 ✓ *b1881/2.39* **624.** Page 793, line 22: after “appropriation.” insert “This
4 paragraph applies only to bonds issued under, and in compliance with, this
5 subsection.”.

6 ✓ *b1881/2.40* **625.** Page 793, line 22: after that line insert:

7 “(k) *Minority contracting provisions.* 1. With regard to a public school
8 construction project that is financed from the proceeds of bonds that are issued under
9 this subsection, a person who is awarded a contract for construction work or
10 professional services shall agree, as a condition to receiving the contract, that at least
11 50% of the employees hired because of the contract will be minority group members,
12 as defined in s. 560.036 (1) (f).

13 2. With regard to a public school construction project that is financed from the
14 proceeds of bonds that are issued under this subsection, at least 50% of the aggregate
15 dollar value of contracts awarded shall be awarded to minority businesses, as defined
16 in s. 560.036 (1) (e), in the following areas:

17 a. Contracts for the construction of a public school.

18 b. Contracts for professional services related to the construction of a public
19 school.

20 (L) *Types of schools.* The proceeds of bonds issued under this subsection may
21 not be used for middle schools, for charter or private schools or for modular schools.”.

22 ✓ *b1828/1.1* **626.** Page 794, line 3: after that line insert:

23 *b1828/1.1* “SECTION 1630ed. 66.46 (4) (h) 1. of the statutes is amended to
24 read:

1 66.46 (4) (h) 1. Subject to subds. 2. ~~and~~, 3. and 4., the planning commission may
2 at any time, by resolution, adopt an amendment to a project plan, which amendment
3 shall be subject to approval by the local legislative body and approval of the
4 amendment shall require the same findings as provided in par. (g). Any amendment
5 to a project plan is also subject to review by a joint review board, acting under sub.
6 (4m). Adoption of an amendment to a project plan shall be preceded by a public
7 hearing held by the plan commission at which interested parties shall be afforded a
8 reasonable opportunity to express their views on the amendment. Notice of the
9 hearing shall be published as a class 2 notice, under ch. 985. The notice shall include
10 a statement of the purpose and cost of the amendment and shall advise that a copy
11 of the amendment will be provided on request. Prior to such publication, a copy of
12 the notice shall be sent by 1st class mail to the chief executive officer or administrator
13 of all local governmental entities having the power to levy taxes on property within
14 the district and to the school board of any school district which includes property
15 located within the proposed district. For any county with no chief executive officer
16 or administrator, this notice shall be sent to the county board chairperson.

17 ***b1828/1.1* SECTION 1630ef.** 66.46 (4) (h) 2. of the statutes is amended to read:

18 66.46 (4) (h) 2. Except as provided in ~~subd.~~ subds. 3. and 4., not more than once
19 during the 7 years after the tax incremental district is created, the planning
20 commission may adopt an amendment to a project plan under subd. 1. to modify the
21 district's boundaries by adding territory to the district that is contiguous to the
22 district and that is served by public works or improvements that were created as part
23 of the district's project plan. Expenditures for project costs that are incurred because
24 of an amendment to a project plan to which this subdivision applies may be made for

1 not more than 3 years after the date on which the local legislative body adopts a
2 resolution amending the project plan.

3 *b1828/1.1* SECTION 1630eh. 66.46 (4) (h) 4. of the statutes is created to read:
4 66.46 (4) (h) 4. With regard to a village that has a population of less than 10,000,
5 was incorporated in 1914 and is located in a county that has a population of less than
6 25,000 and that contains a portion of the Yellow River and the Chequamegan Waters
7 Flowage, not more than once during the 11 years after the tax incremental district
8 is created, the planning commission may adopt an amendment to a project plan
9 under subd. 1. to modify the district's boundaries by adding territory to the district
10 that is contiguous to the district and that is to be served by public works or
11 improvements that were created as part of the district's project plan. Expenditures
12 for project costs that are incurred because of an amendment to a project plan to which
13 this subdivision applies may be made for not more than 5 years after the date on
14 which the local legislative body adopts a resolution amending the project plan."