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1 subsection, CAP Services, Inc., shall submit a report to the department of commerce
2 detailing how the grant proceeds were used. Any grant awarded to CAP Services,
3 Inc., under section 560.14 of the statutes, as affected by this act, in fiscal year
4 1999–2000 or 2000–01 for providing technical assistance and management services
5 to small businesses may be counted toward satisfying the requirement under this
6 subsection.

7 **SECTION 9111. Nonstatutory provisions; corrections.**

8 (2d) PROFITABILITY REQUIREMENT.

9 (a) In this subsection:

10 1. "Prison contract" has the meaning given in section 303.01 (11) (a) 2. of the
11 statutes.

12 2. "Profitable" means earning a profit, as determined by the report described
13 in paragraph (b), during at least three quarters of calendar year 2000.

14 (b) The department of corrections and the department of administration shall
15 submit a report to the joint committee on finance for each quarter of calendar year
16 2000 providing the department of corrections' cash balance summary under each
17 prison contract. Each report shall be prepared within 30 days after the end of the
18 quarter. The report for the 4th quarter shall state whether the department's
19 operations under at least two-thirds of its prison contracts were profitable during
20 calendar year 2000. If less than two-thirds of its prison contracts were profitable,
21 the department of corrections shall terminate its program for contracting with
22 private employers under section 303.01 (2) (em) of the statutes, as affected by this
23 act.

24 (c) If the report under paragraph (b) states that less than two-thirds of prison
25 contracts were profitable during calendar year 2000, the cochairpersons of the joint

1 committee on finance shall certify that fact to the revisor of statutes no later than
2 March 1, 2001. Upon the certification, the revisor of statutes shall publish notice in
3 the Wisconsin Administrative Register of the report and that, as of March 1, 2001,
4 the treatment of sections 20.410 (1) (gi), (hm) and (km), 20.455 (5) (i), 108.07 (8) (b),
5 303.01 (8) (b), (c), (d) and (e), 303.06 (3) and 303.21 (1) (b) of the statutes and the
6 repeal of section 303.01 (2) (em) and (11) of the statutes have taken effect.

7 *delete extra line*

8 (6e) COMPUTER RECYCLING PROGRAM. The authorized FTE positions for the
9 department of corrections are increased by 4.0 SEG project positions for the period
10 ending on June 30, 2001, to be funded from the appropriation under section 20.410
11 (1) (qm) of the statutes, as created by this act, for the purpose of the department's
12 computer recycling program.

13 (4xx) CAREGIVER CRIMINAL BACKGROUND CHECKS. The department of corrections,
14 in conjunction with the University of Wisconsin–Madison, shall prepare a report on
15 the correlation between prior convictions and the propensity to commit future acts
16 of abuse, neglect or misappropriation. The department of corrections shall submit
17 the report to the legislature in the manner provided under section 13.172 (3) of the
18 statutes no later than June 30, 2001.

19 ~~SECTION 9112. Nonstatutory provisions; court of appeals.~~

20 **SECTION 9113. Nonstatutory provisions; educational communications**
21 **board.**

22 (1mm) RESTRUCTURING PUBLIC BROADCASTING AND FUNDING DIGITAL TELEVISION
23 TRANSITION COMMITTEE. There is created a restructuring public broadcasting and
24 funding digital television transition committee, which shall consist of 6 members
25 appointed by the governor, one member appointed by the senate majority leader and

1 one member appointed by the speaker of the assembly. Of the members appointed
2 by the governor, one member shall be appointed from a list of nominees submitted
3 by the Friends of WHA-TV, one member shall be appointed from a list of nominees
4 submitted by the president of the University of Wisconsin System or his or her
5 designee, one member shall be appointed from a list of nominees submitted by the
6 educational communications board, one member shall be appointed from a list of
7 nominees submitted by the state superintendent of public instruction or his or her
8 designee and one member shall be appointed from a list of nominees submitted by
9 the director of the technical college system or his or her designee. The governor shall
10 designate one of the members of the committee as the chairperson. The committee
11 shall recommend legislation for restructuring the organization of public
12 broadcasting in this state and funding the transition to digital television for public
13 broadcasting in this state. On or before January 15, 2000, the committee shall
14 submit the proposed legislation to the governor, and to the legislature for
15 distribution to the appropriate standing committees in the manner provided under
16 section 13.172 (3) of the statutes. The committee shall cease to exist when the
17 committee has submitted the proposed legislation required under this subsection, or
18 on January 15, 2000, whichever occurs sooner.

19 ~~SECTION 9114. Nonstatutory provisions; elections board.~~

20 **SECTION 9115. Nonstatutory provisions; employe trust funds.**

21 (1g) PRIVATE EMPLOYER HEALTH CARE COVERAGE BOARD. Notwithstanding the
22 length of terms specified for the members of the private employer health care
23 coverage board under section 15.165 (5) of the statutes, as created by this act, the
24 initial members shall be appointed for the following terms:

1 (a) The members specified under section 15.165 (5) (a) 1., 3. and 7. of the
2 statutes, as created by this act, for terms expiring on May 1, 2002.

3 (b) The members specified under section 15.165 (5) (a) 2., 5. and 8. of the
4 statutes, as created by this act, for terms expiring on May 1, 2003.

5 (c) The members specified under section 15.165 (5) (a) 4. and 6. of the statutes,
6 as created by this act, for terms expiring on May 1, 2004.

7 (2) POSITION AUTHORIZATIONS FOR THE DEPARTMENT OF EMPLOYE TRUST FUNDS. The
8 authorized FTE positions for the department of employe trust funds are increased
9 by 3.5 GPR positions on the effective date of this subsection, to be funded from the
10 appropriation under section 20.515 (2) (a) of the statutes, as created by this act, for
11 the purpose of designing and contracting for administrative services for the private
12 employer health care coverage program under subchapter X of chapter 40 of the
13 statutes, as created by this act.

14 (3) GRANT FOR ADMINISTRATION OF PROGRAM.

15 (a) In this subsection:

16 1. "Administrator" means the administrator selected by the department under
17 section 40.98 (2) (a) 2. of the statutes, as created by this act.

18 2. "Department" means the department of employe trust funds.

19 3. "Secretary" means the secretary of employe trust funds.

20 (b) The department shall make a grant of \$200,000 from the appropriation
21 under section 20.515 (2) (b) of the statutes, as created by this act, to the administrator
22 for costs associated with administering the health care coverage plans under the
23 program under subchapter X of chapter 40 of the statutes, as created by this act, if
24 all of the following apply:

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1 1. The administrator submits a plan to the department detailing the proposed
2 use of the grant and the secretary approves the plan.

3 2. The administrator enters into a written agreement with the department that
4 specifies the conditions for use of the grant proceeds, including reporting and
5 auditing requirements.

6 3. The administrator agrees in writing to submit to the department the report
7 required under paragraph (c) by the time required under paragraph (c).

8 (c) If the administrator receives a grant under this subsection, the
9 administrator shall submit to the department, within 6 months after spending the
10 full amount of the grant, a report detailing how the grant proceeds were used.

11 (1h) POSITION AUTHORIZATION FOR PROVISION OF BENEFITS. The authorized FTE
12 positions for the department of employe trust funds are increased by 19 SEG project
13 positions for the period ending on June 30, 2001, to be funded from the appropriation
14 under section 20.515 (1) (v) of the statutes, as created by this act, for the purpose of
15 providing benefits under the Wisconsin retirement system.

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~~SECTION 9116. Nonstatutory provisions; employment relations
commission.~~

18 **SECTION 9117. Nonstatutory provisions; employment relations
19 department.**

20 (1w) TRAINING PROGRAMS. The authorized FTE positions for the department of
21 employment relations are increased by 0.5 PR position, to be funded from the
22 appropriation under section 20.512 (1) (jm) of the statutes, for the purpose of
23 providing training services.

24 ~~SECTION 9118. Nonstatutory provisions; ethics board.~~

25 ~~SECTION 9119. Nonstatutory provisions; financial institutions.~~

1 **SECTION 9121. Nonstatutory provisions; governor.**

2 (1w) DANE COUNTY REGIONAL PLANNING COMMISSION. The governor shall appoint
3 a task force, consisting of 15 members, which shall study, and make
4 recommendations regarding, the creation of a multicounty regional planning
5 commission to replace the Dane County regional planning commission after its
6 dissolution.

7 (1c) POSITION AUTHORIZATIONS. The authorized FTE positions for the office of the
8 governor are increased by 2.0 GPR policy analyst positions on January 1, 2000, to be
9 funded from the appropriation under section 20.525 (1) (a) of the statutes.

10 ~~**SECTION 9122. Nonstatutory provisions; Health and Educational**~~
11 ~~**Facilities Authority.**~~

12 **SECTION 9123. Nonstatutory provisions; health and family services.**

13 (1) RULES FOR FAMILY CARE BENEFIT. Using the procedure under section 227.24
14 of the statutes, the department of health and family services shall promulgate the
15 rules required under sections 46.286 (4) to (7), 46.288 (1) to (3) and 50.02 (2) (d) of
16 the statutes, as created by this act, for the period before the effective date of the
17 permanent rules promulgated under sections 46.286 (4) to (7), 46.288 (1) to (3) and
18 50.02 (2) (d) of the statutes, as created by this act, but not to exceed the period
19 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
20 section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required
21 to provide evidence that promulgating a rule under this subsection as an emergency
22 rule is necessary for the preservation of the public peace, health, safety or welfare
23 and is not required to provide a finding of emergency for a rule promulgated under
24 this subsection.

1 (1m) REPORT ON FAMILY CARE. Notwithstanding section 16.42 (1) of the statutes,
2 by November 1, 2000, the department of health and family services shall submit to
3 the governor, as part of the department's 2001–03 biennial budget request, a report
4 that describes the implementation and outcomes of the pilot projects under section
5 46.281 (1)(d) of the statutes, as created by this act, and that makes recommendations
6 on the family care program under sections 46.2805 to 46.2895 of the statutes, as
7 created by this act.

8 (1n) ALTERNATIVE TO FAMILY CARE.

9 (a) The department of health and family services shall, as soon as possible
10 before July 1, 2002, seek waivers of federal medical assistance statutes and
11 regulations from the federal department of health and human services that are
12 necessary to implement in up to 3 pilot sites a model for the provision of long-term
13 care that is an alternative to the family care program under sections 46.2805 to
14 46.2895 of the statutes, as created by this act, that would have all of the following
15 characteristics:

16 1. Medical assistance coverage of services under waiver programs under
17 sections 46.27 (11), 46.275, 46.277 and 46.278 of the statutes would be expanded to
18 include selected services specified under section 49.46 (2) (b) of the statutes,
19 including personal care and home health care.

20 2. Counties in which the pilot sites are located would provide or contract for the
21 provision of, organize or arrange for long-term care services to eligible persons, but
22 would not be required to compete with private or nonprofit organizations for
23 contracts to provide the long-term care.

24 3. Counties in which the pilot sites are located would provide services of a
25 resource center, as specified under section 46.283 (4) of the statutes, as created by

1 this act. However, the entity providing the services need not be separate from an
2 entity that provides, contracts for the provision of, organizes or arranges for
3 long-term care services under subdivision 2., except that a county may contract for
4 the provision of functions if necessary to obtain federal waiver approval.

5 4. The cost of the program would not exceed the cost of relevant aspects of the
6 family care program.

7 5. Pilot sites would be required to reduce average costs per person served in the
8 areas of the sites under sections 46.27 (11), 46.275, 46.277 and 46.278 of the statutes
9 as compared to those costs for the calendar year preceding implementation of the
10 alternative model, in order to serve additional persons on waiting lists for the
11 services.

12 6. The department of health and family services would distribute funding to
13 the pilot sites on a per person per month payment basis using the same methodology
14 as that used under section 46.284 (5) (a) of the statutes, as created by this act, as
15 adjusted for the specific services provided.

16 7. The risk-sharing provisions specified under section 46.284 (5) of the
17 statutes, as created by this act, would apply to pilot sites.

18 8. Resource centers operated by pilot sites would be required to provide or
19 contract for the provision of services similar to those specified under section 46.283
20 (3) (a), (b), (e), (f), (g), (i) and (k) of the statutes, as created by this act.

21 (b) If the federal waivers specified under paragraph (a) are approved, the
22 department of health and family services shall as soon as possible before July 1,
23 2002, seek enactment of statutory language, including appropriation of necessary
24 funding, to implement the model described under paragraph (a), as approved under
25 the federal waivers.

1 (2) HEALTH INSURANCE RISK-SHARING PLAN AND MEDICAL ASSISTANCE PURCHASE
2 PLAN. The department of health and family services shall evaluate how to coordinate
3 the health insurance risk-sharing plan under chapter 149 of the statutes, as affected
4 by this act, and the medical assistance purchase plan under section 49.472 of the
5 statutes, as created by this act. If necessary, the department shall develop proposed
6 legislation that coordinates the programs and that addresses the provision of health
7 care coverage for individuals who are eligible for both programs.

8 (3) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED CARE
9 DEMONSTRATION PROJECTS.

10 (a) From the appropriations under section 20.435 (6) (a) of the statutes, as
11 affected by this act, and section 20.435 (6) (n) of the statutes, the department of
12 health and family services shall contract with counties or federally recognized
13 American Indian tribes or bands to provide up to 4 demonstration projects in state
14 fiscal year 2000–01. The demonstration projects shall be to provide mental health
15 and alcohol or other drug abuse services under managed care programs to persons
16 who suffer from mental illness, alcohol or other drug dependency or both mental
17 illness and alcohol or other drug dependency.

18 (b) The department of health and family services shall submit for approval by
19 the secretary of the federal department of health and human services any requests
20 for waiver of federal medical assistance laws that are necessary to secure federal
21 financial participation for the managed care demonstration projects under this
22 subsection. Regardless of whether a waiver is approved, the department of health
23 and family services may contract for the provision of the managed care
24 demonstration projects under this subsection.

1 (5) PRELIMINARY BREATH SCREENING INSTRUMENTS. From the appropriation
2 account under section 20.435 (6) (hx) of the statutes, as affected by this act, the
3 secretary of administration shall transfer \$290,900 to the appropriation account
4 under section 20.395 (5) (ci) of the statutes not later than 30 days after the effective
5 date of this subsection.

6 (6tt) BADGER CARE PREMIUMS FOR NATIVE AMERICANS. If the department of health
7 and family services receives notification from the federal department of health and
8 human services that Native Americans may not be required to contribute to the cost
9 of health care coverage under the badger care program under section 49.665 of the
10 statutes, as affected by this act, the department shall request the joint committee on
11 finance to supplement the appropriation account under section 20.435 (4) (bc) of the
12 statutes, as affected by this act, from the appropriation account under section 20.865
13 (4) (a) of the statutes for the 1999–2001 fiscal biennium. Notwithstanding section
14 13.101 (3) of the statutes, if, within 14 days after receiving the request, the
15 cochairpersons of the committee do not notify the secretary that the committee has
16 scheduled a meeting for the purpose of approving the request for supplementation,
17 the request shall be considered approved and the appropriation account under
18 section 20.435 (4) (bc) of the statutes, as affected by this act, shall be supplemented
19 from the appropriation account under section 20.865 (4) (a) of the statutes in the
20 amount requested.

21 (6tu) GRANTS TO TRIBAL HEALTH CENTERS. No later than the first day of the 2nd
22 month beginning after the effective date of this subsection, the department of health
23 and family services shall submit a plan to the joint committee on finance that
24 specifies the distribution formula for grants under section 146.19 (2m) of the
25 statutes, as created by this act. If, within 14 days after receiving the plan, the

1 cochairpersons of the committee do not notify the secretary that the committee has
2 scheduled a meeting for the purpose of reviewing the plan, the department shall
3 distribute the grants under section 146.19 (2m) of the statutes, as created by this act,
4 in accordance with the plan. If, within 14 days after receiving the plan, the
5 cochairpersons notify the secretary that the committee has scheduled a meeting for
6 the purpose of reviewing the plan, the department may not distribute the grants
7 except as approved by the committee.

8 (7) REPORT TO LEGISLATURE REGARDING HUNGER PREVENTION GRANTS. The
9 department of health and family services shall, by June 30, 2000, submit a report to
10 the governor, and to the legislature in the manner provided under section 13.172 (2)
11 of the statutes, on grants made under section 46.765, 1997 stats., and the
12 community-based hunger prevention activities conducted using those grants.

13 (7t) NOCTURNAL ENURESIS STUDY. The department of health and family services
14 shall conduct a study of the efficacy of urine alarms used in conjunction with
15 behavior modification therapy and case management, including bimonthly visits
16 with a specialist, as a treatment for nocturnal enuresis. Not later than January 1,
17 2000, the department shall report its findings to the appropriate standing
18 committees of the legislature in the manner provided under section 13.172 (3) of the
19 statutes. The department shall include in its report the estimated costs of covering
20 under the medical assistance program the treatment studied.

21 (7w) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT. The
22 departments of health and family services and workforce development shall jointly
23 develop a plan to modify the client assistance for reemployment and economic
24 support system such that an individual may have his or her eligibility for any public
25 assistance program determined independently of his or her eligibility for any other

1 public assistance program. The departments shall submit their plan to the joint
2 committee on finance not later than November 1, 1999.

3 (8d) STUDY ON ELECTRONIC BENEFITS TRANSFER SYSTEMS UNDER THE SUPPLEMENTAL
4 FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN.

5 (a) The department of health and family services shall study all of the
6 following:

7 1. The program and operational requirements of establishing an electronic
8 benefit transfer system under the supplemental food program for women, infants
9 and children.

10 2. Information system requirements for administering an electronic benefit
11 transfer system under the supplemental food program for women, infants and
12 children.

13 3. Compatibility of an electronic benefit transfer system under the
14 supplemental food program for women, infants and children with existing electronic
15 benefit transfer systems.

16 4. The costs and benefits of implementing an electronic benefit transfer system
17 to the department of health and family services, participants and vendors under the
18 supplemental food program for women, infants and children.

19 5. Possible funding sources for the implementation of an electronic benefit
20 transfer system under the supplemental food program for women, infants and
21 children.

22 (b) Not later than January 1, 2002, the department of health and family
23 services shall report the findings of the study under paragraph (a) to the
24 cochairpersons of the joint committee on finance. The report shall also include

1 recommendations for fraud reduction under the supplemental food program for
2 women, infants and children.

3 (8gm) DNA PROBE MACHINE. From the appropriation under section 20.435 (1)
4 (a) of the statutes, the department of health and human services shall allocate
5 \$250,000 during the fiscal year 1999–2000 to the City of Milwaukee for the purchase
6 of a DNA probe machine.

7 (8t) REPORT ON HUNTINGTON'S DISEASE.

8 (a) In this subsection, "Huntington's disease" means an inherited, degenerative
9 disease that usually begins during mid-life, is characterized by intellectual decline
10 and irregular and involuntary movement of the limbs or facial muscles and may
11 include personality change, memory disturbance, slurred speech, impaired
12 judgment and psychiatric disorders.

13 (b) By January 1, 2000, the department of health and family services shall
14 submit to the joint committee on finance a report on service provided to individuals
15 with Huntington's disease that includes information on all of the following:

16 1. In each county of the state, the number of individuals with any type of
17 disability who receive services under any of the following:

18 a. The long-term support community options program under section 46.27 (7)
19 of the statutes.

20 b. The long-term support community options program under section 46.27 (11)
21 of the statutes.

22 c. The community integration program under section 46.277 of the statutes.

23 d. County revenues.

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2. In each county of the state, the number and percentage of individuals with Huntington's disease who receive services under the programs or source specified in subdivision 1. a. to d.

3. The type of services that individuals with any type of disability, including Huntington's disease, receive under the programs or source specified in subdivision 1. a. to d.

(8mx) HEALTH CARE INFORMATION PROPOSAL.

(a) By June 30, 2001, the department of health and family services may develop and submit a proposal to the department of administration for supplemental expenditure and position authority for the conduct of health care data collection activities, except as provided in paragraph (b), by the subunit of the department of health and family services that deals with health care information. If submitted, the proposal shall identify potential sources of revenue to support proposed health care data collection activities. The department of administration may submit the proposal, together with any proposed legislation required to implement the proposal, to the cochairpersons of the joint committee on finance. If the cochairpersons of the committee do not notify the secretary of administration within 14 working days after receiving the proposal that the cochairpersons have scheduled a meeting for the purpose of reviewing the proposal, the department of administration may approve the proposed expenditure and position authority, ^{as authorized under} ~~including any proposed~~ ^{current law} ~~modifications of the department of administration~~. If, within 14 working days after receiving the proposal, the cochairpersons notify the secretary of administration that the cochairpersons have scheduled a meeting for the purpose of reviewing the proposal, the department of administration may not approve the proposed

1 expenditure and position authority, ^oexcept as approved by the committee and as
2 authorized under current law.

3 (b) By June 30, 2000, the department of health and family services, the subunit
4 of the department of employe trust funds that deals with health care financing and
5 the office of the commissioner of insurance shall together develop a proposal for
6 consolidation of voluntarily provided health plan data collected by those agencies
7 and a detailed memorandum of understanding for implementing the proposal. If the
8 proposal is acceptable to each agency, the secretary of health and family services, the
9 secretary of employe trust funds and the commissioner of insurance shall sign the
10 memorandum of understanding and submit the proposal, the memorandum of
11 understanding, a report concerning any potential cost savings from the consolidated
12 collection of voluntarily provided health plan data and any proposed legislation
13 required to implement the proposal to the department of administration. The
14 department of administration may approve, disapprove or modify and approve any
15 proposal it receives under this paragraph. If the department of administration
16 approves the proposal, the department shall submit the proposal, together with any
17 modifications the memorandum of understanding, the report and any proposed
18 legislation to the cochairpersons of the joint committee on finance. If the
19 cochairpersons of the committee do not notify the secretary of administration within
20 14 working days after receiving the proposal that the cochairpersons have scheduled
21 a meeting for the purpose of reviewing the proposal, the department of
22 administration may approve any proposed expenditure and position authority
23 contained in the proposal and any modifications of the proposal to the extent
24 authorized under current law. If, within 14 working days after receiving the
25 proposal, the cochairpersons notify the secretary of administration that the

1 cochairpersons have scheduled a meeting for the purpose of reviewing the proposal,
2 the department of administration may not approve the proposed expenditure and
3 position authority contained in the proposal any proposed modifications of the
4 proposal, except as approved by the committee and to the extent authorized under
5 current law. If the proposal, as approved by the department of administration and
6 the committee, if the committee approves the proposal, is not consistent with the
7 memorandum of understanding, the department of health and human services, the
8 subunit of the department of employe trust funds and the commissioner of insurance
9 shall enter into a revised memorandum of understanding that is consistent with the
10 approved proposal.

11 (9k) GRANT TO COMMUNITY HEALTH CENTER.

12 (a) Subject to paragraph (b), the department of health and family services shall
13 award \$1,000,000 in fiscal year 1999–2000 as a grant to a community health center
14 that is located in a 1st class city and that emphasizes the health care needs of
15 minority group members, as defined in section 146.185 (1) (f) of the statutes, as
16 created by this act, high-risk pregnant women, infants, children and the elderly.

17 (b) The department of health and family services may not award the grant
18 under paragraph (a) unless the department submits to the cochairpersons of the joint
19 committee on finance a report that details the amount of the proposed grant and the
20 services to be provided under the grant by the community health center. If the
21 cochairpersons of the committee do not notify the secretary of health and family
22 services within 14 working days after receiving the report that the committee has
23 scheduled a meeting for the purpose of reviewing the report, the department of
24 health and family services shall award the grant under paragraph (a). If, within 14
25 working days after receiving the report, the cochairpersons notify the secretary of

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1 health and family services that the committee has scheduled a meeting for the
2 purpose of reviewing the report, the department of health and family services may
3 award the grant under paragraph (a) only if, and to the extent that, it is approved
4 by the committee.

5 (9m) FACILITY PAYMENTS; WAGE OR SALARY AND FRINGE BENEFITS SUPPLEMENTS.

6 (a) In addition to any facility payment rate increases for state fiscal years
7 1999–2000 and 2000–01, in order to permit a facility, as defined in section 49.45 (6m)
8 (a) 3. of the statutes, to increase, beginning July 1, 1999, wages or salaries and fringe
9 benefits for or increase staff hours of nurse's assistants, as determined by the
10 department of health and family services, from the appropriations under section
11 20.435 (4) (b) and (c) of the statutes the department shall, beginning October 1, 1999,
12 supplement facility payment rates under section 49.45 (6m) (av) of the statutes by
13 an amount not to exceed \$8,309,000 in state fiscal year 1999–2000 and \$11,078,600
14 in state fiscal year 2000–01, or by 5% of the total amount of wages reported in the
15 1998 cost reports of facilities, whichever is less. The department shall calculate each
16 facility's maximum payment per patient day under this paragraph by multiplying
17 by 5% the amount obtained by dividing the total of nurse's assistants' wages or
18 salaries of the facility by the total number of patient days of the facility, as indicated
19 by the facility's 1998 cost reports. Each facility may apply to the department for up
20 to the total maximum amount per patient day calculated for the facility and receive
21 that supplemental amount for each medical assistance day of service provided.

22 (am) In order to ensure that a supplement provided to a facility under
23 paragraph (a) was expended in accordance with the purpose specified in paragraph
24 (a), the department of health and family services shall ^eprepare a supplemental
25 application form for completion by facilities in applying for the supplement, to

1 determine whether the facility's nurse's assistants' wage or salary and fringe
2 benefits costs per patient day have increased during the period after June 30, 1999,
3 and before July 1, 2000, by a percentage that is at least equal to the percentage of
4 increase under the supplement under paragraph (a). The department shall adjust
5 the required percentage increase to account for all of the following:

6 1. Any payment rate increase or decrease applicable to the facility that is in
7 effect beginning July 1, 1999, and is other than the supplement under paragraph (a).

8 2. The fact that the wage supplement percentage increase is based only on
9 wages and salaries, while the cost comparison also includes fringe benefits.

10 3. Any decrease or increase in the facility's expenditures for contracted labor
11 services.

12 4. Any change in the facility's patient acuity levels.

13 5. Whether or not the facility's reporting period corresponds to the supplement
14 payment period.

15 6. Any other factor that the department determines is relevant and that is
16 readily available in the data base of the department.

17 (b) In addition to any facility payment rate increases for state fiscal years
18 1999–2000 and 2000–01, in order to permit a facility, as defined in section 49.45 (6m)

19 (a) 3. of the statutes, to increase, beginning July 1, 1999, wages or salaries and fringe
20 benefits for or increase staff hours of housekeeping and laundry workers, dietitians

21 and food workers, as determined by the department of health and family services,
22 from the appropriations under section 20.435 (4) (b) and (c) of the statutes the

23 department shall, beginning October 1, 1999, supplement facility payment rates
24 under section 49.45 (6m) (av) of the statutes by an amount not to exceed \$3,562,300

25 in state fiscal year 1999–2000 and \$4,749,800 in state fiscal year 2000–01, or by

1 multiplying the total amount of the wages reported in the 1998 cost reports of
2 facilities by the percentage obtained under paragraph (bg), whichever is less. The
3 department shall calculate each facility's maximum payment per patient day under
4 this paragraph by multiplying by the percentage obtained under paragraph (bg) the
5 amount obtained by dividing the total of the facility's housekeeping and laundry
6 workers', dieticians' and food workers' wages or salaries by the total number of
7 patient days of the facility, as indicated by the facility's 1998 cost reports. Each
8 facility may apply to the department for up to the total maximum amount per patient
9 day calculated for the facility and receive that supplemental amount for each medical
10 assistance day of service provided.

11 (bg) The department of health and family services shall determine what
12 percentage of the total amount of facilities' wages for housekeeping and laundry
13 workers, dietitians and food workers reported in the 1998 cost reports of facilities
14 will, in the best estimation of the department, most nearly equal the specified
15 amounts of moneys under paragraph (b).

16 (bm) In order to ensure that a supplement provided to a facility under
17 paragraph (b) was expended in accordance with the purpose specified in paragraph
18 (b), the department of health and family services shall prepare a supplemental
19 application form for completion by facilities in applying for the supplement, to
20 determine whether the facility's housekeeping and laundry workers', dietitians' and
21 food workers', wage or salary and fringe benefits costs per patient day have increased
22 during the period after June 30, 1999, and before July 1, 2000, by a percentage that
23 is at least equal to the percentage of increase obtained under paragraph (bg). The
24 department shall adjust the required percentage increase to account for all of the
25 following:

1 1. Any payment rate increase or decrease applicable to the facility that is in
2 effect beginning July 1, 1999, and is other than the supplement under paragraph (b).

3 2. The fact that the wage supplement percentage increase is based only on
4 wages and salaries, while the cost comparison also includes fringe benefits.

5 3. Any decrease or increase in the facility's expenditures for contracted labor
6 services.

7 4. Any change in the facility's patient acuity levels.

8 5. Whether or not the facility's reporting period corresponds to the supplement
9 payment period.

10 6. Any other factor that the department determines is relevant and that is
11 readily available in the data base of the department.

12 (c) If the department of health and family services determines that a
13 supplement under paragraph (a) provided to a facility was not expended as required
14 under paragraph (am) or that a supplement under paragraph (b) provided to a
15 facility was not expended as required under paragraph (bm), the department may
16 recoup that part of the supplement that was not expended as required.

17 (9n) LIMITATION ON REDUCTION OF REIMBURSEMENT FOR PHARMACEUTICAL DRUGS.
18 During the 1999–2001 fiscal biennium, the department of health and family services
19 may not discount the average wholesale price of pharmaceutical drugs provided
20 under section 49.45 of the statutes to medical assistance recipients by more than 10%
21 if the department reimburses for those pharmaceuticals under a formula that takes
22 into account the average wholesale price, and the department may not reduce
23 pharmacy dispensing fees.

24 (9q) DENTAL OUTREACH AND EDUCATION. The department of health and family
25 services shall develop a dental outreach and education plan for dentists and medical

1 assistance recipients to educate recipients on the importance of oral health for
2 children and the parent's role in achieving it, how to access dental services,
3 expectations and appropriate behavior in a dental office and the importance of
4 keeping scheduled appointments. The department of health and family services
5 shall develop the plan in consultation with the department of public instruction, the
6 department of workforce development, the Wisconsin dental association, state
7 dental and dental hygiene schools, community health care providers, medical
8 assistance recipients and health care advocates. Not later than January 1, 2000, the
9 department of health and family services shall submit the plan to the governor and
10 to the appropriate standing committees of the legislature in the manner provided
11 under section 13.172 (3) of the statutes. The department of health and family
12 services shall include with the plan a fiscal estimate for implementing the plan on
13 a statewide basis, identifying those components of the plan that would be eligible for
14 funding under federal temporary assistance for needy families block grant funding
15 or federal medical assistance administrative matching funds.

16 (10e) KINSHIP CARE SUPPLEMENT. From the appropriation under section 20.435
17 (3) (kc) of the statutes, the department of health and family services shall allocate
18 \$500,000 in fiscal year 1999–2000 to supplement the allocations to counties and, in
19 a county having a population of 500,000 or more, that department under section
20 48.57 (3m) (am) (intro.) and (3n) (am) (intro.) of the statutes, as affected by this act,
21 in order to prevent the need to place a kinship care relative, as defined in section
22 48.57 (3m) (a) of the statutes, or a long-term kinship care relative, as defined in
23 section 48.57 (3n) (a) of the statutes, who is eligible for the receipt of payments under
24 section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this
25 act, on a waiting list for those payments if payments under section 48.57 (3m) (am)

1 (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a county or, in
2 a county having a population of 500,000 or more, by that department exceed the
3 amount allocated to that county or that department. If payments under section 48.57
4 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a
5 county or, in a county having a population of 500,000 or more, by the department of
6 health and family services exceed the amount allocated to that county or that
7 department, the county or department may request supplemental funding under
8 this subsection. If the department of health and family services determines that
9 supplemental funding is necessary to eliminate a waiting list for payments under
10 section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this
11 act, in a county, the department shall supplement the amount allocated to the
12 requesting county or department. Notwithstanding sections 20.001 (3) (c) and
13 20.435 (3) (kc) of the statutes, the department of health and family services may
14 carry forward to fiscal year 2000–01 the unencumbered balance of the amount
15 allocated under this subsection on June 30, 2000. If the entire amount allocated
16 under this subsection is encumbered before July 1, 2001, the department of health
17 and family services shall request a supplemental appropriation under section 16.515
18 of the statutes. This subsection does not preclude the department of health and
19 family services from reallocating moneys allocated to a county or, in a county having
20 a population of 500,000 or more, that department under section 48.57 (3m) (am)
21 (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, in order to address
22 a waiting list in another county.

23 (11t) KINSHIP CARE ADMINISTRATION. The authorized FTE positions for the
24 department of health and family services are increased by 1.0 PR position on October
25 1, 1999, or on the effective date of this subsection, whichever is later, to be funded

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1 from the appropriation under section 20.435 (3) (kx) of the statutes, for the purpose
2 of providing increased oversight of the kinship care program under section 48.57
3 (3m) to (3t) of the statutes, as affected by this act. The 1.0 FTE PR position shall
4 provide program oversight and monitoring, serve as a liaison to the department of
5 workforce development and the bureau of Milwaukee child welfare services in the
6 department of health and family services and develop policies and procedures
7 relating to the kinship care program.

8 (13c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN
9 MILWAUKEE COUNTY. The department of health and family services shall develop a
10 pilot program that integrates the social, behavioral and physical health needs of
11 children placed in out-of-home care in Milwaukee County who are medical
12 assistance recipients under a managed care system. By January 1, 2001, the
13 department of health and family services shall request from the secretary of the
14 federal department of health and human services any waivers of the federal medical
15 assistance statutes and regulations that are necessary to implement the pilot
16 program developed under this subsection as part of the medical assistance program.
17 If all necessary waivers are granted and in effect, the department shall implement
18 the pilot program developed under this subsection in Milwaukee County. Under that
19 pilot program, the department of health and family services may require, consistent
20 with section 49.45 (9) of the statutes, a child who is placed in out-of-home care in
21 Milwaukee County to be enrolled in a managed care plan as a condition of receiving
22 medical assistance. Of the amounts appropriated to the department of health and
23 family services under section 20.435 (4) (n) of the statutes, as created by this act, that
24 department shall expend \$22,600 in fiscal year 1999-2000 and \$25,600 in fiscal year
25 2000-01 to increase the authorized FTE positions for that department by 0.5 FED

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1 project position, for the period ending on June 30, 2001, for the purpose of developing
2 the pilot program under this subsection.

3 (12g) INITIAL APPOINTMENTS OF INDEPENDENT REVIEW BOARD. Notwithstanding
4 the length of terms specified in section 15.195 (9) (intro.) of the statutes, as created
5 by this act, the initial members of the independent review board shall be appointed
6 by the first day of the 4th month beginning after the effective date of this subsection
7 for the following terms:

8 (a) The purchaser of health care, for a term expiring on May 1, 2001.

9 (b) The medical ethicist and the privacy expert, for terms expiring on May 1,
10 2003.

11 (c) The statistician or researcher, for a term expiring on May 1, 2005.

12 (14g) COMMUNITY MARRIAGE POLICY PROJECT. The authorized FTE positions for
13 the department of health and family services are increased by 1.0 PR project position,
14 to be funded from the appropriation under section 20.435 (3) (kx) of the statutes for
15 the period beginning on the first day of the 2nd month beginning after the effective
16 date of this subsection, and ending on September 30, 2003. The positions are
17 increased under this subsection for the purpose of coordinating the development of,
18 and assisting local members of the clergy to develop, community-wide standards for
19 marriages solemnized in this state by members of the clergy.

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20 (13d) SCHOOL MEDICAL SERVICES UNDER MEDICAL ASSISTANCE.

21 (a) In state fiscal years 1999–2000 and 2000–01, the department of health and
22 family services shall, under section 49.45 (39) (b) of the statutes, reimburse a school
23 district and a cooperative educational service agency and shall reimburse the
24 department of public instruction for the Wisconsin Center for the Blind and Visually
25 Impaired and the Wisconsin School for the Deaf, for 90% of the federal share received

1 for school-based services under the medical assistance program in excess of
2 \$16,100,000. The reimbursement shall be based on the proportion of total
3 school-based services for the school year that was provided by each school district,
4 cooperative educational service agency, the Wisconsin Center for the Blind and
5 Visually Impaired and the Wisconsin School for the Deaf.

6 (b) The department of health and family services shall submit, as part of its
7 2001-03 biennial budget request, a proposal to the department of administration for
8 fiscal years after state fiscal year 2000-01, to increase the percentage of the federal
9 share received for school-based services under the medical assistance program by
10 which reimbursement is made under section 49.45 (39) (b) of the statutes to reflect
11 the total percentage of the federal share for which school districts, cooperative
12 educational service agencies and the department of public instruction on behalf of
13 the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin School
14 for the Deaf were reimbursed in state fiscal year 1999-2000.

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15 (12m) GRANT FOR ST. CLARE HEALTH MISSION. The department of health and
16 family services shall award a grant of \$50,000 in fiscal year 1999-2000 from the
17 amount appropriated under section 20.435 (4) (gp) of the statutes, as affected by this
18 act, to Franciscan Skemp Health Care, Inc., for health care and disease management
19 services provided by the St. Clare Health Mission.

20 (14e) PRIMARY HEALTH CARE. In state fiscal year 1999-2000, in addition to the
21 moneys appropriated for expenditure for that fiscal year, the department of health
22 and family services shall expend for the purchase of primary health care services
23 under section 146.93 of the statutes, as affected by this act, \$300,000 of the
24 unencumbered balance as of June 30, 1999, in the appropriation under section
25 20.435 (4) (gp) of the statutes, as affected by this act.

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1 (13e) ADMINISTRATION OF THE STATE SUPPLEMENT TO SUPPLEMENTAL SECURITY
 2 INCOME. Not later than March 1, 2000, the department of health and family services
 3 shall submit a request to the joint committee on finance under section 13.10 of the
 4 statutes to transfer \$232,400 not later than June 30, 2000, and \$232,400 not later
 5 than June 30, 2001, from any appropriation for the department, other than a sum
 6 sufficient appropriation, to the appropriation account under section 20.435 (6) (ee)
 7 of the statutes for the purpose for which the appropriation is made.

8 **SECTION 9124. Nonstatutory provisions; historical society.**

9 (1x) GRANT TO PORTAGE COUNTY HISTORICAL SOCIETY. In the 1999–2001 fiscal
 10 biennium, the historical society shall award a grant to the Portage County historical
 11 society for continuation of the Plover Heritage Park restoration project. The amount
 12 of the grant shall be equal to the amount of local contributions toward the project,
 13 not to exceed \$50,000. The historical society shall award the grant from the
 14 appropriation under section 20.245 (3) (b) of the statutes, as created by this act.

15 **SECTION 9125. Nonstatutory provisions; Housing and Economic**
 16 **Development Authority.**

17 (1) TRANSFER TO WISCONSIN DEVELOPMENT RESERVE FUND. In fiscal year
 18 1999–2000, the Wisconsin Housing and Economic Development Authority shall
 19 transfer from the housing rehabilitation loan program administration fund to the
 20 Wisconsin development reserve fund the lesser of \$5,845,215 or the amount needed
 21 to cover the guaranteed default amount of the loan to the Taliesin Preservation
 22 Commission.

23 **SECTION 9126. Nonstatutory provisions; insurance.**

24 (4g) RULES ON POINT-OF-SERVICE OPTION PLANS. The commissioner of insurance
 25 shall submit in proposed form the rules required under section 609.10 (6) of the

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1 statutes, as created by this act, to the legislative council staff under section 227.15
2 (1) of the statutes no later than the first day of the 12th month beginning after the
3 effective date of this subsection.

4 **SECTION 9127. Nonstatutory provisions; investment board.**

5 (1g) BONUS COMPENSATION PAID TO CERTAIN EMPLOYES OF THE INVESTMENT BOARD.

6 Any employe of the investment board who was awarded a bonus before the effective
7 date of this subsection under section 25.156 (6), 1997 stats., pursuant to a plan of
8 bonus compensation adopted by the investment board, shall be entitled to receive
9 any unpaid part of the bonus as provided under the terms of the plan of bonus
10 compensation, provided that the employe satisfies all conditions specified in section
11 25.156 (6) and (7), 1997 stats.

12 (2g) OPERATING EXPENDITURES FOR INVESTMENT BOARD DURING THE 1999-2000 FISCAL
13 YEAR.

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

19 (b) Notwithstanding section 25.187 of the statutes, as created by this act, no
20 later than the first day of the 2nd month that occurs after the effective date of this
21 paragraph, the investment board shall estimate the amounts required for its
22 operating expenditures for the 1999-2000 fiscal year and shall assess each fund for
23 which the board has management responsibility for its share of the estimated
24 operating expenditures in an equitable manner. The board shall pay the assessment
25 from the current income of each fund, unless an appropriation is made for payment

1 of the assessment, in which case the assessment shall be paid from that
2 appropriation account. The total amount that the board may assess the funds for
3 which the board has management responsibility for the 1999–2000 fiscal year may
4 not exceed \$14,498,600. For the purposes of this paragraph, the board shall
5 determine the total market value of the assets of the funds according to the
6 methodology used to determine the market value of the fixed retirement investment
7 trust under section 25.17 (14) of the statutes.

8 (c) The investment board shall transmit a notice of each assessment to each
9 fund at the time that the assessment is made, and shall transmit a statement of the
10 board's actual expenditures for management of each fund at the close of the
11 1999–2000 fiscal year both to the state agency having primary responsibility for
12 expenditure of principal or earnings of the fund and to the department of
13 administration or, if there is no state agency, only to the department of
14 administration.

15 ~~SECTION 9128. Nonstatutory provisions; joint committee on finance.~~

16 ~~SECTION 9129. Nonstatutory provisions; judicial commission.~~

17 **SECTION 9130. Nonstatutory provisions; justice.**

18 (1t) LAW ENFORCEMENT TRAINING FOR TOMORROW PROGRAM. Of the moneys
19 appropriated to the department of justice under section 20.455 (2) (ja) of the statutes,
20 \$388,100 for fiscal year 1999–2000 and \$345,100 in fiscal year 2000–01 is allocated
21 to implement the Training for Tomorrow program for revising and expanding law
22 enforcement training and may not be encumbered or expended unless the
23 department of justice first submits to the cochairpersons of the joint committee on
24 finance a written plan for the use of the allocated funds. If the cochairpersons of the
25 committee do not notify the department within 14 working days after the date of

1 submittal of the plan that the committee has scheduled a meeting for the purpose of
2 reviewing the plan, the plan may be implemented as proposed by the department.
3 If, within 14 working days after the date of submittal, the cochairpersons of the
4 committee notify the department that the committee has scheduled a meeting for the
5 purpose of reviewing the plan, the plan may be implemented only upon approval of
6 the committee.

7 (2m) MEMORANDUM OF UNDERSTANDING REGARDING CERTAIN CONSUMER
8 COMPLAINTS. Not later than the first day of the 13th month after the effective date
9 of this subsection, the department of justice shall enter into a memorandum of
10 understanding with the department of agriculture, trade and consumer protection
11 and the public service commission for the purpose of coordinating each party's efforts
12 to respond to and address consumer complaints regarding telecommunication
13 services."

14 (2e) GAMING LAW ENFORCEMENT POSITION AUTHORIZATION. The authorized FTE
15 positions for the department of justice are increased by 2.75 GPR positions to be
16 funded from the appropriation under section 20.455 (2) (fm) of the statutes, as
17 created by this act, for the purpose of gaming law enforcement.

18 **SECTION 9131. Nonstatutory provisions; legislature.**

19 (1g) AUDIT OF EMERGENCY RESPONSE PROGRAMS. The joint legislative audit
20 committee is requested to, and may, direct the legislative audit bureau to perform a
21 financial and performance evaluation audit of the programs in the department of
22 military affairs, division of emergency management, funded under section 20.465 (3)
23 (dd), (dh), (dp), (dr), (dt), (jt) and (t) of the statutes. If the committee directs the
24 legislative audit bureau to perform the requested audit, the bureau shall file its
25 report as described under section 13.94 (1) (b) of the statutes by January 31, 2000.

1 (1t) AUDIT OF MILWAUKEE CHILD WELFARE ADMINISTRATION. The joint legislative
2 audit committee is requested to, and may, direct the legislative audit bureau to
3 perform a performance evaluation audit of the administration of child welfare
4 services in Milwaukee County by the department of health and family services. If
5 the committee directs the legislative audit bureau to perform the audit, the audit
6 shall include an evaluation of the use of private agencies in providing those child
7 welfare services; the provision of services to children who are placed in out-of-home
8 care, including case management services and services provided to the families of
9 those children; safety services provided to children who are placed in their own
10 homes; and the use of termination of parental rights and adoption as a permanency
11 planning goal for children who are placed in out-of-home care. If the committee
12 directs the legislative audit bureau to perform the audit, the bureau shall file its
13 report as described under section 13.94 (1) (b) of the statutes by January 1, 2003.

14 (1x) ECONOMIC DEVELOPMENT AUDIT.

15 (a) The joint legislative audit committee is requested to consider requesting the
16 legislative audit bureau to perform a performance evaluation audit of the state's
17 economic development programs to determine whether the state:

18 1. Has a comprehensive economic development strategy that enables the state
19 to compete effectively with other states.

20 2. Has a comprehensive state economic development budget that accounts for
21 development-related expenditures by all relevant agencies and that plans
22 adequately for future economic development investments.

23 3. Is using both tax policies and performance-based incentives to foster and
24 improve future competition and economic growth.

1 4. Has existing incentive programs that complement and further the state's
2 overall economic development goals.

3 5. Clearly defines strategic economic development goals for the state's
4 economic development finance programs and manages and monitors the programs
5 on that basis.

6 6. Could effectively implement a performance-based economic development
7 strategy.

8 (b) If the joint legislative audit committee requests the legislative audit bureau
9 to perform an audit and the bureau performs an audit, the bureau shall file its report
10 as provided in section 13.94 (1) (b) of the statutes.

11 (2g) FINANCIAL AUDITS OF THE MEDICAL COLLEGE OF WISCONSIN AND THE
12 UNIVERSITY OF WISCONSIN CENTER FOR TOBACCO RESEARCH AND INTERVENTION.

13 (a) Beginning on July 1, 2001, the legislative audit bureau shall conduct a
14 financial audit of the Medical College of Wisconsin that examines the use of funds
15 appropriated under section 20.250 (1) (k) of the statutes, as created by this act, and
16 shall file its report as described under section 13.94 (1) (b) of the statutes by June 30,
17 2002.

18 (b) Beginning on July 1, 2000, the legislative audit bureau shall conduct a
19 financial audit of the tobacco research and intervention center at the University of
20 Wisconsin-Madison that examines the use of funds appropriated under section
21 20.285 (1) (kr) of the statutes, as created by this act, and shall file its report as
22 described under section 13.94 (1) (b) of the statutes by June 30, 2001.

23 (2t) AUDIT OF AIR MANAGEMENT PROGRAM. The joint legislative audit committee
24 is requested to, and may, direct the legislative audit bureau to perform a performance
25 evaluation audit of the department of natural resource's air management program,

1 including a comparison of federally required aspects of the program and aspects
2 required only by state law. If the committee directs the legislative audit bureau to
3 perform an audit, the bureau shall file its report as described in section 13.94 (1) (b)
4 of the statutes.

5 (3e) RADIO BODY ALARM SYSTEM FOR MENDOTA MENTAL HEALTH INSTITUTE.

6 (a) In this subsection:

- 7 1. "Hertz" means a unit of frequency equal to one cycle per second.
- 8 2. "Megahertz" means a unit of frequency equal to 1,000,000 hertz.

9 (b) During state fiscal biennium 1999–2001, from the appropriation under
10 section 20.865 (4) (a) of the statutes, the joint committee on finance may,
11 notwithstanding section 13.101 (3) (a) (intro.), 1. and 2. of the statutes, supplement
12 the appropriation to the Mendota Mental Health Institute under section 20.435 (2)
13 (a) of the statutes, as affected by this act, by \$233,000 for the purchase or lease, as
14 recommended by the committee, of an 800 megahertz radio body alarm system for
15 use by staff members of the institute who have direct contact with patients.

16 (3m) EVALUATION OF FAMILY CARE PILOT PROJECTS. As soon as possible, the
17 legislative audit bureau shall contract with an organization other than an agency of
18 the state to evaluate the pilot projects under section 46.281 (1) (d) of the statutes, as
19 created by this act, and pilot projects under SECTION 9123 (1n) of this act as to
20 cost-effectiveness, client access to services and quality of care. The evaluation shall
21 compare the costs of care in a nursing home, as defined in section 50.01 (3) of the
22 statutes, to the costs of care in a community setting and shall provide a breakdown
23 of individual costs involved.

24 (3z) STUDY OF SPECIAL TRANSFER PROGRAM. The joint legislative council is
25 requested to conduct a study of the special transfer program under subchapter VI of

1 chapter 121 of the statutes. If the joint legislative council conducts the study, it shall
2 report its findings, conclusions and recommendations to the legislature in the
3 manner provided under section 13.172 (2) of the statutes by July 1, 2000.

4 (4c) GRADUATE MEDICAL EDUCATION STUDY. The joint legislative council is
5 requested to conduct a study to explore funding sources alternative to assessments
6 imposed on hospitals to support the training of providers that serve medical
7 assistance recipients or practice in areas of the state that have a shortage of health
8 care providers, including the feasibility of establishing a trust fund for graduate
9 medical education to provide a broadly based funding source of state, federal and
10 private funds. If the joint legislative council conducts the study, it shall report its
11 findings, conclusions and recommendations to the legislature in the manner
12 provided under section 13.172 (2) of the statutes by January 1, 2001.

13 ~~SECTION 9132. Nonstatutory provisions; lieutenant governor.~~

14 ~~SECTION 9133. Nonstatutory provisions; lower Wisconsin state~~
15 ~~riverway board.~~

16 ~~SECTION 9134. Nonstatutory provisions; Medical College of Wisconsin.~~

17 SECTION 9135. Nonstatutory provisions; military affairs.

18 (1z) REQUEST FOR ADDITIONAL FUNDING FOR TUITION GRANT PROGRAM. If the
19 department of military affairs determines that the amount appropriated under
20 section 20.465 (2) (a) of the statutes for the payment of national guard tuition grants
21 is anticipated to be insufficient to fully fund the eligible tuition costs under section
22 21.49 of the statutes in fiscal year 1999–2000 or in fiscal year 2000–01, the
23 department shall, during that fiscal year, request the additional funding necessary
24 to fully fund the eligible tuition costs from the joint committee on finance.

1 (2e) **BADGER CHALLENGE PROGRAM.** The authorized FTE positions for the
2 department of military affairs are increased by 0.90 GPR position, to be funded from
3 the appropriation under section 20.465 (4) (b) of the statutes, and 0.10 PR position,
4 to be funded from the appropriation under section 20.465 (4) (k) of the statutes, for
5 a mentorship coordinator in the Badger Challenge program. In 2000–01 the
6 authorized FTE positions for the department of military affairs are decreased by 0.15
7 GPR position and increased by 0.15 PR position to reflect modified funding of the
8 mentorship coordinator position.

9 **SECTION 9136. Nonstatutory provisions; natural resources.**

10 (1) **RULES FOR SAFETY PROGRAMS OF INSTRUCTION.** The department of natural
11 resources may use the procedure under section 227.24 of the statutes to promulgate
12 rules under sections 23.33 (5) (d), 29.591 (3), 30.74 (1) (b) and 350.055 of the statutes,
13 as affected by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes,
14 the emergency rules may remain in effect until April 1, 2000, or the date on which
15 permanent rules take effect, whichever is sooner. Notwithstanding section 227.24
16 (1) (a) and (3) of the statutes, the department is not required to provide evidence that
17 promulgating a rule under this subsection as an emergency rule is necessary for the
18 preservation of public peace, health, safety or welfare and is not required to provide
19 a finding of emergency for a rule promulgated under this subsection.

20 (2) **EMERGENCY RULES FOR BROWNFIELD SITE ASSESSMENT GRANT PROGRAM.** Using
21 the procedure under section 227.24 of the statutes, the department of natural
22 resources shall promulgate rules required under section 292.75 of the statutes, as
23 created by this act, for the period before permanent rules become effective, but not
24 to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.
25 Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department

1 is not required to provide evidence that promulgating a rule under this subsection
2 as an emergency rule is necessary for the preservation of the public peace, health,
3 safety or welfare and is not required to provide a finding of emergency for a rule
4 promulgated under this subsection.

5 (2e) STUDY OF LANDFILL REMEDIATION. The department of natural resources shall
6 enter into a contract for a study of the landfill cleanup issue in this state. The study
7 shall identify all closed landfills and estimate the cost of remedial action at all of
8 those landfills. The department of natural resources shall also identify potential
9 mechanisms for funding that remedial action, including mechanisms used
10 successfully in other states. The department shall report the results of the study to
11 the legislature in the manner provided under section 13.172 (2) of the statutes no
12 later than January 1, 2001.

13 (2g) COMPUTER UPGRADES EXCLUDED FROM BASE. Notwithstanding section 16.42
14 (1) (e) of the statutes, in submitting information under section 16.42 of the statutes
15 for purposes of the 2001–03 biennial budget bill, the department of natural resources
16 shall submit a dollar amount for the appropriation under section 20.370 (2) (hq) of
17 the statutes that is \$325,000 less than the total amount appropriated under section
18 20.370 (2) (hq) of the statutes for the 2001–01 fiscal year, before submitting any
19 information relating to any increase or decrease in the dollar amount for that
20 appropriation for the 2001–03 fiscal biennium.

21 (3) RULES CONCERNING NATURAL ATTENUATION OF GROUNDWATER CONTAMINATION.
22 Using the procedure under section 227.24 of the statutes, the department of natural
23 resources shall promulgate the rules required under section 292.15 (2) (ae) of the
24 statutes, as created by this act, for the period before the effective date of the
25 permanent rules under that provision, but not to exceed the period authorized under

1 section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a),
2 (2) (b) and (3) of the statutes, the department is not required to provide evidence that
3 promulgating rules under this subsection is necessary for the preservation of the
4 public peace, health, safety or welfare and is not required to provide a finding of
5 emergency for rules promulgated under this subsection.

6 (3d) FUNDING AND POSITIONS FOR AIR POLLUTION CONTROL CONSTRUCTION PERMIT
7 PROGRAM. If a rule modifying the fees under section 285.69 (1) (a) of the statutes for
8 reviewing and acting upon air pollution control construction permits takes effect
9 during the 1999–2001 fiscal biennium, the department of natural resources shall do
10 all of the following:

11 (a) Request the governor under section 16.505 of the statutes to increase the
12 authorized level of full-time equivalent positions funded from the appropriation
13 account under section 20.370 (2) (ci) of the statutes for reviewing and acting upon air
14 pollution control construction permits.

15 (b) Request the secretary of administration under section 16.515 of the statutes
16 to supplement the appropriation under section 20.370 (2) (ci) of the statutes for the
17 purpose of increasing funding for reviewing and acting upon air pollution control
18 construction permits.

19 (3x) WASTEWATER DISCHARGE FEES.

20 (a) *Report.* The department of natural resources shall prepare a report on
21 wastewater discharge fees under section 299.15 (3) (am) of the statutes. The
22 department shall include any recommendation for statutory changes needed to
23 implement section 299.15 (3) (e) of the statutes, as created by this act. The
24 department shall submit its report to the appropriate standing committees of the

1 legislature in the manner provided under section 13.172 (3) of the statutes and to the
2 joint committee on finance no later than May 1, 2000.

3 (b) *Rules.* The department of natural resources shall submit in proposed form
4 the rules required under section 299.15 (3) (e) of the statutes, as created by this act,
5 to the legislative council staff under section 227.15 (1) of the statutes no later than
6 May 1, 2000, and shall promulgate the rules no later than January 1, 2001, unless
7 action by the legislature under chapter 227 of the statutes prevents the department
8 from meeting this deadline.

9 (3yt) RULES RELATED TO PETROLEUM STORAGE REMEDIAL ACTION PROGRAM. The
10 department of natural resources shall submit in proposed form any changes in its
11 rules necessary to conform to the rules under section 101.143 (2) (h), (i) and (j) of the
12 statutes, as created by this act, to the legislature under section 227.19 of the statutes
13 no later than June 1, 2000.

14 (4) DRINKING WATER STUDY. During the 1999–2001 fiscal biennium, the
15 department of natural resources shall provide a grant from the appropriation under
16 section 20.370 (6) (ck) of the statutes, as created by this act, to the town of Swiss,
17 Burnett County, and the St. Croix band of Chippewa for a study to determine the best
18 technological approaches to addressing water quality problems threatening
19 drinking water and overall water quality problems of the St. Croix, Namckagon and
20 Yellow rivers and for engineering design and feasibility activities related to
21 construction of wastewater and drinking water treatment facilities. The town and
22 the band shall submit a report describing the findings of the study to the department
23 of natural resources and the department of administration no later than January 1,
24 2001.

25 (4x) LAND RECYCLING LOAN FOR THE CITY OF KENOSHA.

1 (a) Except as provided in paragraph (b), the department of natural resources
2 and the department of administration shall provide a loan bearing no interest under
3 section 281.60 of the statutes to the city of Kenosha in the amount of \$3,000,000.
4 Section 281.60 (2r) to (11) of the statutes, as affected by this act, does not apply to the
5 loan under this paragraph. The department of natural resources, the department
6 of administration and the city of Kenosha shall enter into a financial assistance
7 agreement that specifies the use of the loan, the terms of repayment of the loan and
8 a schedule for the dispersal of funds and for completion of the activities to be funded
9 by the loan.

10 (b) Paragraph (a) does not apply if the department of natural resources, the
11 department of administration and the city of Kenosha do not enter into the financial
12 assistance agreement before July 1, 2000.

13 (5) RADIO SERVICES.

14 (a) *Position increases.* The authorized FTE positions for the department of
15 natural resources are decreased by 7.0 SEG positions, funded from the appropriation
16 under section 20.370 (8) (mu) of the statutes, for the performance of duties primarily
17 related to radio services.

18 (b) *Employe transfers.* There are transferred from the department of natural
19 resources to the department of transportation 7.0 FTE incumbent employes holding
20 positions in the department of natural resources performing duties primarily related
21 to radio services.

22 (c) *Employe status.* Employes transferred under paragraph (b) have all the
23 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
24 statutes in the department of transportation that they enjoyed in the department of
25 natural resources immediately before the transfer. Notwithstanding section 230.28

1 (4) of the statutes, no employe so transferred who has attained permanent status in
2 class is required to serve a probationary period.

3 (d) *Payments to the department of transportation.* If the department of
4 transportation provides radio services to the department of natural resources under
5 section 85.12 of the statutes in fiscal years 1999–2000 and 2000–01, the department
6 of natural resources shall make payments to the department of transportation for
7 these services from the appropriations under section 20.370 (8) (mt) of the statutes,
8 as affected by this act, and section 20.370 (8) (mu) of the statutes on the first day of
9 each quarter of fiscal years 1999–2000 and 2000–01, except that the department of
10 natural resources shall make its first payment in fiscal year 1999–2000 on July 31,
11 1999, or 10 days after the effective date of this paragraph, whichever occurs later.

12 (6) DATABASE OF PROPERTIES ON WHICH GROUNDWATER STANDARDS ARE EXCEEDED.
13 Using the procedure under section 227.24 of the statutes, the department of natural
14 resources may promulgate a rule under section 292.57 (2) of the statutes, as created
15 by this act, for the period before the effective date of the rule promulgated under
16 section 292.57 (2) of the statutes, as created by this act, but not to exceed the period
17 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
18 section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required
19 to provide evidence that promulgating a rule under this subsection as an emergency
20 rule is necessary for the preservation of the public peace, health, safety or welfare
21 and is not required to provide a finding of emergency for a rule promulgated under
22 this subsection.

23 (6g) LOCAL GOVERNMENTAL UNIT NEGOTIATION AND COST RECOVERY PROCESS. No
24 later than January 1, 2001, the department of natural resources shall submit to the
25 legislature, in the manner provided under section 13.172 (2) of the statutes, proposed

1 legislation to make the process for local governmental unit negotiation and cost
2 recovery under section 292.35 of the statutes more efficient and clear. The
3 department shall propose legislation that includes provisions that do all of the
4 following:

5 (a) Provide a more efficient method of providing notice to all parties.

6 (b) Clarify the liability provisions.

7 (c) Clarify the provisions related to the identification of responsible parties.

8 (d) Provide local governmental units with a clear method of dealing with
9 information discovered late in the negotiation and cost recovery process.

10 (e) Require responsible parties to state the basis for their objection to a local
11 governmental unit's offer to settle before seeking designation of an umpire.

12 (f) Require potential umpires to be environmental experts.

13 (g) Require an umpire to submit a proposed recommendation under section
14 292.35 (6) (a) of the statutes and give the parties a period for making comments
15 before the umpire finalizes the recommendation.

16 (6h) BIBLIOGRAPHY OF GROUNDWATER INFORMATION. During the 1999–2001 fiscal
17 biennium, the department of natural resources shall create a bibliography of
18 information, on a geographic basis, that identifies all sources of general and
19 site-specific information about groundwater.

20 (7) STUDY OF LAND APPLICATION OF SEPTAGE. The department of natural resources
21 shall study this state's program for regulating the application of septage to land. No
22 later than September 1, 2000, the department shall submit a report presenting the
23 results of the study, including relevant data, identification of problems and
24 recommendations to improve the program, to the legislature in the manner provided

1 in section 13.172 (2) of the statutes, to the governor and to the department of
2 administration.

3 (7g) RULES FOR URBAN STORM WATER LOAN PROGRAM. The department of natural
4 resources shall submit in proposed form the rules required under section 281.595
5 (12) of the statutes, as created by this act, to the legislative council staff under section
6 227.15 (1) of the statutes no later than February 1, 2000, and shall promulgate the
7 rules no later than December 31, 2000, unless action by the legislature under chapter
8 227 of the statutes prevents the department from meeting this deadline.

9 (8tt) AIR EMISSION FEE RULES. The department of natural resources shall submit
10 in proposed form the rules required under section 285.69 (2) (a) 7. to 11. of the
11 statutes, as created by this act, to the legislative council staff under section 227.15
12 (1) of the statutes no later than July 1, 2001, and shall promulgate the rules no later
13 than March 1, 2002, unless action by the legislature under chapter 227 of the
14 statutes prevents the department from meeting this deadline.

15 (8tu) AIR EMISSION FEE STATUTORY CHANGES. Notwithstanding section 16.42 (1)
16 of the statutes, in submitting information under section 16.42 of the statutes for
17 purposes of the 2001–03 biennial budget act, the department of natural resources
18 shall include any proposed statutory changes that the department determines are
19 necessary to implement the proposed rules under section 285.69 (2) (a) 7. to 11. of the
20 statutes, as created by this act.

21 (8tv) ADVISORY COMMITTEE FOR AIR MANAGEMENT PERFORMANCE STANDARDS. The
22 natural resources board shall establish a committee under section 15.04 (1) (c) of the
23 statutes to advise the department of natural resources in the development of the
24 performance measurements under section 285.11 (18) of the statutes, as created by
25 this act. The board shall include on the committee industry representatives who are

1 knowledgeable about performance and productivity assessment in the area of
2 environmental management, as well as other interested persons.

3 (9) GRANTS FOR WHEELCHAIR RECYCLING PROJECT. From the appropriation under
4 section 20.370 (6) (br) of the statutes, as affected by this act, the department of
5 natural resources shall award the following grants to the Wheelchair Recycling
6 Project, a part of the Madison chapter of the National Spinal Cord Injury Association,
7 for the purpose of refurbishing used wheelchairs and other mobility devices and
8 returning them to use by persons who otherwise would not have access to needed or
9 appropriate equipment:


10 (a) On the first day of the first month beginning after the effective date of this
11 paragraph, \$75,000.

12 (b) On July 1, 2000, \$50,000.

13 ~~(9)~~ ^{9cm} MATCHING GRANTS FOR WHEELCHAIR RECYCLING PROJECT. From the
14 appropriation account under section 20.370 (6) (br) of the statutes, the department
15 of natural resources shall award the following grants to the Wheelchair Recycling
16 Project, a part of the Madison chapter of the National Spinal Cord Injury Association,
17 for the purpose of opening a facility in Milwaukee for refurbishing used wheelchairs
18 and other mobility devices and returning them to use by persons who otherwise
19 would not have access to needed or appropriate equipment:

20 (a) On June 15, 2000, \$100,000, if the project raises \$100,000 for this purpose
21 from any source by June 15, 2000.

22 (b) On June 15, 2001, \$100,000, if the project raises \$100,000 for this purpose
23 from any source by June 15, 2001, in addition to the \$100,000 required under
24 paragraph (a).



1 (9c) OCONTO COUNTY BOAT LANDING PROJECT. From the appropriation under
2 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
3 natural resources shall provide to Oconto County funding for a boat landing and
4 breakwall in Park 2 in Oconto County. Oconto County and the department shall
5 contribute funding for the project. The department's contribution shall equal 80%
6 of the project's costs or \$727,200, whichever is less. Oconto County's contribution
7 may be in matching funds or may be in-kind contributions or both. The amount
8 expended under this subsection shall be considered an expenditure for a Great Lakes
9 project as provided in section 30.92 (4) (b) 6. of the statutes. This project need not
10 be placed on the priority list under section 30.92 (3) (a) of the statutes. This
11 subsection does not apply after June 30, 2001.

12 (9d) McDILL LAKE DREDGING PROJECT. From the appropriation under section
13 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the
14 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural
15 resources shall provide to the McDill Inland Lake Protection and Rehabilitation
16 District the amount that is necessary for the dredging of McDill Lake in Portage
17 County but the amount may not exceed \$250,000. The McDill Inland Lake
18 Protection and Rehabilitation District shall contribute funding for the project equal
19 to 50% of the project's cost. The McDill Inland Lake Protection and Rehabilitation
20 District's contribution may be in matching funds or may be in-kind contributions or
21 both. Notwithstanding section 30.92 (4) (b) 7. or 8. a. of the statutes, the dredging
22 project specified under this subsection qualifies as a recreational boating project for
23 the purpose of expending moneys under this subsection. This project need not be
24 placed on the priority list under section 30.92 (3) (a) of the statutes. This subsection
25 does not apply after June 30, 2001.

1 (9f) RIVERFRONT PARKWAY DEVELOPMENT PROJECT. From the appropriation under
2 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
3 natural resources shall provide \$350,000 to the city of Janesville for a project to
4 develop the riverfront parkway that includes the development of a marina with a
5 boat launch and transient boat slips. The amount expended under this subsection
6 shall be considered an expenditure for an inland water project under section 30.92
7 (4) (b) 6. of the statutes. Notwithstanding section 30.92 (4) (b) 4., 7. or 8. of the
8 statutes, the project specified under this subsection qualifies as a recreational
9 boating project for the purpose of expending moneys under this subsection.
10 Notwithstanding section 30.92 (4) (b) 2. of the statutes, the city of Janesville need not
11 contribute any moneys to match the amount expended from the appropriation under
12 section 20.370 (5) (cq) of the statutes. This project need not be placed on the priority
13 list under section 30.92 (3) (a) of the statutes. This subsection does not apply after
14 June 30, 2001.

15 (9g) MILWAUKEE HARBOR PROJECT. From the appropriation under section 20.370
16 (5) (cq) of the statutes, as affected by this act, the department of natural resources
17 shall provide to Milwaukee County funding for a dredging project of a navigable
18 channel on Lake Michigan within Milwaukee harbor. Milwaukee County and the
19 department shall contribute funding for the project. The department shall
20 contribute funding for the project equal to 50% of the project's cost or \$212,000,
21 whichever is less. Milwaukee County's contribution may be in matching funds or
22 may be in-kind contributions or both. The amount expended under this subsection
23 shall be considered an expenditure for a Great Lakes project as provided in section
24 30.92 (4) (b) 6. of the statutes. Notwithstanding section 30.92 (4) (b) 7. or 8. of the
25 statutes, the dredging project specified under this subsection qualifies as a

1 recreational boating project for the purpose of expending moneys under this
2 subsection. The project need not be placed on the priority list under section 30.92 (3)
3 (a) of the statutes. This subsection does not apply after June 30, 2000.

4 (9s) KEMPER CENTER EROSION CONTROL STUDY. From the appropriation under
5 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
6 natural resources shall provide to Kenosha County \$50,000 for an erosion control
7 study under section 30.92 (2) of the statutes of a park owned by Kenosha County that
8 is located on the shores of Lake Michigan in the city of Kenosha and that is known
9 as Kemper Center. Notwithstanding section 30.92 (4) (b) 2. of the statutes, Kenosha
10 County need not contribute any moneys to match the amount expended from the
11 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act. The
12 Wisconsin waterways commission need not approve the study under section 30.92
13 (2) (a) of the statutes. This subsection does not apply after June 30, 2000.

14 (10d) URBAN FORESTRY GRANT FOR MILWAUKEE. From the appropriation under
15 section 20.370 (5) (bw) of the statutes, the department of natural resources shall
16 provide \$50,000 in fiscal year 1999–2000 and \$50,000 in fiscal year 2000–01 to the
17 city of Milwaukee for a tree planting demonstration project.

18 (10g) STEWARDSHIP PROGRAMS. The department of natural resources may
19 promulgate emergency rules under section 227.24 of the statutes implementing
20 sections 23.09 (20m) and 30.24 of the statutes, as created by this act. The department
21 may also promulgate emergency rules under section 227.24 of the statutes
22 implementing any provisions of section 23.0915 of the statutes, as affected by this
23 act, or section 23.0917 of the statutes, as created by this act, if the rules are necessary
24 for the department to act as authorized or required under section 23.0915 of the
25 statutes, as affected by this act, or section 23.0917 of the statutes, as created by this

1 act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, the emergency
2 rules promulgated under this subsection may remain in effect until June 30, 2001,
3 or until the date on which the permanent rules take effect, whichever is sooner.
4 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
5 required to provide evidence that promulgating a rule under this subsection as an
6 emergency rule is necessary for the preservation of public peace, health, safety or
7 welfare and is not required to provide a finding of emergency for a rule promulgated
8 under this subsection.

9 (10m) STUDY ON WILD CRANES. From the appropriation under section 20.370 (1)
10 (Lk) of the statutes, as created by this act, the department of natural resources shall
11 provide in fiscal year 1999–2000 a total of \$55,000 and in fiscal year 2000–01 a total
12 of \$60,000 to the University of Wisconsin and the International Crane Foundation
13 jointly for a study of crop damage caused in this state by cranes. The study shall be
14 completed before July 1, 2001.

15 (10v) ADMINISTRATIVE FUNDING LIMIT. The department of natural resources
16 shall, on or before April 1, 2000, under section 13.101 of the statutes, request that
17 the joint committee on finance change the authorized level of full-time equivalent
18 positions in the department, or portions of those positions, and transfer funds
19 between appropriations as a result of the expenditure limit imposed under section
20 25.29 (3m) of the statutes, as created by this act. Notwithstanding section 13.101 (3)
21 (a) of the statutes, the committee is not required to find that an emergency exists
22 before acting upon any such request."

23 (10z) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of
24 natural resources shall set aside in fiscal year 1999–2000, from the appropriation
25 under section 20.370 (5) (cq) of the statutes, as affected by this act, \$300,000 for the

1 Southeastern Wisconsin Fox River commission. The commission may use these
2 funds for its activities authorized under subchapter VI of chapter 33 of the statutes
3 and for providing matching funding for any grants that the commission may be able
4 to obtain. This subsection does not apply after June 30, 2001.

5 (11d) SCENIC DEVELOPMENT ALONG ST. CROIX. From the appropriation under
6 section 20.370 (5) (bw) of the statutes, the department of natural resources in fiscal
7 year 1999–2000 shall provide an urban forestry grant of \$10,000 to the city of Hudson
8 for scenic development along the St. Croix River adjacent to the wastewater
9 treatment plant that is located on STH 35. The scenic development is considered to
10 be a tree project for purposes of section 23.097 of the statutes. The city of Hudson
11 does not need to contribute any matching funding for this grant.

12 (11g) FORESTRY DIVISION POSITION. The authorized FTE positions for the
13 department of natural resources are increased by 1.0 SEG position, to be funded from
14 the appropriation under section 20.370 (1) (mu) of the statutes for the purpose of the
15 administration of the division of forestry in the department of natural resources.

16 (11m) USE OF TRUST FUND. The department of natural resources may not direct
17 that any funds in the trust fund established under the case of *State v. Menard, Inc.*,
18 Eau Claire County Circuit Court case number 97 CF 657, be used to provide grants
19 for municipal household hazardous waste disposal programs until the joint
20 committee on finance approves an expenditure plan for those funds. The department
21 shall ensure that any funds remaining in the trust fund on December 31, 2002, are
22 paid into the common school fund.

23 ~~SECTION 9137. Nonstatutory provisions; personnel commission.~~

24 ~~SECTION 9138. Nonstatutory provisions; public defender board.~~

25 SECTION 9139. Nonstatutory provisions; public instruction.

X

1 (1d) NEWSLINE. In consultation with the Wisconsin Regional Library for the
2 Blind and Physically Handicapped in the city of Milwaukee, the department of public
3 instruction shall enter into a 2-year extension of the contract specified in 1997
4 Wisconsin Act 27, section 9140 (5m), with the National Federation of the Blind to
5 provide the Newslite electronic information service. The department of public
6 instruction shall use the moneys transferred to the appropriation account under
7 section 20.255 (1) (ke) of the statutes under SECTION 9241 (1d) of this act to pay the
8 costs incurred under this subsection.

9 (1e) DEFINITION OF STATE SCHOOL AIDS. Notwithstanding section 121.15 (3m) (a)
10 2. of the statutes, as affected by this act, the definition of state school aids under
11 section 121.15 (3m) (a) 2. of the statutes, as affected by this act, includes all of the
12 following:

13 (a) In the 1999–2000 school year, \$927,100.

14 (b) In the 2000–01 school year, \$1,695,700.

15 (1f) NATIONAL TEACHER CERTIFICATION. Notwithstanding section 115.42 (1) (b)
16 of the statutes, as created by this act, if a person who is eligible for a grant under
17 section 115.42 (1) (a) of the statutes became certified by the National Board for
18 Professional Teaching Standards before the effective date of this subsection, the
19 department of public instruction shall award the grant under section 115.42 (1) of the
20 statutes in the 1999–2000 fiscal year.

21 ~~del. space~~

22 (2g) AGRICULTURAL EDUCATION CONSULTANT. The authorized FTE positions for
23 the department of public instruction, funded from the appropriation under section
24 20.255 (1) (q) of the statutes, are increased by 1.0 SEG position for an agricultural
25 education consultant.

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(3x) RESIDENTIAL SCHOOL PLANNING GRANT.

(a) Notwithstanding section 118.153 (4) (b) of the statutes, the department of public instruction shall withhold from the school board of the school district operating under chapter 119 of the statutes \$100,000 of the amount to which the school board is entitled under that section in the 1999-2000 fiscal year.

(b) From the appropriation under section 20.255 (2) (bc) of the statutes, as affected by this act, the department of public instruction shall award a grant of \$100,000 to the Foundation of Schools for Educational Evolution and Development for the purpose of planning a residential school in southeastern Wisconsin.

(2c) TRANSITION PLAN; WISCONSIN CENTER FOR THE BLIND AND VISUALLY IMPAIRED.

The state superintendent of public instruction shall prepare a transition plan that sets forth specific funding and staffing recommendations for the operation of the Wisconsin Center for the Blind and Visually Impaired and describe the appropriate steps for phasing in the appropriate program modifications. The state superintendent shall consult with the blind and visual impairment education council in the preparation of the plan. The blind and visual impairment education council shall review the plan. The state superintendent shall submit the plan to the governor no later than the first day of the 7th month beginning after the effective date of this subsection. The state superintendent shall also simultaneously submit a copy of the plan to the legislature in the manner provided under section 13.172 (2) of the statutes.

(2cc) BLIND AND VISUAL IMPAIRMENT EDUCATION COUNCIL. Notwithstanding the length of term specified in section 15.377 (1) (c) of the statutes, as affected by this act, the initial members of the blind and visual impairment education council appointed under section 15.377 (1) (c) 4. and 7. of the statutes, as affected by this act, one of the

1 members appointed under section 15.377 (1) (c) 1. of the statutes, as affected by this
2 act, one of the members appointed under section 15.377 (1) (c) 2. of the statutes, as
3 affected by this act, one of the members appointed under section 15.377 (1) (c) 3. of
4 the statutes, as affected by this act, and one of the members appointed under section
5 15.377 (1) (c) 9. of the statutes, as affected by this act, shall serve for terms expiring
6 on July 1, 2000; the initial members appointed under section 15.377 (1) (c) 5. and 8.
7 of the statutes, as affected by this act, one of the members appointed under section
8 15.377 (1) (c) 1. of the statutes, as affected by this act, one of the members appointed
9 under section 15.377 (1) (c) 2. of the statutes, as affected by this act, one of the
10 members appointed under section 15.377 (1) (c) 3. of the statutes, as affected by this
11 act, and one of the members appointed under section 15.377 (1) (c) 9. of the statutes,
12 as affected by this act, shall serve for terms expiring on July 1, 2001, and the initial
13 member appointed under section 15.377 (1) (c) 6. of the statutes, as affected by this
14 act, one of the members appointed under section 15.377 (1) (c) 1. of the statutes, as
15 affected by this act, one of the members appointed under section 15.377 (1) (c) 2. of
16 the statutes, as affected by this act, one of the members appointed under section
17 15.377 (1) (c) 3. of the statutes, as affected by this act, and one of the members
18 appointed under section 15.377 (1) (c) 9. of the statutes, as affected by this act, shall
19 serve for terms expiring on July 1, 2002.

20 (2d) STATE AID FOR DEBT SERVICE. Notwithstanding section 67.05 (6a) (a) 2. and
21 (b) of the statutes, a school board shall hold a referendum before June 30, 2001, on
22 an initial resolution to raise an amount of money by a bond issue if any portion of
23 bond proceeds are to be used to fulfill a contract under section 118.43 of the statutes.
24 The copy of the resolution included in the ballot shall identify the amount of the bond
25 proceeds that will be used to fulfill the contract under section 118.43 of the statutes.

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1 (3d) HIGH SCHOOL GRADUATION EXAMINATION. The authorized FTE positions for
2 the department of public instruction are increased by 4.0 GPR project positions, to
3 be funded from the appropriation under section 20.255 (1) (dw) of the statutes, for
4 the purpose of developing the high school graduation examination, for the period
5 beginning on January 1, 2000, and ending on December 31, 2001.

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SECTION 9140. Nonstatutory provisions; public lands, board of commissioners of.

9 (1d) TRUST FUND LOANS. No later than December 1, 1999, the board of
10 commissioners of public lands shall submit a report to the cochairpersons of the joint
11 committee on finance detailing the accounting and administrative actions taken by
12 the board to permit the acceptance of advance payments of loans during any
13 repayment period under section 24.63 (4) of the statutes, as affected by this act.

SECTION 9141. Nonstatutory provisions; public service commission.

(1) TRANSFER OF EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM.

(a) In this subsection:

- 16 1. "Board" means the technology for educational achievement in Wisconsin
- 17 board.
- 18 2. "Commission" means the public service commission.
- 19 3. "Secretary" means the secretary of administration.

20 (b) During the period beginning on the effective date of this paragraph and
21 ending on the first day of the 3rd month beginning after the effective date of this
22 paragraph, the commission shall cooperate with the board in providing orderly and
23 efficient transfers under this subsection. On the first day of the 3rd month beginning
24 after the effective date of this paragraph, all of the following apply:

1 1. All rules that have been promulgated by the commission under section
2 196.218 (4r) (b), 1997 stats., and that are in effect shall become rules of the board and
3 shall remain in effect until their specified expiration dates or until amended or
4 repealed by the board. All determinations that have been made by the commission
5 under section 196.218 (4r) (g), 1997 stats., regarding documentation of contracts
6 shall become determinations of the board and shall remain in effect until modified
7 or rescinded by the board.

8 2. Any matter relating to the administration of the educational
9 telecommunications access program under section 196.218 (4r), 1997 stats., that is
10 pending with the commission is transferred to the board, and all materials submitted
11 to or actions taken by the commission with respect to the pending matter are
12 considered to have been submitted to or taken by the board.

13 3. All tangible personal property, including records, of the commission
14 pertaining to the administration of the educational telecommunications access
15 program under section 196.218 (4r), 1997 stats., as determined by the secretary, is
16 transferred to the board.

17 4. All contracts entered into by the commission in effect on the effective date
18 of this subdivision pertaining to the administration of the educational
19 telecommunications access program under section 196.218 (4r), 1997 stats., as
20 determined by the secretary, remain in effect and are transferred to the board. The
21 board shall carry out any obligations under such a contract until the contract is
22 modified or rescinded by the board to the extent allowed under the contract.

23 5. The assets and liabilities of the commission pertaining to the administration
24 of the educational telecommunications access program under section 196.218 (4r),

X

1 1997 stats., as determined by the secretary, shall become the assets and liabilities
2 of the board.

3 (5m) MEMORANDUM OF UNDERSTANDING REGARDING CERTAIN CONSUMER
4 COMPLAINTS. Not later than the first day of the 13th month after the effective date
5 of this subsection, the public service commission shall enter into a memorandum of
6 understanding with the department of agriculture, trade and consumer protection
7 and the department of justice for the purpose of coordinating each party's efforts to
8 respond to and address consumer complaints regarding telecommunication
9 services.

10 (2zt) RENEWABLE RESOURCES, ENVIRONMENTAL IMPACT AND RELIABILITY STATUS
11 RULES.

12 (a) Using the procedure under section 227.24 of the statutes, the public service
13 commission shall promulgate the rules required under sections 196.025 (2) and (3)
14 and 196.378 (3) (a) of the statutes, as created by this act, for the period before the
15 effective date of the permanent rules promulgated under that section, but not to
16 exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes.
17 Notwithstanding section 227.24 (1) and (3) of the statutes, the commission is not
18 required to make a finding of emergency.

19 (b) The public service commission shall submit in proposed form the rules
20 required under sections 196.025 (2) and (3) and 196.378 (3) (a) of the statutes, as
21 created by this act, to the legislative council staff under section 227.15 (1) of the
22 statutes no later than the first day of the 6th month beginning after the effective date
23 of this paragraph.

24 **SECTION 9142. Nonstatutory provisions; regulation and licensing.**

25 (1) HEARING INSTRUMENT SPECIALIST LICENSES.

1 (a) The department of regulation and licensing shall pay a renewal fee refund
2 of \$150 to a person who holds a valid audiologist license if he or she has held a valid
3 hearing instrument specialist license that was renewed on February 1, 1998, and he
4 or she surrenders the hearing instrument specialist license to the department on or
5 before the first day of the 3rd month beginning after the effective date of this
6 paragraph.

7 (b) Notwithstanding sections 440.08 (2) (a) 38. and 459.09 of the statutes, as
8 affected by this act, a person that applies to renew a hearing instrument specialist
9 license that expires on February 1, 2001, is required to pay a renewal fee of 50% of
10 the amount specified in section 440.08 (2) (a) 38. of the statutes, as affected by this
11 act.

12 (2t) INITIAL APPOINTMENTS TO THE ATHLETIC TRAINERS AFFILIATED CREDENTIALING
13 BOARD.

14 (a) Notwithstanding section 15.406 (4) of the statutes, as created by this act,
15 the initial athletic trainer members of the athletic trainers affiliated credentialing
16 board need not be licensed under subchapter VI of chapter 448 of the statutes, as
17 created by this act, to be appointed to and serve as members of the affiliated
18 credentialing board until the first day of the 13th month beginning after the effective
19 date of this paragraph.

20 (b) Notwithstanding section 15.406 (4) of the statutes, as created by this act,
21 the initial members of the athletic trainers affiliated credentialing board shall be
22 appointed by the first day of the 4th month beginning after the effective date of this
23 paragraph for the following terms:

1 1. One athletic trainer member and one member who is licensed to practice
2 medicine and surgery under subchapter II of chapter 448 of the statutes, for terms
3 expiring on July 1, 2000.

4 2. One athletic trainer member, for a term expiring on July 1, 2001.

5 3. One public member and one athletic trainer member, for terms expiring on
6 July 1, 2002.

7 4. One athletic trainer member, for a term expiring on July 1, 2003.

8 **SECTION 9143. Nonstatutory provisions; revenue.**

9 (1x) INTEGRATED TAX SYSTEM. The department of revenue shall submit a report
10 to the joint committee on finance, by January 1, 2002, that identifies any additional
11 revenue that has been generated by the implementation of the integrated tax system,
12 as created under 1997 Wisconsin Act 27, section 9143 (4z), and as affected by this act.

13 (2t) RELEASE OF CERTAIN LOTTERY RETAILER COMPENSATION APPROPRIATIONS.

14 (a) The department of revenue may not encumber or expend moneys
15 appropriated to it under section 20.566 (8) (r) of the statutes for the purpose of
16 providing additional compensation to lottery retailers under the retailer
17 performance program until the department of revenue submits a retailer
18 performance program plan based upon administrative rules proposed under section
19 565.02 (4) (g) of the statutes, as created by this act, to the joint committee on finance.

20 (b) If the cochairpersons of the committee do not notify the department of
21 revenue within 14 working days after the date of the department's submittal under
22 paragraph (a) that the committee has scheduled a meeting for the purpose of
23 reviewing the retailer performance program plan submitted under paragraph (a),
24 the secretary of administration shall direct that the moneys may be encumbered or
25 expended. If, within 14 working days after the date of the department's submittal,

1 the cochairpersons of the committee notify the department that the committee has
2 scheduled a meeting for the purpose of reviewing the proposed plan, the moneys may
3 be encumbered or expended only upon approval of the plan by the committee.

4 (3b) REAL ESTATE TRANSFER FORM.

5 (a) The department of revenue shall identify nonessential items on the real
6 estate transfer form and, based on that identification, develop a simplified real estate
7 transfer form.

8 (b) By January 1, 2000, the department of revenue shall submit the simplified
9 real estate transfer form developed under paragraph (a) to the cochairpersons of the
10 joint committee on finance. If the cochairpersons of the committee do not notify the
11 department within 14 working days after the date of the form's submittal that the
12 committee has scheduled a meeting for the purpose of reviewing the form, the form
13 may be implemented as proposed by the department. If, within 14 working days after
14 the date of the form's submittal, the cochairpersons of the committee notify the
15 department that the committee has scheduled a meeting for the purpose of reviewing
16 the proposed form, the form may be implemented only upon approval of the
17 committee.

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18 (3g) POSITION INCREASES, BUSINESS TAX REGISTRATION SYSTEM. The authorized
19 FTE positions for the department of revenue are increased by 3.0 PR positions, to be
20 funded from the appropriation under section 20.566 (1) (gb) of the statutes, for the
21 purpose of performing duties related to the business tax registration system.

22 (3h) TRANSFERS TO LOTTERY FUND.

23 (a) There is transferred from the appropriation account under section 20.505
24 (8) (g) of the statutes to the lottery fund an amount equal to the unencumbered
25 balance in the appropriation account under section 20.505 (8) (g), 1997 stats., on

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1 June 30, 1999, after the amounts were transferred under section 20.505 (8) (g) 1. and
2 1r., 1997 stats., and lapsed to the general fund under section 20.505 (8) (g) 2., 1997
3 stats., on June 30, 1999.

4 (b) There is transferred from the general fund to the lottery fund an amount
5 equal to the sum of the amounts transferred under section 20.505 (8) (g) 1. and 1r.,
6 1997 stats., and lapsed to the general fund under section 20.505 (8) (g) 2., 1997 stats.,
7 on June 30, 1999.

8 (3d) RECYCLING SURCHARGE; RULES.

9 (a) The department of revenue shall submit in proposed form rules to define
10 "gross receipts" under subchapter VII of chapter 77 of the statutes, as affected by this
11 act, to the legislative council staff under section 227.15 (1) of the statutes no later
12 than the first day of the 4th month beginning after the effective date of this
13 paragraph.

14 (b) Using the procedure under section 227.24 of the statutes, the department
15 of revenue may promulgate rules to define "gross receipts" under subchapter VII of
16 chapter 77 of the statutes, as affected by this act, for the period before the effective
17 date of the rules submitted under paragraph (a), but not to exceed the period
18 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
19 section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required
20 to provide evidence that promulgating a rule under this paragraph as an emergency
21 rule is necessary for the preservation of the public peace, health, safety or welfare
22 and is not required to provide a finding of emergency for a rule promulgated under
23 this paragraph.

24 (3dm) RECYCLING SURCHARGE; ADMINISTRATION. The authorized FTE positions for
25 the department of revenue are increased by 1.5 SEG positions, to be funded from the

1 appropriation under section 20.566 (1) (q) for the purpose of administering
2 subchapter VII of chapter 77 of the statutes, as affected by this act.

3 (3e) LOTTERY GENERAL PROGRAM OPERATIONS POSITION AUTHORIZATION. The
4 authorized FTE positions for the department of revenue are increased by 110.5 GPR
5 positions to be funded from the appropriation under section 20.566 (8) (a) of the
6 statutes, as created by this act, for the purpose of conducting general program
7 operations for the lottery.

8 (3f) LOTTERY AND GAMING CREDIT POSITION AUTHORIZATION. The authorized FTE
9 positions for the department of revenue are increased by 3.0 GPR positions to be
10 funded from the appropriation under section 20.566 (2) (am) of the statutes, as
11 created by this act, for the purpose of administering the lottery and gaming credit.

12 (3g) TRANSFER TO LOTTERY FUND. The legislature intends that the amounts
13 transferred from the general fund to the lottery fund under SECTION 9243 (2c) of this
14 act, be used to reimburse the lottery fund for expenditures made from October 1,
15 1995, to June 30, 1999, from the appropriations under section 20.455 (2) (r), 1995
16 stats., section 20.566 (2) (r), 1995 stats., section 20.566 (8) (q), (r) and (v), 1995 stats.,
17 section 20.835 (2) (q), 1995 stats., section 20.455 (2) (r), 1997 stats., section 20.566
18 (2) (r), 1997 stats., section 20.566 (8) (q), (r) and (v), 1997 stats., and section 20.835
19 (2) (q), 1997 stats.

20 (3c) ADOPTION OF FEDERAL INCOME TAX LAW CHANGES. Changes to the Internal
21 Revenue Code made by Public Laws 105-178, 105-206 and 105-277 apply to the
22 definitions of "Internal Revenue Code" in chapter 71 of the statutes, as affected by
23 this act, at the time that the changes apply for federal income tax purposes.

24 (3mv) SHARED REVENUE DISTRIBUTION.

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1 (a) Notwithstanding section 79.03 of the statutes, for the year 2000, the
2 department of revenue shall calculate the shared revenue payments under section
3 79.03 (4) of the statutes, as affected by this act, based on the total shared revenue
4 distribution to municipalities of \$761,478,000 and the total shared revenue
5 distribution to counties of \$168,981,800. The department of revenue shall then
6 increase the shared revenue payments for all municipalities and counties by a
7 uniform percentage so that the total amount of shared revenue payments under
8 section 79.03 (4) of the statutes distributed to municipalities is \$776,707,600 in the
9 year 2000 and the total amount of shared revenue payments under section 79.03 (4)
10 of the statutes distributed to counties is \$172,361,400.

11 (b) For purposes of calculating the shared revenue distribution to
12 municipalities and counties in 2001, the base amount for determining the minimum
13 and maximum entitlement under section 79.03 (3c) of the statutes is the total shared
14 revenue distribution in the year 2000 as determined under paragraph (a), less the
15 utility aid payments under section 79.04 of the statutes.

16 ~~**SECTION 9144. Nonstatutory provisions; secretary of state.**~~

17 **SECTION 9145. Nonstatutory provisions; state fair park board.**

18 (1tv) STATE FAIR PARK RACETRACK NOISE ABATEMENT PLAN. The state fair park
19 board shall submit to the joint committee on finance a plan for noise abatement at
20 the racetrack facility located in the state fair park. The plan shall be submitted
21 jointly with any lessee of the racetrack facility at the time of submittal of the plan.
22 If the committee approves the plan, the cochairpersons of the committee shall notify
23 the chairperson of the building commission in writing of the committee's approval.

24 **SECTION 9146. Nonstatutory provisions; supreme court.**

1 (1w) REPORT TO LEGISLATURE REGARDING RESERVE JUDGES. The director of state
2 courts shall, by October 1, 2000, submit a report to the governor, to the members of
3 the joint committee on finance, and to the appropriate standing committees of the
4 legislature in the manner provided under section 13.172 (3) of the statutes, regarding
5 the recruitment, retention and compensation of reserve judges.

6 (2f) STUDY AND REPORT ON METHODS OF JUDGE SELECTION.

7 (a) In this subsection, “minority group member” has the meaning given in
8 section 560.036 (1) (f) of the statutes.

9 (b) A committee composed of the chief justice of the supreme court, the chief
10 judge of the 1st judicial administrative district, 3 judges appointed by the chief
11 justice, one of whom shall be a minority group member, and 4 public members
12 appointed by the governor, 2 of whom shall be minority group members, shall study
13 judicial subdistricts and other methods of judge selection that would result in
14 increased racial and ethnic diversity of the judges in the courts. The governor shall
15 designate the chair of the committee. The chief judge of the 1st judicial
16 administrative district shall be the vice chair of the committee. No later than
17 December 31, 2000, the committee shall submit a report on its findings and
18 recommendations to the governor, the supreme court and to appropriate standing
19 committees of the senate and assembly in the manner specified in section 13.172 (3)
20 of the statutes. The director of state courts shall provide staff services to the
21 committee. Members of the committee shall be reimbursed for actual and necessary
22 expenses incurred in performing their duties as members of the committee from the
23 appropriation under section 20.680 (1) (a) of the statutes.

24 **SECTION 9147. Nonstatutory provisions; technical college system.**

1 (2ct) MILWAUKEE ENTERPRISE CENTER. In the 1999–2000 and 2000–01 fiscal
2 years, the state technical college system board shall pay the amount appropriated
3 to the board under section 20.292 (1) (ec) of the statutes, as created by this act, to the
4 Milwaukee Enterprise Center in the city of Milwaukee to renovate the center’s
5 training center and conference rooms.

6 (3w) AGRICULTURAL EDUCATION CONSULTANT. The authorized FTE positions for
7 the technical college system board to be funded from the appropriation under section
8 20.292 (1) (q) of the statutes, are increased by 0.75 SEG position for an agricultural
9 education consultant.

10 **SECTION 9148. Nonstatutory provisions; technology for educational**
11 **achievement in Wisconsin board.**

12 (1g) TELECOMMUNICATIONS ACCESS; PREEXISTING CONTRACTS. The technology for
13 educational achievement in Wisconsin board may not require, as a condition for
14 receiving a grant in the 1999–2000 fiscal year under section 44.73 (6) of the statutes,
15 as affected by this act, that a public or private school that is a member of the KSCADE
16 network applies for the rate discounts specified under 47 USC 254.

17 (1vt) PASSIVE REVIEW. Notwithstanding sections 13.101 (3) (a) and 20.865 (4) (u)
18 of the statutes, if the technology for educational achievement in Wisconsin board
19 submits a request to the joint committee on finance to supplement the appropriation
20 under section 20.275 (1) (s), (t) or (tm) of the statutes, as affected by this act, and
21 submits information related to the board’s estimated program demand and final,
22 annualized costs to the committee, and if the cochairpersons of the joint committee
23 on finance do not notify the board within 14 working days after the date of the board’s
24 request and submittal of information that the committee has scheduled a meeting
25 to review the request and information, the request is considered approved. If, within

1 14 working days after the submission of the request and information, the
2 cochairpersons of the committee notify the board that the committee has scheduled
3 a meeting to review the request, the request may be granted only upon approval of
4 the committee.

5 (1w) PROJECTIONS AND FUNDING FOR 2001-03 BIENNIAL BUDGET. Notwithstanding
6 section 16.42 (1) of the statutes, in submitting information under section 16.42 of the
7 statutes for the purposes of the 2001-03 biennial budget, the technology for
8 educational achievement in Wisconsin board shall include information concerning
9 all of the following:

10 (a) Projections concerning the ultimate size of the educational
11 telecommunications access program.

12 (b) How much of the funding required for the educational telecommunications
13 access program should be drawn from universal service fund assessments.

14 (c) Other funding sources if the recommended funding from the universal
15 service fund is less than the total projected costs for the educational
16 telecommunications access program.

17 (d) How long entities participating in the educational telecommunications
18 access program should continue to receive subsidies under the program and how best
19 to phase out the program.

20 (2g) GRANT FOR INTERNET-BASED INSTRUCTIONAL PROGRAM. By 15 days after the
21 day after publication, the technology for educational achievement in Wisconsin
22 board shall provide a grant in the amount of \$502,000 to the board of regents of the
23 University of Wisconsin System to maintain, until September 1, 2001, a Web site
24 developed by the University of Wisconsin-Milwaukee to instruct teachers of grades
25 kindergarten to 12 on the integration of technology into the classroom; to store lesson

1 plans concerning the use of technology in the classroom, arranged by grade and
2 subject matter; and to direct teachers to Web sites containing educational resources.

3 (2x) RULES RELATING TO EDUCATIONAL TECHNOLOGY TRAINING GRANTS.

4 (a) Subject to paragraph (b), the technology for educational achievement in
5 Wisconsin board shall use the procedure under section 227.24 of the statutes to
6 promulgate the rules required under section 44.72 (1) (d) of the statutes, as created
7 by this act, for a period not to exceed the period authorized under section 227.24 (1)
8 (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of
9 the statutes, the board need not provide evidence of the necessity of preserving the
10 public peace, health, safety or welfare in promulgating the rules under this
11 paragraph.

12 (b) The board shall submit the proposed rules under paragraph (a) to the
13 cochairpersons of the joint committee on information policy. If the cochairpersons of
14 the committee do not notify the board that the committee has scheduled a meeting
15 for the purpose of reviewing the proposed rules within 14 working days after the date
16 of the board's submittal, the board may proceed to promulgate the rules. If, within
17 14 working days after the date of the board's submittal, the cochairpersons of the
18 committee notify the board that the committee has scheduled a meeting for the
19 purpose of reviewing the proposed rules, the board shall not promulgate the rules
20 until the committee approves the rules.

21 (4w) GRANT TO DISTANCE LEARNING NETWORK. From the appropriation under
22 section 20.275 (1) (s) of the statutes, as affected by this act, the technology for
23 educational achievement in Wisconsin board shall award a grant of \$93,800 in the
24 1999–2000 fiscal year to the Embarrass River Valley Instructional Network Group
25 to upgrade its equipment.

1 **SECTION 9149. Nonstatutory provisions; tourism.**

2 (1to) GRANT FOR UPGRADE OF AZTALAN STATE PARK. From the appropriation under
3 section 20.380 (1) (kg) of the statutes, as created by this act, the department of
4 tourism shall make a grant of \$75,000 in fiscal year 1999–2000 to the department
5 of natural resources for the purpose of completing the upgrading of Aztalan State
6 Park, including the development of an overall public education and research
7 strategy, as well as a long-term interpretive and management plan that includes
8 establishing an interpretive visitor's center, opening other portions of the site to the
9 public and using visual effects to enhance the experience of visitors to the park. The
10 state historical society shall work with management personnel of Aztalan State Park
11 to facilitate timely completion of the upgrade. The department of natural resources
12 shall deposit the grant proceeds in the appropriation account under section 20.370
13 (1) (mk) of the statutes.

14 (2c) GRANTS FOR FORT FOLLE AVOINE. From the appropriation under section
15 20.380 (1) (kg) of the statutes, as created by this act, the department of tourism shall
16 make a grant of \$100,000 in fiscal year 1999–2000 and a grant of \$100,000 in fiscal
17 year 2000–01 to the Burnett County Historical Society for educational
18 programming, marketing and advertising costs for Fort Folle Avoine. Within 6
19 months after spending the full amount of each grant, the Burnett County Historical
20 Society shall submit a report to the department of tourism detailing the use of the
21 grant proceeds.

22 (3e) GRANT TO ST. CROIX VALLEY TOURISM ALLIANCE. From the appropriation
23 under section 20.380 (1) (kg) of the statutes, as created by this act, the department
24 of tourism shall make a grant of \$50,000 in fiscal year 1999–2000 to the St. Croix
25 Valley Tourism Alliance. Within 6 months after spending the full amount of the

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1 grant, the St. Croix Valley Tourism Alliance shall submit a report to the department
2 of tourism detailing the use of the grant proceeds.

3 (2rs) GRANTS FOR INTERNET REFERRAL SYSTEM.

4 (a) In this subsection, “eligible recipient” means any of the following:

5 1. A county.

6 2. A consortium.

7 (b) The department of tourism shall award 2 grants of \$25,000 each in the
8 1999–2001 biennium from the appropriation under section 20.380 (1) (c) of the
9 statutes, as created by this act, to 2 eligible recipients. A grant recipient must use
10 the grant proceeds to establish and maintain on the Internet a tourism–related
11 business referral system. In awarding the grants, the department shall consider all
12 of the following:

13 1. Whether a grant applicant has a financial need for the assistance.

14 2. Whether a grant applicant will use the services of a Wisconsin–based
15 company that establishes Internet referral systems.

16 (c) Within 6 months after spending the full amount of the grant, a grant
17 recipient shall submit to the department of tourism a report detailing how the grant
18 proceeds were used.

19 (2tw) GRANTS FOR TOURISM PROMOTION. In each of fiscal years 1999–2000 and
20 2000–01, the department of tourism shall make a grant of \$75,000 to Polk County
21 and a grant of \$75,000 to Burnett County from the appropriation under section
22 20.380 (1) (kg) of the statutes, as created by this act, for tourism promotion in
23 northwestern Wisconsin. Within 6 months after spending the full amount of each
24 grant, each county shall submit a report to the department of tourism detailing how
25 the money was used.

1 **SECTION 9150. Nonstatutory provisions; transportation.**

2 (1p) AGENCY REQUEST. Notwithstanding section 16.42 (1) (e) of the statutes, in
3 submitting information under section 16.42 of the statutes for purposes of the
4 2003–05 biennial budget bill, the department of transportation shall submit
5 information concerning the appropriation under section 20.395 (5) (dq) of the
6 statutes, as affected by this act, as though an annual increase of \$28,000, for the
7 purpose of purchasing strobe lighting equipment and installing that equipment in
8 state patrol vehicles, by this act, has not been made.

9 (2) RICHARD I. BONG AIR MUSEUM. Of the amounts appropriated to the
10 department of transportation under section 20.395 (2) (nx) of the statutes, the
11 department shall award a grant of \$1,000,000 in fiscal year 1999–2000 to the city of
12 Superior for the purpose of constructing the Richard I. Bong air museum in Superior,
13 except that the amount of the grant awarded under this subsection may not exceed
14 80% of the costs of constructing the air museum.

15 (2bgm) RULES FOR LOCAL ROADS IMPROVEMENT PROGRAM.

16 (a) The department of transportation shall submit in proposed form the rules
17 required under section 86.31 (2) (b) and (6) (g) and (h) of the statutes, as created by
18 this act, to the legislative council staff under section 227.15 (1) of the statutes no later
19 than the first day of the 7th month beginning after the effective date of this
20 paragraph.

21 (b) Using the procedure under section 227.24 of the statutes, the department
22 of transportation shall promulgate the rules required under section 86.31 (2) (b) and
23 (6) (g) and (h) of the statutes, as created by this act. Notwithstanding section 227.24
24 (1) (c) and (2) of the statutes, the emergency rules may remain in effect until July 1,
25 2000, or the date on which permanent rules take effect, whichever is sooner.

1 Notwithstanding section 227.24 (1) (a), (2) (b) and (3) of the statutes, the department
2 is not required to provide evidence that promulgating rules under this paragraph is
3 necessary for the preservation of the public peace, health, safety or welfare and is not
4 required to provide a finding of emergency rules under this paragraph. The
5 department shall promulgate rules under this paragraph no later than the 45th day
6 after the effective date of this paragraph.

7 (2bm) RULES ESTABLISHING FULLY ALLOCATED COST METHODOLOGY.

8 (a) The department of transportation shall submit in proposed form the rules
9 required under section 85.20 (8) of the statutes, as created by this act, to the
10 legislative council staff under section 227.15 (1) of the statutes no later than the first
11 day of the 7th month beginning after the effective date of this paragraph.

12 (b) Using the procedure under section 227.24 of the statutes, the department
13 of transportation shall promulgate the rules required under section 85.20 (8) of the
14 statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the
15 statutes, the emergency rules may remain in effect until July 1, 2000, or the date on
16 which permanent rules take effect, whichever is sooner. Notwithstanding section
17 227.24 (1) (a), (2) (b) and (3) of the statutes, the department is not required to provide
18 evidence that promulgating rules under this paragraph is necessary for the
19 preservation of the public peace, health, safety or welfare and is not required to
20 provide a finding of emergency rules under this paragraph. The department shall
21 promulgate rules under this paragraph no later than the 45th day after the effective
22 date of this paragraph.

23 (2br) REDUCED ALLOCATION FOR DISCRETIONARY TOWN ROAD IMPROVEMENTS. The
24 department of transportation shall reduce the amounts allocated in the
25 appropriation under section 20.395 (2) (fr) of the statutes, as affected by this act, for

1 discretionary town road improvements under section 86.31 (3m) of the statutes by
2 \$75,000 annually for fiscal years 1999–2000 and 2000–01.

3 (2bt) TECHNICAL ASSISTANCE WITH PAVEMENT ASSESSMENT. From the appropriation
4 under section 20.395 (4) (aq) of the statutes, as affected by this act, the department
5 shall contract with the board of regents of the University of Wisconsin System for
6 training and technical support from the University of Wisconsin–Extension to assist
7 municipalities in assessing the physical condition of highways under their
8 jurisdiction, as required in section 86.302 (2) of the statutes, as affected by this act.

9 (2c) ENTITLEMENT TO SUPPLEMENTS FOR UNBUDGETED COMPENSATION ADJUSTMENTS.
10 Notwithstanding section 20.928 of the statutes, the department of transportation is
11 not entitled to any supplements for unbudgeted compensation adjustments under
12 section 20.928 of the statutes for the 1999–2001 fiscal biennium for any position
13 funded from the appropriation under section 20.395 (3) (bq) of the statutes, except
14 for any supplement that exceeds an adjustment increase for that position above the
15 level established for fiscal year 1998–99 of 5.8% in fiscal year 1999–2000 and 6.1%
16 in fiscal year 2000–01, as determined by the secretary of administration, and for any
17 position funded from the appropriation under section 20.395 (3) (cq) of the statutes,
18 as affected by this act, except for any supplement that exceeds an adjustment
19 increase for that position above the level established for fiscal year 1998–99 of 2.5%
20 in fiscal year 1999–2000 and 3% in fiscal year 2000–01, as determined by the
21 secretary of administration.

22 (2g) FLAMBEAU RIVER RECREATIONAL BRIDGE PROJECT. Of the amounts
23 appropriated to the department of transportation under section 20.395 (2) (nx) of the
24 statutes, the department shall allocate \$190,400 in the 1999–2001 fiscal biennium
25 to the city of Park Falls for the Flambeau River Recreational Bridge project.

1 (2h) LITTLE LAKE BUTTE DES MORTS TRESTLE TRAIL CAUSEWAY PROJECT. Of the
2 amounts appropriated to the department of transportation under section 20.395 (2)
3 (nx) of the statutes, the department shall allocate \$80,000 in the 1999–2001 fiscal
4 biennium to the city of Menasha for the Little Lake Butte des Morts Trestle Trail
5 Causeway project, except that the amount allocated under this subsection may not
6 exceed 50% of the costs of the project.

7 (2s) AGENCY REQUEST RELATING TO DISCRETIONARY TOWN ROAD IMPROVEMENTS.

8 (a) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
9 information under section 16.42 of the statutes for the purpose of the 2001–03
10 biennial budget bill, the department of transportation shall submit information
11 concerning the appropriation under section 20.395 (2) (fr) of the statutes as though
12 the amounts appropriated to the department under that appropriation and allocated
13 for activities under section 86.31 (3m) of the statutes, as affected by this act, for fiscal
14 year 2000–01 were \$75,000 more than the amounts in the schedule.

15 (b) Notwithstanding section 16.42 (1) (e) of the statutes, in submitting
16 information under section 16.42 of the statutes for the purpose of the 2001–03
17 biennial budget bill, the department of transportation shall submit information
18 concerning the appropriation under section 20.395 (4) (aq) of the statutes as though
19 the amounts appropriated to the department under that appropriation for fiscal year
20 2000–01 were \$75,000 less than the amounts in the schedule.

21 (2i) VILLAGE OF CLEAR LAKE BOX CULVERT. From the appropriation under section
22 20.395 (3) (cq) of the statutes, the department of transportation shall replace the
23 railroad grade crossing under USH 63 near the village of Clear Lake, Polk County,
24 with a box culvert of dimensions sufficient to accommodate the comfortable passage
25 of snowmobiles under the highway.

1 (3) MILWAUKEE LAKESHORE BICYCLE AND PEDESTRIAN FACILITIES GRANTS. The
2 department of transportation shall award grants from the appropriation under
3 section 20.395 (2) (ny) of the statutes, as created by this act, to the department of
4 natural resources for the purpose of constructing pedestrian and bicycle facilities
5 along Lake Michigan in the city of Milwaukee.

6 (3bm) CONTRACTING FOR DESIGN OR CONSTRUCTION OF LIGHT RAIL PROHIBITED.
7 Notwithstanding any other provision of chapter 59, 60, 61, 62 or 66 of the statutes,
8 no governing body of any city, village, town or county and no agency, corporation,
9 instrumentality or subunit of a city, village, town or county, may enter into a contract
10 for any purpose related to a light rail mass transit system if the cost of any of the
11 contracted items would be paid for by, or reimbursed with, federal funds received
12 under P.L. 102-240, section 1045, or P.L. 105-277, section 373, or any funds received
13 from the state. This subsection does not apply to any funds expended or activity
14 related to a mass transit system that is done under the memorandum of agreement
15 concerning USH 12 between Middleton and Lake Delton, Wisconsin, that was
16 executed by the governor, the secretary of transportation, the secretary of natural
17 resources, the county executive of Dane County, the administrative coordinator of
18 Sauk County, and others, and that became effective on April 22, 1999. This
19 subsection does not apply after June 30, 2001.

20 (3g) KINNICKINNIC RIVER BIKE TRAIL PROJECT. Notwithstanding section 85.245
21 (1) of the statutes, before approving any other project to receive federal funds
22 distributed under section 85.245 of the statutes, the secretary of transportation shall
23 approve the Kinnickinnic River Bike Trail project in the city of Milwaukee to receive
24 federal funds distributed under section 85.245 of the statutes if the project is