

1           \*~~0677/4.46~~\* SECTION 875. 30.207 (3) (d) 2. of the statutes is renumbered  
2 30.206 (1g) (b) 2. and amended to read:

3           30.206 (1g) (b) 2. Specify the department's plans for proceeding on the  
4 application. ~~The plans shall include a timetable for the notice and hearing required~~  
5 ~~under sub. (4).~~

6           \*~~0677/4.47~~\* SECTION 876. 30.207 (4) of the statutes is repealed.

7           \*~~0677/4.48~~\* SECTION 877. 30.207 (5) of the statutes is renumbered 30.206 (1r)  
8 (a) and amended to read:

9           30.206 (1r) (a) ~~If an activity for which an application for which a general permit~~  
10 ~~has been submitted would be subject to the hearing and notice provisions under s.~~  
11 ~~30.02 (3) and (4) for the issuance of an individual permit, the department shall~~  
12 ~~comply with those provisions. Notice~~ The department shall follow the notice and  
13 ~~hearing shall be required on procedures under pars. (b) to (d) for an application for~~  
14 ~~a general permit under this section only if a notice and hearing are required under~~  
15 ~~s. 30.02 (3) and (4) for the activity as part of an application for an individual permit~~  
16 ~~under this chapter.~~

17           \*~~0677/4.49~~\* SECTION 878. 30.207 (6) of the statutes is repealed.

18           \*~~0677/4.50~~\* SECTION 879. 30.207 (7) (title) of the statutes is renumbered  
19 30.206 (3b) (title) and amended to read:

20           30.206 (3b) (title) ACTIVITIES UNDER GENERAL PERMITS.

21           \*~~0677/4.51~~\* SECTION 880. 30.207 (7) (a) of the statutes is renumbered 30.206  
22 (3b) (a) and amended to read:

23           30.206 (3b) (a) At least 15 days before beginning the activity that is authorized  
24 by a general permit under this section, ~~the person who wishes to conduct the activity~~  
25 an activity for which the department has issued a general permit shall submit a

1 notice to the department and shall pay the fee specified in s. 30.28 (2)(b) 2. The notice  
2 shall describe the activity, state the name of the person that will be conducting the  
3 activity and ~~state the site~~ shall specify the location where the activity will be  
4 conducted. The notice shall also contain a statement signed by the person conducting  
5 the activity that the person will act in conformance with the standards contained in  
6 the general permit.

7 \*~~0677/4.52~~\* SECTION 881. 30.207 (7) (b) of the statutes is renumbered 30.206  
8 (3b) (b) and amended to read:

9 30.206 (3b) (b) Upon receipt of a notice that complies with par. (a), the  
10 department may inform the person that the activity may not be conducted under the  
11 general permit if ~~conditions at the site where the activity would be conducted would~~  
12 ~~cause adverse environmental impact~~, injure public rights and public interests or  
13 ~~cause environmental pollution, as defined in s. 299.01 (4). The department shall~~  
14 ~~respond to the person within 15 days after receiving the notice. Failure of the~~  
15 ~~department to respond within 15 days shall constitute the department's approval of~~  
16 ~~the activity under the general permit~~ in navigable waters.

17 \*~~0677/4.53~~\* SECTION 882. 30.207 (7) (c) of the statutes is renumbered 30.206  
18 (3b) (c) and amended to read:

19 30.206 (3b) (c) A person conducting an activity that is authorized by a general  
20 permit under this section shall comply with any standard contained in an applicable  
21 local ordinance ordinance that is at least as restrictive as the standards contained  
22 in the general permit.

23 \*~~0677/4.54~~\* SECTION 883. 30.207 (8) of the statutes is repealed.

24 \*~~0677/4.55~~\* SECTION 884. 30.207 (9) (intro.) of the statutes is renumbered  
25 30.279 and amended to read:

1           **30.279 Access Departmental access to property.** For inspection the  
2 purposes of administering and enforcing this chapter and the rules promulgated  
3 under this chapter, an employe or agent of the department shall have free access  
4 during reasonable hours to inspect any site where ~~an~~ project or activity is proposed  
5 to be, is or has been ~~authorized under a general~~ undertaken pursuant to a permit  
6 ~~issued under this section if the employe or agent shows to any person who is present~~  
7 ~~at the site and who owns the site or is otherwise in control of the site either of the~~  
8 ~~following:~~ or other approval or a contract under this chapter.

9           \*~~0677/4.56~~\* SECTION 885. 30.207 (9) (a) of the statutes is repealed.

10          \*~~0677/4.57~~\* SECTION 886. 30.207 (9) (b) of the statutes is repealed.

11          \*~~0677/4.58~~\* SECTION 887. 30.207 (10) of the statutes is repealed.

12          \*~~0677/4.59~~\* SECTION 888. 30.28 (1) of the statutes is amended to read:

13           30.28 (1) FEES REQUIRED. The department shall charge a permit or approval fee  
14 for carrying out its duties and responsibilities under ss. 30.10 to ~~30.205, 30.207~~  
15 ~~30.206~~ and 30.21 to 30.27. The permit or approval fee shall accompany the permit  
16 application, notice or request for approval.

17          \*~~0677/4.60~~\* SECTION 889. 30.28 (2) (b) 1. of the statutes is amended to read:

18           30.28 (2) (b) 1. For an application for a general permit submitted under s.  
19 ~~30.207 (3)~~ 30.206 (1g), the fee shall be \$2,000.

20          \*~~0677/4.61~~\* SECTION 890. 30.28 (2) (b) 2. of the statutes is amended to read:

21           30.28 (2) (b) 2. For a notice submitted under s. ~~30.207 (7)~~ 30.206 (3b), the fee  
22 shall be \$100.

23          \*~~0677/4.62~~\* SECTION 891. 30.28 (2m) (am) of the statutes is amended to read:

1           30.28 (2m) (am) The department shall refund 50% of the fee specified in sub.  
2 (2) (b) 1. if the department denies an application for a general permit under s. ~~30.207~~  
3 ~~(3) (d) 1. or does not issue a general permit under s. 30.207 (6)~~ 30.206 (1g).

4           \*~~0677/4.63~~\* SECTION 892. 30.28 (2m) (b) of the statutes is amended to read:

5           30.28 (2m) (b) If the applicant applies for a permit, requests an approval, or  
6 submits a notice under s. ~~30.207 (7)~~ 30.206 (3b) after the project is begun or after it  
7 is completed, the department shall charge an amount equal to twice the amount of  
8 the fee that it would have charged under this section.

9           \*~~0677/4.64~~\* SECTION 893. 30.28 (2m) (d) of the statutes is amended to read:

10          30.28 (2m) (d) The department, by rule, may increase any fee specified in sub.  
11 (2) (a). The department, by rule, may increase a fee specified in sub. (2) (b) only if  
12 the increase is necessary to meet the costs incurred by the department in acting on  
13 general permits or on notices submitted under s. ~~30.207~~ 30.206.

14          \*~~0221/4.11~~\* SECTION 894. 30.50 (4a) of the statutes is created to read:

15          30.50 (4a) “Expedited service” means a process under which a person is able  
16 to renew a certificate of number or a certificate of registration in person and with only  
17 one appearance at the site where certificates are renewed.

18          \*~~0221/4.12~~\* SECTION 895. 30.52 (1m) of the statutes is created to read:

19          30.52 (1m) RENEWALS. (a) *Agents*. For the renewal of certificates of number  
20 or certificates of registration, the department may do any of the following:

21           1. Directly renew the certificates.

22           2. Appoint, as an agent of the department, the clerk of one or more counties to  
23 renew the certificates.

24           3. Appoint persons who are not employes of the department to renew the  
25 certificates as agents of the department.

1 (b) *Agent activities.* 1. The clerk of any county appointed under par. (a) 2. may  
2 accept the appointment.

3 2. The department may promulgate rules regulating the activities of persons  
4 appointed under par (a) 2. and 3.

5 (c) *Expedited service.* The department may establish an expedited service to  
6 be provided by the department and agents appointed under par. (a) 2. or 3. for the  
7 renewal of certificates of number or certificates of registration.

8 (d) *Fees.* In addition to the applicable renewal fee under sub. (3), the  
9 department may authorize that a supplemental renewal fee of \$3 be collected for the  
10 renewal of certificates of number or certificates of registration that are renewed in  
11 any of the following manners:

- 12 1. By agents appointed under par. (a) 2. or 3.
- 13 2. By the department using the expedited service.

14 (e) *Remittal of fees.* An agent appointed under par. (a) 2. or 3. shall remit to the  
15 department \$2 of each \$3 fee collected under par. (d). Any fees remitted to or collected  
16 by the department under par. (d) shall be credited to the appropriation account under  
17 s. 20.370 (9) (hu).

18 \*~~0461/1.1~~\* SECTION 896. 30.52 (2) of the statutes is amended to read:

19 30.52 (2) CERTIFICATION AND REGISTRATION PERIOD. The certification and  
20 registration period runs for ~~2~~ 3 years, commencing on April 1 of the year in which the  
21 certificate of number or registration is issued and, unless sooner terminated or  
22 discontinued in accordance with this chapter, expiring on March 31 of the ~~2nd~~ 3rd  
23 year after issuance. A certificate of number or registration is valid only for the period  
24 for which it is issued.

25 \*~~0461/1.2~~\* SECTION 897. 30.52 (3) (b) of the statutes is amended to read:

1           30.52 (3) (b) *Fee for boats under 16 feet.* The fee for the issuance or renewal of  
2 a certificate of number for a boat less than 16 feet in length is ~~\$11~~ \$16.50.

3           \*~~-0461/1.3~~\* SECTION 898. 30.52 (3) (c) of the statutes is amended to read:

4           30.52 (3) (c) *Fee for boats 16 feet or more but less than 26 feet.* The fee for the  
5 issuance or renewal of a certificate of number for a boat 16 feet or more but less than  
6 26 feet in length is ~~\$16~~ \$24.

7           \*~~-0461/1.4~~\* SECTION 899. 30.52 (3) (d) of the statutes is amended to read:

8           30.52 (3) (d) *Fee for boats 26 feet or more but less than 40 feet.* The fee for the  
9 issuance or renewal of a certificate of number for a boat 26 feet or more but less than  
10 40 feet in length is ~~\$30~~ \$45.

11           \*~~-0461/1.5~~\* SECTION 900. 30.52 (3) (e) of the statutes is amended to read:

12           30.52 (3) (e) *Fee for boats 40 feet or longer.* The fee for the issuance or renewal  
13 of a certificate of number for a boat 40 feet or more in length is ~~\$50~~ \$75.

14           \*~~-0461/1.6~~\* SECTION 901. 30.52 (3) (f) of the statutes is amended to read:

15           30.52 (3) (f) *Fee for nonmotorized sailboats.* Notwithstanding pars. (b) to (e),  
16 the fee for the issuance or renewal of a certificate of number for a sailboat which is  
17 not a motorboat is ~~\$10~~ \$15.

18           \*~~-0461/1.7~~\* SECTION 902. 30.52 (3) (fm) of the statutes is amended to read:

19           30.52 (3) (fm) *Fee for voluntarily registered boats.* Notwithstanding pars. (b)  
20 to (f), the fee for issuance or renewal of registration for a boat registered pursuant  
21 to sub. (1) (b) 1m. is ~~\$6.50~~ \$9.75.

22           \*~~-0461/1.8~~\* SECTION 903. 30.52 (3) (h) of the statutes is amended to read:

23           30.52 (3) (h) *Fee for issuance upon transfer of ownership.* Notwithstanding  
24 pars. (b) to (g), the fee for the issuance of a certificate of number or registration to the  
25 new owner upon transfer of ownership of a boat certified or registered under this

1 chapter by the previous owner is ~~\$2.50~~ \$3.75 if the certificate of number or  
2 registration is issued for the remainder of the certification and registration period  
3 for which the previous certificate of number or registration was issued.

4 **\*-0461/1.9\* SECTION 904.** 30.52 (3) (i) of the statutes is amended to read:

5 30.52 (3) (i) *Fleet fees.* A person owning or holding 3 or more boats may, at the  
6 person's option, pay a fleet rate for these boats instead of the fees which otherwise  
7 would be payable under pars. (b) to (g). Notwithstanding pars. (b) to (g), the fee for  
8 the issuance or renewal of certificates of number or registrations for boats under the  
9 fleet rate is ~~\$18~~ \$27 plus 50% of the fees which would otherwise be applicable for the  
10 boats under pars. (b) to (g).

11 **\*-0461/1.10\* SECTION 905.** 30.52 (3) (im) of the statutes, as created by 1997  
12 Wisconsin Act 198, is amended to read:

13 30.52 (3) (im) *Dealer or manufacturer fees.* A manufacturer or dealer in boats  
14 may, at the manufacturer's or dealer's option, pay a fee of ~~\$50~~ \$75 for the issuance  
15 or renewal of a certificate of number.

16 **\*-0197/4.5\* SECTION 906.** 30.74 (1) (b) of the statutes, as affected by 1997  
17 Wisconsin Act 198, is amended to read:

18 30.74 (1) (b) The department shall prescribe the course content, and the form  
19 of the certificate ~~and may collect a fee from each person who enrolls in the course.~~  
20 ~~The department may authorize instructors. An instructor~~ conducting such courses  
21 ~~meeting standards established by it to retain a course under this subsection shall~~  
22 ~~collect the instruction fee from each person who receives instruction. The~~  
23 ~~department may determine the portion of the this fee, which may not exceed 50%,~~  
24 ~~that the instructor may retain to defray expenses incurred locally to operate the~~  
25 ~~program by the instructor in conducting the course. The instructor shall remit the~~

1 remainder of the fee ~~shall be retained by or, if nothing is retained, the entire fee to~~  
2 the department for the purpose of defraying a part of its expenses incurred to operate  
3 the program. The department by rule shall set the fee for the course ~~and the amount~~  
4 of the fee that may be retained by instructors.

5 **\*-0198/3.3\* SECTION 907.** 30.77 (3) (dm) 1. of the statutes is amended to read:

6 30.77 (3) (dm) 1. In this paragraph, “local entity” means a city, village, town,  
7 county, qualified lake association, as defined in s. 281.68 (1) (b), nonprofit  
8 conservation organization, as defined in s. 23.0955 (1), town sanitary district, public  
9 inland lake protection and rehabilitation district or another local governmental unit,  
10 as defined in s. 66.299 (1) (a), that is established for the purpose of lake management.

11 **\*-0207/1.3\* SECTION 908.** 31.385 (title) of the statutes is amended to read:

12 **31.385 (title) Dam ~~maintenance, repair, modification, abandonment~~**  
13 **~~and removal safety; aid program.~~**

14 **\*-0207/1.4\* SECTION 909.** 31.385 (1) of the statutes is renumbered 31.385 (1m)  
15 and amended to read:

16 31.385 (1m) The department shall promulgate the rules necessary to  
17 administer a financial assistance program for municipalities and public inland lake  
18 protection and rehabilitation districts for dam ~~maintenance, repair, modification,~~  
19 ~~abandonment and removal~~ safety projects.

20 **\*-0207/1.5\* SECTION 910.** 31.385 (1) of the statutes is created to read:

21 31.385 (1) In this section, “dam safety project” means the maintenance, repair,  
22 modification, abandonment or removal of a dam to increase its safety or any other  
23 activity that will increase the safety of a dam.

24 **\*-0207/1.6\* SECTION 911.** 31.385 (2) (intro.) of the statutes is amended to read:

1           31.385 (2) (intro.) The following standards shall apply to financial assistance  
2 under this section for dam ~~maintenance, repair, modification, abandonment and~~  
3 ~~removal~~ safety projects:

4           \***-0207/1.7\*** SECTION 912. 31.385 (2) (a) of the statutes is amended to read:

5           31.385 (2) (a) State financial assistance for a dam safety project is limited to  
6 no more than 50% of the cost of a particular ~~the project involving dam maintenance,~~  
7 ~~repair, modification, abandonment or removal~~ and no more than \$200,000 of state  
8 financial assistance for a particular project.

9           \***-0209/P2.1\*** SECTION 913. 31.385 (2) (ag) of the statutes is amended to read:

10          31.385 (2) (ag) Of the amounts appropriated under s. 20.866 (2) (tL), at least  
11 \$250,000 shall be used for projects to remove dams that are less than 15 feet ~~wide~~  
12 high and that create impoundments of ~~50-acre-feet~~ 100 surface acres of water or less.  
13 A project under this paragraph may include restoring the stream or river that was  
14 dammed.

15          \***-0207/1.8\*** SECTION 914. 31.385 (2) (bm) of the statutes is created to read:

16          31.385 (2) (bm) The department may provide financial assistance for an  
17 activity other than the maintenance, repair, modification, abandonment or removal  
18 of the dam only if the cost of that activity will be less than the cost of the maintenance,  
19 repair, modification or removal of the dam.

20          \***-0207/1.9\*** SECTION 915. 31.385 (2) (c) (intro.) of the statutes is amended to  
21 read:

22          31.385 (2) (c) (intro.) No financial assistance may be provided under this  
23 section for the ~~maintenance, repair, modification, abandonment or removal~~ of a dam  
24 safety project unless at least one of the following applies:

25          \***-0207/1.10\*** SECTION 916. 31.385 (2) (c) 1. of the statutes is amended to read:

1           31.385 (2) (c) 1. The department conducts an investigation or inspection of the  
2 dam under this chapter and the owner of the dam requests financial assistance under  
3 this section within 6 months after having received department directives, based on  
4 the department's investigation or inspection of the dam, for the repair, modification  
5 or abandonment and removal of the dam or for another activity to increase the safety  
6 of the dam.

7           \***-0207/1.11\*** SECTION 917. 31.385 (3) of the statutes is amended to read:

8           31.385 (3) The department shall provide municipalities and public inland lake  
9 protection and rehabilitation districts with technical assistance ~~in conducting for~~  
10 ~~dam maintenance, repair, modification, abandonment and removal safety projects~~  
11 under this section. The department shall coordinate the financial assistance  
12 program under this section with other related state and federal programs.

13           \***-1250/5.9\*** SECTION 918. 32.02 (1) of the statutes is amended to read:

14           32.02 (1) Any county, town, village, city, including villages and cities  
15 incorporated under general or special acts, school district, the department of health  
16 and family services, the department of corrections, the board of regents of the  
17 university of Wisconsin system, ~~the building commission,~~ a commission created by  
18 contract under s. 66.30, with the approval of the municipality in which condemnation  
19 is proposed, or any public board or commission, for any lawful purpose, but in the  
20 case of city and village boards or commissions approval of that action is required to  
21 be granted by the governing body. A mosquito control commission, created under s.  
22 59.70 (12), may not acquire property by condemnation. The department of natural  
23 resources may not acquire property by condemnation.

24           \***-1250/5.10\*** SECTION 919. 32.02 (16) of the statutes is repealed and recreated  
25 to read:

1           32.02 (16) The building commission, as specified in s. 13.48 (16), and, at the  
2 request of the department of natural resources, for any public purpose.

3           \*~~-1034/2.1~~\* SECTION 920. 32.05 (7) (d) of the statutes is amended to read:

4           32.05 (7) (d) On or before said date of taking, a check, naming the parties in  
5 interest as payees, for the amount of the award less outstanding delinquent tax liens,  
6 proportionately allocated as in division in redemption under ss. 74.51 and 75.01  
7 when necessary and less the condemnee's prorated taxes of the same year, if any,  
8 likewise proportionately allocated when necessary against the property taken, shall  
9 at the option of the condemnor be mailed by certified mail to the owner or one of the  
10 owners of record or be deposited with the clerk of the circuit court of the county for  
11 the benefit of the persons named in the award. The clerk shall give notice thereof  
12 by certified mail to such parties. The persons entitled thereto may receive their  
13 proper share of the award by petition to and order of the circuit court of the county.  
14 The petition shall be filed with the clerk of the court without fee.

15           \*~~-1034/2.2~~\* SECTION 921. 32.05 (7) (e) of the statutes is created to read:

16           32.05 (7) (e) Notwithstanding par. (d), if the condemnor seeks less than a 50%  
17 interest in the property under sub. (3) (b), the condemnor may choose not to subtract  
18 the condemnee's prorated taxes of the same year, if any, from the award payment and  
19 may include the condemnor's prorated taxes of the same year, if any, in the award  
20 payment.

21           \*~~-1250/5.11~~\* SECTION 922. 32.185 of the statutes is renumbered 32.185 (intro.)  
22 and amended to read:

23           **32.185 Condemnor.** (intro.) "~~Condemnor~~", for the purposes of In ss. 32.19 to  
24 32.27<sub>1/2</sub>;

25           (1) Except as provided in sub. (2), "condemnor" means any:

1           (a) Any municipality, board, commission, public officer or corporation vested  
2 with the power of eminent domain which acquires property for public purposes either  
3 by negotiated purchase when authorized by statute to employ its powers of eminent  
4 domain or by the power of eminent domain. ~~“Condemnor” also means a displacing~~  
5 ~~agency. In this section, “displacing agency” means any~~

6           (b) Any state agency, political subdivision of the state or person carrying out  
7 a program or project with public financial assistance that causes a person to be a  
8 displaced person, as defined in s. 32.19 (2) (e).

9           \*~~1250/5.12~~\* SECTION 923. 32.185 (2) of the statutes is created to read:

10           32.185 (2) “Condemnor” does not include the department of natural resources.

11           \*~~1836/2.4~~\* SECTION 924. 34.01 (2) (a) of the statutes is amended to read:

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

1 depository is prevented from paying out old deposits because of rules of the office of  
2 credit unions, administrator of federal credit unions, U.S. comptroller of the  
3 currency, federal home loan bank board, U.S. office of thrift supervision, federal  
4 deposit insurance corporation, resolution trust corporation, division of banking or  
5 division of savings and loan institutions.

6 \*–1836/2.5\* SECTION 925. 34.10 of the statutes is amended to read:

7 **34.10 Reorganization and stabilization of financial institutions.**

8 Whenever the office of credit unions, administrator of federal credit unions, U.S.  
9 comptroller of the currency, federal home loan bank board, U.S. office of thrift  
10 supervision, federal deposit insurance corporation, resolution trust corporation,  
11 division of banking or division of savings and loan institutions has taken charge of  
12 a credit union, bank, savings bank or savings and loan association with a view of  
13 restoring its solvency, pursuant to law, or with a view of stabilizing and readjusting  
14 the structure of any national or state credit union, bank, savings bank or savings and  
15 loan association located in this state, and has approved a reorganization plan or a  
16 stabilization and readjustment agreement entered into between the credit union,  
17 bank, savings bank or savings and loan association and depositors and unsecured  
18 creditors, or when a credit union, bank, savings bank or savings and loan association,  
19 with the approval of the office of credit unions, administrator of federal credit unions,  
20 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift  
21 supervision, federal deposit insurance corporation, resolution trust corporation,  
22 division of banking or division of savings and loan institutions proposes to sell its  
23 assets to another credit union, bank, savings bank or savings and loan association  
24 which agrees to assume a part or all of the deposit liability of such selling credit  
25 union, bank, savings bank or savings and loan association and to pay the same on

1 a deferred payment basis, the governing board of the public depositor may, on the  
2 approval of the division of banking, join in the execution of any reorganization plan,  
3 or any stabilization and readjustment agreement, or any depositor's agreement  
4 relative to a proposed sale of assets if, in its judgment and that of the division of  
5 banking, the reorganization plan or stabilization and readjustment agreement or  
6 proposed sale of assets is in the best interest of all persons concerned. The joining  
7 in any reorganization plan, or any stabilization and readjustment agreement, or any  
8 proposed sale of assets which meets the approval of the division of banking does not  
9 waive any rights under this chapter.

10 \***-0589/1.2\*** **SECTION 926.** 36.11 (6) (b) of the statutes is amended to read:

11 36.11 (6) (b) The board may not make a grant under par. (a) to a person if it  
12 ~~receives a certification under s. 49.855 (7) that the person is delinquent in child~~  
13 ~~support or maintenance payments or owes past support, medical expenses or birth~~  
14 ~~expenses whose name appears on the statewide support lien docket under s. 49.854~~  
15 (2) (b), unless the person provides to the board a payment agreement that has been  
16 approved by the county child support agency under s. 59.53 (5) and that is consistent  
17 with rules promulgated under s. 49.858 (2) (a).

18 \***-1542/1.6\*** **SECTION 927.** 36.11 (36) of the statutes is created to read:

19 36.11 (36) **AQUACULTURE DEMONSTRATION FACILITY.** The board shall operate the  
20 Ashland full-scale aquaculture demonstration facility authorized under 1999  
21 Wisconsin Act .... (this act), section 9107 (1) (a) 1.

22 \***-1696/5.32\*** **SECTION 928.** 36.25 (5) (c) of the statutes is created to read:

23 36.25 (5) (c) If the secretary of administration determines that the federal  
24 communications commission has approved the transfer of all broadcasting licenses  
25 held by the educational communications board and the board of regents to the

1 corporation described under s. 39.81, this subsection does not apply on and after the  
2 effective date of the last license transferred .... [revisor inserts date].

3 **\*-0589/1.3\* SECTION 929.** 36.25 (14) of the statutes is amended to read:

4 36.25 (14) GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant  
5 program for minority and disadvantaged graduate students enrolled in the system.  
6 The grants shall be awarded from the appropriation under s. 20.285 (4) (b). The  
7 board shall give preference in awarding grants under this subsection to residents of  
8 this state. The board may not make a grant under this subsection to a person if it  
9 ~~receives a certification under s. 49.855 (7) that the person is delinquent in child~~  
10 ~~support or maintenance payments or owes past support, medical expenses or birth~~  
11 ~~expenses whose name appears on the statewide support lien docket under s. 49.854~~  
12 (2) (b), unless the person provides to the board a payment agreement that has been  
13 approved by the county child support agency under s. 59.53 (5) and that is consistent  
14 with rules promulgated under s. 49.858 (2) (a).

15 **\*-0424/1.5\* SECTION 930.** 36.25 (24) of the statutes is amended to read:

16 36.25 (24) EMPLOYE-OWNED BUSINESSES PROGRAM. Through the University of  
17 Wisconsin small business development center, in cooperation with the ~~department~~  
18 ~~of commerce under s. 560.07 (2m), the technical college system board and the~~  
19 University of Wisconsin-extension, the board shall create, as needed, educational  
20 programs to provide training in the management of employe-owned businesses and  
21 shall provide technical assistance to employe-owned businesses in matters affecting  
22 their management and business operations, including assistance with governmental  
23 relations and assistance in obtaining management, technical and financial  
24 assistance.

25 **\*-0240/1.1\* SECTION 931.** 36.25 (30) of the statutes is amended to read:

1           36.25 (30) ~~HAZARDOUS POLLUTION~~ POLLUTION PREVENTION PROGRAM. The board  
2 shall ~~establish~~ maintain in the extension a ~~hazardous pollution prevention program~~  
3 solid and hazardous waste education center to promote ~~hazardous~~ pollution  
4 prevention, as defined in s. 299.13 (1) (e) (~~dm~~). In cooperation with the department  
5 of natural resources and the department of commerce, the ~~program center~~ shall  
6 conduct an education and technical assistance program to promote ~~hazardous~~  
7 pollution prevention in this state.

8           \*~~-1080/1.5~~\* SECTION 932. 36.25 (32) (b) (intro.) of the statutes is amended to  
9 read:

10           36.25 (32) (b) (intro.) From the appropriation under s. 20.285 (1) (~~fs~~) (a), the  
11 board shall award grants totaling not more than \$500 annually per county to  
12 sponsors of farm safety education, training or information programs. To be eligible  
13 for a grant, a sponsor shall:

14           \*~~-1077/1.1~~\* SECTION 933. 36.27 (4) (a) of the statutes is amended to read:

15           36.27 (4) (a) In the 1993–94 to ~~1998–99~~ 2000–01 academic years, the board may  
16 annually exempt from nonresident tuition, but not from incidental or other fees, up  
17 to 200 students enrolled at the University of Wisconsin–Parkside as juniors or  
18 seniors in programs identified by that institution as having surplus capacity and up  
19 to 150 students enrolled at the University of Wisconsin–Superior in programs  
20 identified by that institution as having surplus capacity.

21           \*~~-0589/1.4~~\* SECTION 934. 36.34 (1) (b) of the statutes is amended to read:

22           36.34 (1) (b) The board shall establish a grant program for minority  
23 undergraduates enrolled in the system. The board shall designate all grants under  
24 this subsection as Lawton grants. Grants shall be awarded from the appropriation  
25 under s. 20.285 (4) (dd). The board may not make a grant under this subsection to

1 a person if it receives a certification under s. ~~49.855 (7)~~ that the person is delinquent  
2 in child support or maintenance payments or owes past support, medical expenses  
3 or birth expenses whose name appears on the statewide support lien docket under  
4 s. 49.854 (2) (b), unless the person provides to the board a payment agreement that  
5 has been approved by the county child support agency under s. 59.53 (5) and that is  
6 consistent with rules promulgated under s. 49.858 (2) (a).

7 \*~~1111/1.2~~\* SECTION 935. 38.04 (18) of the statutes is created to read:

8 38.04 (18) STATEWIDE GUIDE. Annually, the board shall produce, and distribute  
9 to students, parents, high school personnel and others, a guide containing  
10 information on all of the technical colleges and their programs.

11 \*~~1696/5.33~~\* SECTION 936. 38.125 of the statutes is amended to read:

12 **38.125 Public broadcasting stations.** If the district board governing the  
13 Milwaukee area technical college determines to relinquish its public broadcasting  
14 licenses, it shall, subject to the approval of the federal communications commission,  
15 offer to assign the licenses to the educational communications board, ~~subject to~~  
16 ~~approval of the federal communications commission~~ or, if all broadcasting licenses  
17 held by the educational communications board and the board of regents of the  
18 University of Wisconsin System have been transferred to the corporation described  
19 under s. 39.81, to the corporation.

20 \*~~1111/1.3~~\* SECTION 937. 38.28 (2) (b) 5. of the statutes is created to read:

21 38.28 (2) (b) 5. The board shall reduce each district's aid payment under subd.  
22 2. by the district's share of the amount necessary to produce and distribute the  
23 statewide guide under s. 38.04 (18), as determined by the board.

24 \*~~1111/1.4~~\* SECTION 938. 38.28 (3) of the statutes is amended to read:

1           38.28 (3) ~~If the appropriation for state aid under s. 20.292 (1)(d) in any one year~~  
2 ~~is insufficient to pay the full amount under sub. (2), state aid payments shall be~~  
3 ~~prorated among the districts entitled thereto.~~ If the appropriation for state aid under  
4 s. 20.292 (1) (fc) in any one year is insufficient to pay the full amount under subs. (2)  
5 (c) and (g), funds in the appropriation shall be used first for the purposes of sub. (2)  
6 (c) and any remaining funds shall be prorated among the districts entitled to support  
7 under sub. (2) (g). If the appropriation for state aid under s. 20.292 (1) (fc) in any one  
8 year is insufficient to pay the full amount under sub. (2) (c), funds in the  
9 appropriation shall be prorated among the districts entitled to the funds.

10           \***-2007/1.2\*** SECTION 939. 38.42 (4) of the statutes is amended to read:

11           38.42 (4) RETRAINING FUND. (a) A consortium of telecommunications companies  
12 shall agree to contribute \$3,000,000 to the telecommunications retraining fund over  
13 a 3-year period beginning on July 20, 1994. If the retraining fund is depleted within  
14 3 years and if requested by the telecommunications retraining board, the consortium  
15 shall contribute up to an additional \$1,000,000.

16           (c) Moneys contributed under this subsection shall be credited to the  
17 appropriation under s. 20.292 (1) (gt).

18           \***-2007/1.3\*** SECTION 940. 38.42 (4) (b) of the statutes is created to read:

19           38.42 (4) (b) If the telecommunications retraining board determines that  
20 additional contributions from telecommunications companies are necessary to fund  
21 grants awarded under this section in the 1999-2000 fiscal year, the consortium shall  
22 contribute additional amounts determined by the telecommunications retraining  
23 board.

24           \***-2007/1.4\*** SECTION 941. 38.42 (6) of the statutes is amended to read:

25           38.42 (6) SUNSET. This section does not apply after June 30, ~~1999~~ 2000.

1           \*~~1696/5.34~~\* SECTION 942. 39.10 of the statutes is created to read:

2           **39.10 Applicability.** If the secretary of administration determines that the  
3 federal communications commission has approved the transfer of all broadcasting  
4 licenses held by the educational communications board and the board of regents of  
5 the University of Wisconsin System to the corporation described under s. 39.81, this  
6 subchapter does not apply on and after the effective date of the last license  
7 transferred .... [revisor inserts date].

8           \*~~1696/5.35~~\* SECTION 943. 39.12 (4) of the statutes is amended to read:

9           39.12 (4) The board of directors of any corporation established under this  
10 section shall consist of 5 members, including the executive director of the educational  
11 communications board and 4 members of the educational communications board,  
12 elected by the educational communications board, of which one shall be a legislator.  
13 No 2 members of the board of directors may be from the same category of educational  
14 communications board members under s. 15.57 (1) ~~to (7)~~.

15           \*~~1517/3.3~~\* SECTION 944. 39.285 (3) of the statutes is amended to read:

16           39.285 (3) By April 10, 1998, and annually thereafter, each tribally controlled  
17 college in this state is requested to develop and submit to the board for its review  
18 under sub. (1) a proposed formula for the awarding of grants under s. 39.30 ~~39.435~~,  
19 except for grants awarded under s. 39.435 (2) or (5), for the upcoming academic year  
20 to students enrolled at that tribally controlled college.

21           \*~~1517/3.4~~\* SECTION 945. 39.30 (2) (intro.) of the statutes is amended to read:

22           39.30 (2) ELIGIBILITY. (intro.) A resident student enrolled at least half-time and  
23 registered as a freshman, sophomore, junior or senior in an accredited, nonprofit,  
24 ~~post-high post-high~~ school, educational institution in this state ~~or in a tribally~~

1 ~~controlled college in this state~~ shall be eligible for grants under this section for each  
2 semester of attendance, but:

3 \*~~0589/1.5~~\* SECTION 946. 39.30 (2) (e) of the statutes is amended to read:

4 39.30 (2) (e) The board may not make a grant to a student ~~if the board receives~~  
5 ~~a certification under s. 49.855 (7) that the student is delinquent in child support or~~  
6 ~~maintenance payments or owes past support, medical expenses or birth expenses~~  
7 whose name appears on the statewide support lien docket under s. 49.854 (2) (b),  
8 unless the student provides to the board a payment agreement that has been  
9 approved by the county child support agency under s. 59.53 (5) and that is consistent  
10 with rules promulgated under s. 49.858 (2) (a).

11 \*~~1517/3.5~~\* SECTION 947. 39.30 (2) (f) of the statutes is amended to read:

12 39.30 (2) (f) No grants may be awarded under this section unless the applicable  
13 formula submitted under s. 39.285 (2) ~~or (3)~~ is approved or modified by the board  
14 under s. 39.285 (1).

15 \*~~1517/3.6~~\* SECTION 948. 39.30 (3) (g) of the statutes is repealed.

16 \*~~0589/1.6~~\* SECTION 949. 39.38 (2) of the statutes is amended to read:

17 39.38 (2) Grants under this section shall be based on financial need, as  
18 determined by the board. The maximum grant shall not exceed \$2,200 per year, of  
19 which not more than \$1,100 may be from the appropriation under s. 20.235 (1) (fb).  
20 State aid from this appropriation may be matched by a contribution from a federally  
21 recognized American Indian tribe or band that is deposited in the general fund and  
22 credited to the appropriation account under s. 20.235 (1) (gm). Grants shall be  
23 awarded to students for full-time or part-time attendance at any accredited  
24 institution of higher education in this state. The board may not make a grant under  
25 this section to a student ~~if the board receives a certification under s. 49.855 (7) that~~

1 ~~the student is delinquent in child support or maintenance payments or owes past~~  
2 ~~support, medical expenses or birth expenses~~ whose name appears on the statewide  
3 support lien docket under s. 49.854 (2) (b), unless the student provides to the board  
4 a payment agreement that has been approved by the county child support agency  
5 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)  
6 (a). Grants shall be renewable for up to 5 years if a recipient remains in good  
7 academic standing at the institution that he or she is attending.

8 \*~~1518/2.3~~\* SECTION 950. 39.38 (2) of the statutes is amended to read:

9 39.38 (2) Grants under this section shall be based on financial need, as  
10 determined by the board. The maximum grant shall not exceed \$2,200 per year, of  
11 which not more than \$1,100 may be from the appropriation under s. 20.235 (1) ~~(f)~~  
12 (k). State aid from this appropriation may be matched by a contribution from a  
13 federally recognized American Indian tribe or band that is deposited in the general  
14 fund and credited to the appropriation account under s. 20.235 (1) (gm). Grants shall  
15 be awarded to students for full-time or part-time attendance at any accredited  
16 institution of higher education in this state. The board may not make a grant under  
17 this section to a student if the board receives a certification under s. 49.855 (7) that  
18 the student is delinquent in child support or maintenance payments or owes past  
19 support, medical expenses or birth expenses. Grants shall be renewable for up to 5  
20 years if a recipient remains in good academic standing at the institution that he or  
21 she is attending.

22 \*~~1830/1.2~~\* SECTION 951. 39.41 (title) of the statutes is repealed and recreated  
23 to read:

24 **39.41 (title) Governor's scholarship program.**

25 \*~~1830/1.3~~\* SECTION 952. 39.41 (9) of the statutes is created to read:

1           39.41 (9) In any printed material or other information disseminated or  
2 otherwise distributed by the board, the scholarship program under this section shall  
3 be referred to as the governor's scholarship program and scholars shall be referred  
4 to as governor's scholars.

5           \*~~1517/3.7~~\* SECTION 953. 39.435 (1) of the statutes is amended to read:

6           39.435 (1) There is established, to be administered by the board, a higher  
7 education grant program for postsecondary resident students enrolled at least  
8 half-time and registered as freshmen, sophomores, juniors or seniors in accredited  
9 institutions of higher education or in tribally controlled colleges in this state. Except  
10 as authorized under sub. (5), such grants shall be made only to students enrolled in  
11 nonprofit public institutions or tribally controlled colleges in this state.

12           \*~~1947/1.1~~\* SECTION 954. 39.435 (4) (a) of the statutes is amended to read:

13           39.435 (4) (a) The board shall ~~promulgate rules establishing policies and~~  
14 ~~procedures for determining dependent and independent status and for the~~  
15 ~~calculation of award grants under this section based on a formula that accounts for~~  
16 expected parental and student contributions. ~~The rules shall be~~ and is consistent  
17 with generally accepted definitions and nationally approved needs analysis  
18 methodology.

19           \*~~1947/1.2~~\* SECTION 955. 39.435 (4) (b) and (c) of the statutes are repealed.

20           \*~~1517/3.8~~\* SECTION 956. 39.435 (4) (b) 1. of the statutes is amended to read:

21           39.435 (4) (b) 1. Annually, the board shall establish equity award levels for  
22 students enrolled in the university of Wisconsin system ~~and~~, for students enrolled  
23 in technical colleges and for students enrolled in tribally controlled colleges.

\*\*\*\*NOTE: If LRB-1947 is also "in", this section should be eliminated.

24           \*~~0589/1.7~~\* SECTION 957. 39.435 (6) of the statutes is amended to read:

1           39.435 (6) The board may not make a grant under this section to a person if the  
2 board receives a certification under s. 49.855 (7) that the person is delinquent in child  
3 support or maintenance payments or owes past support, medical expenses or birth  
4 expenses whose name appears on the statewide support lien docket under s. 49.854  
5 (2) (b), unless the person provides to the board a payment agreement that has been  
6 approved by the county child support agency under s. 59.53 (5) and that is consistent  
7 with rules promulgated under s. 49.858 (2) (a).

8           \***-0589/1.8\*** SECTION 958. 39.44 (4) of the statutes is amended to read:

9           39.44 (4) The board shall notify an institution or school receiving funds under  
10 sub. (2) if the board receives a certification under s. 49.855 (7) that a student is  
11 delinquent in child support or maintenance payments or owes past support, medical  
12 expenses or birth expenses a student's name appears on the statewide support lien  
13 docket under s. 49.854 (2) (b). An institution or school may not award a grant under  
14 this section to a student if it receives a notification under this subsection concerning  
15 that student, unless the student provides to the institution or school a payment  
16 agreement that has been approved by the county child support agency under s. 59.53  
17 (5) and that is consistent with rules promulgated under s. 49.858 (2) (a).

18           \***-0589/1.9\*** SECTION 959. 39.47 (2m) of the statutes is amended to read:

19           39.47 (2m) No resident of this state whose name appears on the statewide  
20 support lien docket under s 49.854 (2) (b) may receive a waiver of nonresident tuition  
21 under this section if the board receives a certification under s. 49.855 (7) that the  
22 resident is delinquent in child support or maintenance payments or owes past  
23 support, medical expenses or birth expenses, unless the resident provides to the  
24 board a payment agreement that has been approved by the county child support

1 agency under s. 59.53 (5) and that is consistent with rules promulgated under s.  
2 49.858 (2) (a).

3 \***-1516/3.8\* SECTION 960.** 39.51 (title) of the statutes is repealed and recreated  
4 to read:

5 **39.51 (title) School approvals.**

6 \***-1516/3.9\* SECTION 961.** 39.51 (1) (a) of the statutes is repealed.

7 \***-1516/3.10\* SECTION 962.** 39.51 (1) (e) of the statutes is renumbered 39.51 (1)  
8 (e) (intro.) and amended to read:

9 39.51 (1) (e) (intro.) “School” ~~means any person, located within or outside this~~  
10 ~~state, maintaining, advertising or conducting any course or course of instruction for~~  
11 ~~profit or a tuition charge; but in subs. (7), (8) and (10) “school” means any private~~  
12 ~~trade, correspondence, business or technical school not excepted under sub. (9).~~ but  
13 does not include any of the following:

14 \***-1516/3.11\* SECTION 963.** 39.51 (2) of the statutes is repealed.

15 \***-1516/3.12\* SECTION 964.** 39.51 (5) of the statutes is repealed.

16 \***-1516/3.13\* SECTION 965.** 39.51 (6) of the statutes is renumbered 45.35 (11),  
17 and 45.35 (11) (a), as renumbered, is amended to read:

18 45.35 (11) (a) Except as provided in par. (b), the ~~board~~ department shall be the  
19 state approval agency for the education and training of veterans and war orphans.  
20 ~~It~~ The department shall approve and supervise schools and courses of instruction for  
21 their training under Title 38, USC, and may enter into and receive money under  
22 contracts with the U.S. department of veterans affairs or other appropriate federal  
23 agencies. The department may promulgate rules that are necessary to carry out its  
24 duties under this paragraph.



1 licenses and rights to an entity whose purpose is to advance educational  
2 broadcasting in this state.

3 (b) The articles of incorporation name as initial directors of the corporation the  
4 secretary of administration; 2 representatives to the assembly and 2 senators,  
5 chosen as are the members of standing committees in their respective houses; a  
6 member of the board of regents of the University of Wisconsin System; and 3  
7 individuals selected by the governor.

8 (c) No earlier than 30 days nor later than 45 days after the operational plan  
9 under 1999 Wisconsin Act .... (this act), section 9101 (1)(c) is implemented, the initial  
10 board of directors of the corporation submits an application to the federal  
11 communications commission to transfer all broadcasting licenses held by the  
12 educational communications board and the board of regents of the University of  
13 Wisconsin System to the corporation.

14 **(3) BROADCASTING OPERATIONS.** The corporation under sub. (1) may receive state  
15 aid for operational costs under s. 20.218 (1) (b) if all of the following conditions are  
16 satisfied:

17 (a) The federal communications commission approves the application for the  
18 transfer of all broadcasting licenses under sub. (2)(c), as determined by the secretary  
19 of administration.

20 (b) The board of directors of the corporation offers employment beginning on  
21 the effective date of the last broadcasting license transferred under par. (a) ....  
22 [revisor inserts date], as determined by the secretary of administration, to those  
23 individuals designated in the operational plan under 1999 Wisconsin Act .... (this  
24 act), section 9101 (1) (c) 1.

1 (c) The board of directors of the corporation honors affiliation agreements for  
2 broadcasting purposes entered into by the educational communications board and  
3 the board of regents of the University of Wisconsin System.

4 (d) The board of directors of the corporation negotiates with the board of regents  
5 of the University of Wisconsin System and the secretary of administration for the use  
6 of state-owned equipment and space necessary for the operations of educational  
7 radio and television networks.

8 (e) The secretary of administration approves any amendment to the  
9 corporation's articles of incorporation or bylaws.

10 (f) The corporation permits public inspection and copying of any record of the  
11 corporation, as defined in s. 19.32 (1), to the same extent as required of, and subject  
12 to the same terms and enforcement provisions that apply to, an authority under  
13 subch. II of ch. 19.

14 (g) The corporation provides public access to its meetings to the same extent  
15 as is required of, and subject to the same terms and enforcement provisions that  
16 apply to, a governmental body under subch. V of ch. 19.

17 (h) The corporation provides employes of the legislative audit bureau with  
18 access to all of the corporation's records.

19 (4) AID PAYMENTS. The secretary of administration shall pay aid under sub. (3)  
20 in instalments, as determined by the secretary.

21 **\*-0030/P4.26\* SECTION 970.** 40.02 (28) of the statutes is amended to read:  
22 40.02 (28) "Employer" means the state, including each state agency, any  
23 county, city, village, town, school district, other governmental unit or  
24 instrumentality of 2 or more units of government now existing or hereafter created  
25 within the state and any federated public library system established under s. 43.19

1 whose territory lies within a single county with a population of 500,000 or more,  
2 except as provided under ss. 40.51 (7) and 40.61 (3), ~~or~~ a local exposition district  
3 created under subch. II of ch. 229 or a family care district created under s. 46.2895.  
4 Each employer shall be a separate legal jurisdiction for OASDHI purposes.

5 \*~~0030/P4.27~~\* SECTION 971. 40.02 (36) of the statutes is amended to read:

6 40.02 (36) “Governing body” means the legislature or the head of each state  
7 agency with respect to employes of that agency for the state, the common council in  
8 cities, the village board in villages, the town board in towns, the county board in  
9 counties, the school board in school districts, or the board, commission or other  
10 governing body having the final authority for any other unit of government, for any  
11 agency or instrumentality of 2 or more units of government, for any federated public  
12 library system established under s. 43.19 whose territory lies within a single county  
13 with a population of 500,000 or more ~~or~~, for a local exposition district created under  
14 subch. II of ch. 229 or for a family care district created under s. 46.2895.

15 \*~~0470/1.1~~\* SECTION 972. 40.02 (37) of the statutes is renumbered 40.02 (37)  
16 (intro.) and amended to read:

17 40.02 (37) (intro.) “Health insurance” means ~~contractual~~ any of the following:  
18 (a) Contractual arrangements which may include, but are not limited to,  
19 indemnity or service benefits, or prepaid comprehensive health care plans, which  
20 will provide full or partial payment of the financial expense incurred by employes  
21 and dependents as the result of injury, illness or preventive medical procedures. The  
22 plans may include hospitalization, surgical and medical care, as well as ancillary  
23 items or services as determined by the group insurance board. The plans may  
24 include the type of coverage normally referred to as “major medical” insurance.

25 \*~~0470/1.2~~\* SECTION 973. 40.02 (37) (b) of the statutes is created to read:

1           40.02 (37) (b) For the purpose of health insurance premium credits under ss.  
2           40.05 (4) (b), (bc), (bd), (be), (bf), (bm), (bp) and (bw) and 40.95, group health  
3           insurance within the meaning of par. (a) which is contracted or provided by the group  
4           insurance board under s. 40.03 (6) (a) or (b), including health care coverage under ss.  
5           40.51 and 40.52, and, to the extent permitted by rules promulgated by the  
6           department, health insurance provided by a county pursuant to an election to remain  
7           covered under s. 753.07 (4) or 978.12 (6), including continuation coverage under s.  
8           632.897 or federal law, but not conversion coverage.

9           \*~~0797/P1.1~~\* **SECTION 974.** 40.02 (48) (b) 4. of the statutes is created to read:

10           40.02 (48) (b) 4. A “member of the state patrol” includes one division  
11           administrator in the department of transportation who is counted under s. 230.08  
12           (2)(e) 12. and whose duties include supervising the state traffic patrol, if the division  
13           administrator is certified by the law enforcement standards board under s. 165.85  
14           (4) (b) 1. as being qualified to be a law enforcement officer.

15           \*~~1961/1.5~~\* **SECTION 975.** 40.02 (54) (a) of the statutes is repealed.

16           \*~~0470/1.3~~\* **SECTION 976.** 40.03 (2) (rm) of the statutes is created to read:

17           40.03 (2) (rm) May promulgate rules, which do not conflict with the exclusion  
18           from income under section 106 of the Internal Revenue Code, for including health  
19           insurance plans offered by a person other than an employer under s. 40.02 (37) (b).

20           \*~~1982/2.1~~\* **SECTION 977.** 40.04 (2) (d) of the statutes is amended to read:

21           40.04 (2) (d) The costs of investing the assets of the benefit plans and  
22           retirement systems, including all costs due to s. 40.03 (1) (n), and the costs of legal  
23           services authorized under s. 40.03 (1) (c) shall be paid from the appropriation under  
24           s. 20.515 (1) (r) and charged directly against the appropriate investment income or  
25           reserve accounts of the benefit plan or retirement system receiving the services.

1           \***-0466/3.1\*** SECTION 978. 40.08 (6) (e) of the statutes is repealed and recreated  
2 to read:

3           40.08 (6) (e) Pursuant to rules promulgated by the department and at a rate  
4 of interest established by rule, the department may credit interest on moneys  
5 refunded or credited under this subsection.

6           \***-0466/3.2\*** SECTION 979. 40.08 (7) (c) of the statutes is amended to read:

7           40.08 (7) (c) If Pursuant to rules promulgated by the department and at a rate  
8 of interest established by rule, if an annuity underpayment exceeding exceeds the  
9 limits in par. (a) ~~has not been corrected for at least 12 months~~, the payment to the  
10 annuitant to correct the underpayment shall include 0.4% interest on the amount of  
11 the underpayment ~~for each full month during the period beginning on the date on~~  
12 ~~which the underpayment occurred and ending on the date on which the~~  
13 ~~underpayment is corrected.~~

14           \***-0469/1.1\*** SECTION 980. 40.24 (1) (e) of the statutes is amended to read:

15           40.24 (1) (e) A reduced annuity payable in the normal form or any of the  
16 optional life forms provided under this section, plus a temporary annuity payable  
17 monthly but terminating with the payment payable in the month following the  
18 month in which the annuitant attains age 62 or, if ~~earlier, on the death of the~~  
19 ~~annuitant~~ the annuitant dies before attaining age 62, in the month in which the  
20 annuitant would have attained age 62. It is the intent of this option that so far as  
21 is practicable the amounts of the life annuity and temporary annuity shall be  
22 determined so that the annuitant's total anticipated benefits from the fund and from  
23 his or her primary OASDHI benefit will be the same each month both before and after  
24 attainment of age 62.

25           \***-0467/1.1\*** SECTION 981. 40.25 (6) (a) 2. of the statutes is amended to read:

1           40.25 (6) (a) 2. ~~Applications~~ A participating employe may submit one or more  
2 applications for reestablishment of creditable service ~~must include all creditable~~  
3 ~~service that has been forfeited except that the,~~ except that a participating employe  
4 may not submit more than 2 applications in each calendar year. A participating  
5 employe may apply for all or part of the creditable service that he or she has forfeited,  
6 subject to rules promulgated by the department. The total number of years which  
7 may be reestablished under this subsection may not be greater than the creditable  
8 service of the participating employe at the date of application, or 10 years, whichever  
9 is smaller. The department must receive an application for reestablishment of  
10 creditable service under this subsection and the required payment no later than the  
11 date the participating employe terminates employment with a participating  
12 employer.

13           \*~~0467/1.2~~\* SECTION 982. 40.25 (6) (a) 3. of the statutes is amended to read:

14           40.25 (6) (a) 3. The participating employe applying for forfeited creditable  
15 service under this subsection shall pay to the fund an amount equal to the employe's  
16 statutory contribution on earnings under s. 40.05 (1) (a) for each year of forfeited  
17 service to be reestablished, based upon the participating employe's final average  
18 earnings, determined as if the employe retired on the date the department receives  
19 the application. The department must receive the application and the amount  
20 payable under this subdivision shall be paid in a lump sum payment, except that the  
21 department may, by rule, permit a participating employe to reestablish creditable  
22 service by making payments over a period of more than one year no later than the  
23 date the participating employe terminates employment with a participating  
24 employer. No employer may pay any amount payable under this subdivision on  
25 behalf of any participating employe.

1           \***-0513/1.1\*** SECTION 983. 41.11 (4m) of the statutes is created to read:

2           41.11 (4m) ACCESS TO CUSTOMER INFORMATION; FEES. Notwithstanding s. 19.35,  
3 the department may refuse to reveal names, addresses and related demographic  
4 information maintained on any list that the department has compiled of persons who  
5 have requested information about travel opportunities in the state.  
6 Notwithstanding s. 19.71, if the department provides information from a list of  
7 persons requesting travel information, the department may charge the person  
8 requesting the information a fee to recover the department's actual costs of compiling  
9 and providing the information. The department may reduce or waive the fee under  
10 this subsection if the department determines that the reduction or waiver is in the  
11 public interest.

12           \***-1290/4.6\*** SECTION 984. 44.20 (1) of the statutes is amended to read:

13           44.20 (1) The historical society shall operate and maintain the historic sites  
14 known as Stonefield Village, Pendarvis, Villa Louis, Old Wade House, Madeline  
15 Island, Old World Wisconsin, Northern Great Lakes Center and, if the First Capitol  
16 state park has been transferred to the historical society under 1993 Wisconsin Act  
17 16, section 9142 (1e), First Capitol.

18           \***-1290/4.7\*** SECTION 985. 44.53 (1) (fm) of the statutes is created to read:

19           44.53 (1) (fm) Conduct a program identical to that described in par. (f), but only  
20 for American Indian individuals and groups. The program shall be funded from the  
21 appropriation under s. 20.215 (1) (km).

22           \***-1290/4.8\*** SECTION 986. 44.53 (2) (am) of the statutes is created to read:

23           44.53 (2) (am) Enter into contracts with American Indian individuals,  
24 organizations and institutions and American Indian tribal governments for services  
25 furthering the development of the arts and humanities.

1           \***-0250/3.5\*** SECTION 987. 44.70 (2g) of the statutes is created to read:

2           44.70 (2g) “Educational agency” means a school district, private school,  
3 cooperative educational service agency, technical college district, private college or  
4 public library board.

5           \***-0250/3.6\*** SECTION 988. 44.70 (5) of the statutes is created to read:

6           44.70 (5) “Universal service fund” means the trust fund established under s.  
7 25.95.

8           \***-0251/1.3\*** SECTION 989. 44.71 (2) of the statutes is renumbered 44.71 (2) (a),  
9 and 44.71 (2) (a) 8., as renumbered, is amended to read:

10          44.71 (2) (a) 8. Purchase educational technology equipment for use by school  
11 districts, cooperative educational service agencies and public educational  
12 institutions in this state and permit the districts, agencies and institutions to  
13 purchase or lease the equipment, with an option to purchase the equipment at a later  
14 date. This ~~paragraph~~ subdivision does not require the purchase or lease of any  
15 educational technology equipment from the board.

16          \***-0251/1.4\*** SECTION 990. 44.71 (2) (b) of the statutes is created to read:

17          44.71 (2) (b) The board may contract with the Wisconsin advanced  
18 telecommunications foundation to provide administrative services to the foundation.

19          \***-0250/3.7\*** SECTION 991. 44.71 (2) (e) of the statutes is amended to read:

20          44.71 (2) (e) Subject to s. ~~196.218 (4r) (f)~~ 44.73 (5), in cooperation with the  
21 department and the public service commission, provide telecommunications access  
22 to ~~school districts, private schools, cooperative educational service agencies,~~  
23 ~~technical college districts, private colleges and public library boards~~ educational  
24 agencies under the program established under s. ~~196.218 (4r)~~ 44.73.

25          \***-1506/2.3\*** SECTION 992. 44.71 (2) (e) of the statutes is amended to read:

1           44.71 (2) (e) Subject to s. 196.218 (4r) (f), in cooperation with the department  
2 and the public service commission, provide telecommunications access to school  
3 ~~districts, private schools, cooperative educational service agencies, technical college~~  
4 ~~districts, private colleges and public library boards~~ educational agencies under the  
5 program established under s. 196.218 (4r).

6           \***-1507/2.4\*** SECTION 993. 44.71 (2) (e) of the statutes is amended to read:

7           44.71 (2) (e) Subject to s. 196.218 (4r) (f), in cooperation with the department  
8 and the public service commission, provide telecommunications access to school  
9 ~~districts, private schools, cooperative educational service agencies, technical college~~  
10 ~~districts, private colleges and public library boards~~ educational agencies under the  
11 program established under s. 196.218 (4r).

12           \***-1508/1.1\*** SECTION 994. 44.71 (2) (e) of the statutes is amended to read:

13           44.71 (2) (e) Subject to s. 196.218 (4r) (f), in cooperation with the department  
14 and the public service commission, provide telecommunications access to school  
15 ~~districts, private schools, cooperative educational service agencies, technical college~~  
16 ~~districts, private colleges and public library boards~~ educational agencies under the  
17 program established under s. 196.218 (4r).

18           \***-1561/1.1\*** SECTION 995. 44.72 (1) (a) of the statutes is amended to read:

19           44.72 (1) (a) Award grants to applicants on a competitive basis through one  
20 funding cycle annually, except that the board shall ensure that at least one grant is  
21 awarded annually to an applicant located in the territory of each cooperative  
22 educational service agency.

23           \***-0248/1.2\*** SECTION 996. 44.72 (2) (b) 3. of the statutes is repealed.

24           \***-0248/1.3\*** SECTION 997. 44.72 (2) (e) of the statutes is amended to read:

1           44.72 (2) (e) The board shall distribute the grants under par. (b) 2. ~~and 3.~~  
2 annually on the first Monday in February.

3           \*~~0249/1.7~~\* SECTION 998. 44.72 (4) (title) of the statutes is amended to read:

4           44.72 (4) (title)   ~~SUBSIDIZED EDUCATIONAL~~ EDUCATIONAL TECHNOLOGY  
5 INFRASTRUCTURE LOANS FINANCIAL ASSISTANCE.

6           \*~~0249/1.8~~\* SECTION 999. 44.72 (4) (a) of the statutes is amended to read:

7           44.72 (4) (a) ~~Subsidized loans~~ Financial assistance authorized. The board may  
8 ~~make subsidized loans~~ provide financial assistance under this subsection to school  
9 districts from the proceeds of public debt contracted under s. 20.866 (2) (zc) and to  
10 public library boards from the proceeds of public debt contracted under s. 20.866 (2)  
11 (zcm). ~~Subsidized loans~~ Financial assistance under this subsection may be used only  
12 for the purpose of upgrading the electrical wiring of school and library buildings in  
13 existence on October 14, 1997, and installing and upgrading computer network  
14 wiring.

15           \*~~0249/1.9~~\* SECTION 1000. 44.72 (4) (b) of the statutes is amended to read:

16           44.72 (4) (b) ~~Subsidized loan~~ Financial assistance applications, terms and  
17 conditions. The board shall establish application procedures for, and the terms and  
18 conditions of, ~~subsidized loans~~ financial assistance under this subsection. The board  
19 shall make a loan to a school district or public library board in an amount equal to  
20 50% of the total amount of financial assistance for which the board determines the  
21 school district or public library board is eligible and provide a grant to the school  
22 district or public library board for the remainder of the total. The terms of any  
23 financial assistance under this subsection may include provision of professional  
24 building construction services under s. 16.85 (15). The board shall determine the  
25 interest rate on ~~these loans~~ under this subsection. The interest rate shall be as low

1 as possible but shall be sufficient to fully pay all interest expenses incurred by the  
2 state in making the loans and to provide reserves that are reasonably expected to be  
3 required in the judgment of the board to ensure against losses arising from  
4 delinquency and default in the repayment of ~~subsidized~~ the loans. The term of a  
5 ~~subsidized~~ loan under this subsection may not exceed 10 years.

6 **\*-0249/1.10\* SECTION 1001.** 44.72 (4) (c) of the statutes is amended to read:

7 44.72 (4) (c) *Repayment of ~~subsidized~~ loans.* A school district's or public library  
8 board's total payments on a loan made under this subsection shall be equal to 50%  
9 of the total debt service on the loan, as determined by the board. A school district or  
10 public library board is not obligated to pay the remaining 50% of the debt service on  
11 the loan. The board shall credit all moneys received from school districts ~~under this~~  
12 ~~paragraph for repayment of loans under this subsection~~ to the appropriation account  
13 under s. 20.275 (1) (h). The board shall credit all moneys received from public library  
14 boards ~~under this paragraph for repayment of loans under this subsection~~ to the  
15 appropriation account under s. 20.275 (1) (hb).

16 **\*-0249/1.11\* SECTION 1002.** 44.72 (4) (d) of the statutes is amended to read:

17 44.72 (4) (d) *Funding for ~~subsidized loans~~ financial assistance.* The board, with  
18 the approval of the governor and subject to the limits of s. 20.866 (2) (zc) and (zcm),  
19 may request that the building commission contract public debt in accordance with  
20 ch. 18 to fund loans financial assistance under this subsection.

21 **\*-1769/1.2\* SECTION 1003.** 44.72 (5) of the statutes is created to read:

22 44.72 (5) FOREIGN LANGUAGE INSTRUCTION GRANTS. (a) Beginning in the 2000–01  
23 fiscal year, the board shall award at least one grant in each fiscal year, on a  
24 competitive basis, to an educational organization or consortium of educational

1 organizations for the development and implementation of a foreign language  
2 instruction program in a public school in grades kindergarten to 6.

3 (b) The board shall award grants under par. (a) from the appropriation under  
4 s. 20.275 (1) (b). The board may not award a grant to an organization or consortium  
5 of organizations unless the foreign language instruction is provided to pupils using  
6 data lines or video links for which access is provided under s. 196.218 (4r) (b) or for  
7 which a grant is awarded under s. 196.218 (4r) (g).

8 (c) The board shall promulgate rules defining “educational organization” for  
9 the purposes of this subsection.

10 **\*-0731/1.1\* SECTION 1004.** 45.01 of the statutes is amended to read:

11 **45.01 Wisconsin veterans museum; ~~space for.~~** The department of  
12 administration shall provide suitable space for the purpose of a memorial hall,  
13 designated as the Wisconsin veterans museum, dedicated to the men and women of  
14 Wisconsin who served in the armed forces of the United States in the civil war of 1861  
15 to 1865 or who ~~meets~~ meet one of the conditions listed in s. 45.35 (5) (a) 1. a. to d.,  
16 and the department of veterans affairs shall operate and conduct the Wisconsin  
17 veterans museum. The mission of the Wisconsin veterans museum is to  
18 acknowledge, commemorate and affirm the role of Wisconsin veterans in the United  
19 States of America’s military past by means of instructive exhibits and other  
20 educational programs.

21 **\*-0722/3.1\* SECTION 1005.** 45.25 (1) of the statutes is amended to read:

22 45.25 (1) ADMINISTRATION. The department of veterans affairs shall administer  
23 a tuition and fee reimbursement program for eligible veterans enrolling as  
24 undergraduates in any institution ~~within the university of Wisconsin system,~~

1 ~~enrolling in any technical college under ch. 38 of higher education in this state, as~~  
2 ~~defined in s. 45.396(1)(a), or receiving a waiver of nonresident tuition under s. 39.47.~~

3 \*~~1263/2.1~~\* **SECTION 1006.** 45.25 (2) (d) of the statutes is amended to read:

4 45.25 (2) (d) The individual is a resident at the time of application for the  
5 tuition and fee reimbursement program and was a Wisconsin resident at the time of  
6 entry or reentry into service or was a resident for any consecutive 5-year period after  
7 ~~completing entry or reentry into service on active duty~~ and before the ~~time~~ date of  
8 his or her application. If a person applying for a benefit under this section meets that  
9 5-consecutive-year residency requirement, the department may not require the  
10 person to reestablish that he or she meets the 5-consecutive-year residency  
11 requirement when he or she later applies for any other benefit under this chapter  
12 that requires a 5-consecutive-year residency.

13 \*~~0722/3.2~~\* **SECTION 1007.** 45.25 (2) (e) of the statutes is created to read:

14 45.25 (2) (e) The individual is enrolled for at least 12 credits during the  
15 semester for which reimbursement is sought.

16 \*~~0722/3.3~~\* **SECTION 1008.** 45.25 (3) (a) of the statutes is amended to read:

17 45.25 (3) (a) Except as provided in par. (am), an individual who meets the  
18 requirements under sub. (2), upon satisfactory completion of ~~an~~ a full-time  
19 undergraduate semester in any institution ~~within the university of Wisconsin~~  
20 ~~system or a semester at any technical college district school under ch. 38 of higher~~  
21 education, as defined in s. 45.396(1)(a), in this state or any institution from which  
22 the individual receives a waiver of nonresident tuition under s. 39.47, may be  
23 reimbursed for up to 50% 65% of the individual's tuition and fees, ~~but that.~~ The  
24 reimbursement under this paragraph is limited to a maximum of 50% 65% of the  
25 standard cost for a state resident for an equivalent undergraduate course at the

1 University of Wisconsin–Madison per course or the difference between the  
2 individual’s tuition and fees and the grants or scholarships, including those made  
3 under s. 21.49, that the individual receives specifically for the payment of the tuition  
4 or fees, whichever is less. Reimbursement is available only for tuition and fees that  
5 are part of a curriculum that is relevant to a degree in a particular course of study  
6 at the institution ~~or school~~.

7 \*~~0722/3.4~~\* SECTION 1009. 45.25 (3) (am) of the statutes is amended to read:

8 45.25 (3) (am) A disabled individual who meets the requirements under sub.  
9 (2) and whose disability is rated at 30% or more under 38 USC 1114 or 1134, upon  
10 satisfactory completion of an undergraduate semester in any institution ~~within the~~  
11 ~~university of Wisconsin system or a semester at any technical college district school~~  
12 under ch. 38 of higher education, as defined in s. 45.396 (1) (a), in this state or any  
13 institution from which the individual receives a waiver of nonresident tuition under  
14 s. 39.47, may be reimbursed for up to 100% of the individual’s tuition and fees, ~~but~~  
15 ~~that~~. The reimbursement under this paragraph is limited to 100% of the standard  
16 cost for a state resident for an equivalent undergraduate course at the University of  
17 Wisconsin–Madison per course, or the difference between the individual’s tuition  
18 and fees and the grants or scholarships, including those made under s. 21.49, that  
19 the individual receives specifically for the payment of the tuition or fees, whichever  
20 is less. Reimbursement is available only for tuition and fees that are part of a  
21 curriculum that is relevant to a degree in a particular course of study at the  
22 institution ~~or school~~.

23 \*~~0722/3.5~~\* SECTION 1010. 45.25 (4) (a) of the statutes is amended to read:

24 45.25 (4) (a) An individual is not eligible for reimbursement under sub. (2) for  
25 more than 120 credits ~~of part-time study~~ or 8 full semesters of full-time study at any

1 institution ~~within the university of Wisconsin system of higher education, as defined~~  
2 ~~in s. 45.396 (1) (a), in this state, 60 credits of part-time study or 4 full semesters of~~  
3 ~~full-time study at a technical college under ch. 38~~ any institution of higher  
4 education, as defined in s. 45.396 (1) (a), in this state that offers a degree upon  
5 completion of 60 credits, or an equivalent amount of credits at an institution where  
6 he or she is receiving a waiver of nonresident tuition under s. 39.47.

7 \*~~0589/1.10~~\* SECTION 1011. 45.25 (4) (b) (intro.) of the statutes is amended to  
8 read:

9 45.25 (4) (b) (intro.) The department may provide reimbursement under sub.  
10 (2) to an individual who is delinquent in child support or maintenance payments or  
11 who owes past support, medical expenses or birth expenses, as established by the  
12 ~~receipt by the department of a certification under s. 49.855~~ appearance of the  
13 individual's name on the statewide support lien docket under s. 49.854 (2) (b), only  
14 if the individual provides the department with one of the following:

15 \*~~0589/1.11~~\* SECTION 1012. 45.25 (4) (b) 2. of the statutes is amended to read:  
16 45.25 (4) (b) 2. A statement that the individual is not delinquent in child  
17 support or maintenance payments and does not owe past support, medical expenses  
18 or birth expenses, signed by the ~~clerk of circuit court~~ department of workforce  
19 development or its designee within 7 working days before the date of the application.

20 \*~~1263/2.2~~\* SECTION 1013. 45.35 (5) (a) 2. c. of the statutes is amended to read:  
21 45.35 (5) (a) 2. c. Has been a resident of this state for any consecutive 5-year  
22 period after completing entry or reentry into service ~~on active duty~~ and before the  
23 date of his or her application or death. If a person applying for a benefit under this  
24 subchapter meets that 5-consecutive-year residency requirement, the department  
25 may not require the person to reestablish that he or she meets the

1 5–consecutive–year residency requirement when he or she later applies for any other  
2 benefit under this chapter that requires a 5–consecutive–year residency.

3 **\*-1629/3.5\* SECTION 1014.** 45.35 (14) (h) of the statutes is created to read:

4 45.35 (14) (h) To provide grants to the governing bodies of federally recognized  
5 American Indian tribes and bands from the appropriation under s. 20.485 (2) (km)  
6 for the creation of a model program that helps American Indians overcome barriers  
7 to the receipt of federal and state veterans benefits.

\*\*\*\*NOTE: The creation of s. 45.35 (14) (h) is based on the creation of s. 20.505 (8)  
(hm) in LRB-0757. If LRB-0757 is not included in the budget bill, then this paragraph  
will have to be deleted or redrafted.

8 **\*-0722/3.6\* SECTION 1015.** 45.35 (15) of the statutes is amended to read:

9 45.35 (15) LIBERAL CONSTRUCTION INTENDED. This section, ss. 45.25, 45.351,  
10 45.356 and 45.37 and subch. II shall be construed as liberally as the language  
11 permits in favor of applicants.

12 **\*-0724/1.1\* SECTION 1016.** 45.351 (4) of the statutes is created to read:

13 45.351 (4) ANNUAL EXPENDITURE. The total of grants made under sub. (1j) may  
14 not exceed \$1,200,000 in any fiscal year.

15 **\*-0589/1.12\* SECTION 1017.** 45.356 (6) (intro.) of the statutes is amended to  
16 read:

17 45.356 (6) (intro.) The department may provide a loan under this section after  
18 ~~the department receives a certification under s. 49.855 (7) that the applicant is~~  
19 ~~delinquent in child support or maintenance payments or owes past support, medical~~  
20 ~~expenses or birth expenses to an applicant whose name appears on the statewide~~  
21 ~~support lien docket under s. 49.854 (2) (b) only if the applicant does one of the~~  
22 following:

23 **\*-0589/1.13\* SECTION 1018.** 45.356 (6) (b) of the statutes is amended to read:

1           45.356 (6) (b) Provides to the department a statement that the applicant is not  
2 delinquent in child support or maintenance payments and does not owe past support,  
3 medical expenses or birth expenses, signed by the ~~clerk of circuit court~~ department  
4 of workforce development or its designee within 7 working days before the date of the  
5 application.

6           \*~~0725/2.1~~\* SECTION 1019. 45.356 (9) (a) of the statutes is amended to read:

7           45.356 (9) (a) The department may borrow from the veterans mortgage loan  
8 repayment fund under s. 45.79 (7) (a) ~~and shall pledge to obtain money to make loans~~  
9 ~~made under this section as collateral for the borrowing.~~

10           \*~~0725/2.2~~\* SECTION 1020. 45.356 (9) (b) of the statutes is amended to read:

11           45.356 (9) (b) The department may enter into transactions with the state  
12 investment board to obtain money to make loans under this section. Transactions  
13 authorized under this paragraph include direct borrowing from the state investment  
14 board or any other financial agreement agreed to by the department and the state  
15 investment board.

16           \*~~1263/2.3~~\* SECTION 1021. 45.37 (3) (b) (title) of the statutes is repealed.

17           \*~~1263/2.4~~\* SECTION 1022. 45.37 (3) (b) of the statutes is renumbered 45.37 (3)  
18 and amended to read:

19           45.37 (3) *Nonresident.* A veteran who was not a resident of this state at the  
20 time of enlistment or induction into service but who is otherwise qualified for  
21 membership may be admitted if the veteran has been a resident of this state for any  
22 consecutive 5-year period after ~~completing~~ enlistment or induction into service on  
23 active duty and before the date of his or her application. If a person applying for a  
24 benefit under this subchapter meets that ~~5-consecutive-year~~ residency  
25 requirement, the department may not require the person to reestablish that he or she

1 meets the 5-consecutive-year residency requirement when he or she later applies  
2 for any other benefit under this chapter that requires a 5-consecutive-year  
3 residency.

4 **\*-0722/3.7\* SECTION 1023.** 45.396 (1) (a) of the statutes is amended to read:

5 45.396 (1) (a) “Institution of higher education” ~~means an educational~~  
6 ~~institution meeting the requirements of P.L. 89-329 for institutions covered therein~~  
7 ~~and of P.L. 89-287 for business, trade, technical or vocational schools and full-time~~  
8 ~~post-high school technical colleges~~ has the meaning given in 20 USC 1088 (a).

9 **\*-0726/2.1\* SECTION 1024.** 45.396 (5) of the statutes is amended to read:

10 45.396 (5) Except as provided in sub. (9), the reimbursement may not exceed  
11 ~~50%~~ 65% of the cost of tuition and fees and shall also be limited to a maximum of ~~50%~~  
12 65% of the standard cost for a state resident for tuition and fees for an equivalent  
13 undergraduate course at the University of Wisconsin-Madison per course and may  
14 not be provided to an individual more than 4 times during any consecutive 12-month  
15 period.

16 **\*-0589/1.14\* SECTION 1025.** 45.396 (6) (intro.) of the statutes is amended to  
17 read:

18 45.396 (6) (intro.) The department may make a grant ~~to an applicant under this~~  
19 ~~section after the department receives a certification under s. 49.855 (7) that the~~  
20 ~~applicant is delinquent in child support or maintenance payments or owes past~~  
21 ~~support, medical expenses or birth expenses~~ to an applicant whose name appears on  
22 the statewide support lien docket under s. 49.854 (2) (b) only if the applicant provides  
23 the department with one of the following:

24 **\*-0589/1.15\* SECTION 1026.** 45.396 (6) (b) of the statutes is amended to read:

1           45.396 (6) (b) A statement that the applicant is not delinquent in child support  
2 or maintenance payments and does not owe past support, medical expenses or birth  
3 expenses, signed by the ~~clerk of circuit court~~ department of workforce development  
4 or its designee within 7 working days before the date of the application.

5           \*~~0727/3.1~~\* SECTION 1027. 45.397 (4) of the statutes is amended to read:

6           45.397 (4) ANNUAL EXPENDITURE. The total amount of grants made under this  
7 section may not exceed \$500,000 ~~in fiscal year 1993–94 and \$500,000 in any~~ fiscal  
8 year ~~1994–95~~.

9           \*~~1263/2.5~~\* SECTION 1028. 45.71 (16) (a) 2m. a. of the statutes is amended to  
10 read:

11           45.71 (16) (a) 2m. a. Has been a resident of this state for any consecutive 5–year  
12 period after ~~completing~~ enlistment or induction into service on active duty and before  
13 the date of his or her application or death. If a person applying for a benefit under  
14 this subchapter meets that 5–consecutive–year residency requirement, the  
15 department may not require the person to reestablish that he or she meets the  
16 5–consecutive–year residency requirement when he or she applies for any other  
17 benefit under this chapter that requires a 5–consecutive–year residency.

18           \*~~0589/1.16~~\* SECTION 1029. 45.74 (6) (intro.) of the statutes is amended to  
19 read:

20           45.74 (6) DELINQUENT SUPPORT PAYMENTS. (intro.) The person is delinquent in  
21 child support or maintenance payments or owes past support, medical expenses or  
22 birth expenses, as evidenced by ~~a certification under s. 49.855 (7)~~ the appearance of  
23 the person's name on the statewide support lien docket under s. 49.854 (2) (b), unless  
24 the person provides the department or authorized lender with one of the following:

25           \*~~0589/1.17~~\* SECTION 1030. 45.74 (6) (b) of the statutes is amended to read:

1           45.74 (6) (b) A statement that the person is not delinquent in child support or  
2 maintenance payments and does not owe past support, medical expenses or birth  
3 expenses, signed by the ~~clerk of circuit court~~ department of workforce development  
4 or its designee within 7 working days before the date of the application.

5           \*~~0729/2.1~~\* SECTION 1031. 45.76 (1) (c) of the statutes is amended to read:

6           45.76 (1) (c) *Home improvements.* A loan of not more than ~~\$15,000~~ \$25,000 to  
7 improve a home, including construction of a garage.

8           \*~~1432/5.46~~\* SECTION 1032. 45.79 (9) (a) of the statutes is amended to read:

9           45.79 (9) (a) All moneys received from any source for repayment of loans,  
10 mortgages or mortgage loan notes funded with proceeds of revenue obligations  
11 issued under sub. (6) (c) shall be deposited into one or more separate nonlapsible  
12 trust funds in the state treasury or with a trustee as provided in s. ~~18.56~~ 18.561 (9)  
13 (j) or 18.562 (5) (e). The board may pledge revenues received by the funds to secure  
14 revenue obligations issued under sub. (6) (c) and shall have all other powers  
15 necessary and convenient to distribute the procceds of the revenue obligations and  
16 loan repayments in accordance with subch. II of ch. 18. Unrestricted balances in the  
17 funds may be used to fund additional loans issued under sub. (6) (c) and pay the  
18 balances owing on loans after the assumptions of the loans or the closings of the sales  
19 of residences under sub. (10) (c).

20           \*~~0284/2.3~~\* SECTION 1033. 46.03 (1) of the statutes is amended to read:

21           46.03 (1) INSTITUTIONS GOVERNED. Maintain and govern the Mendota and the  
22 Winnebago mental health institutes; the secure mental health facility established  
23 under s. 46.055; and the centers for the developmentally disabled.

24           \*~~0274/1.1~~\* SECTION 1034. 46.03 (7) (g) of the statutes is created to read:

1           46.03 (7) (g) Before July 1, 2006, establish a statewide automated child welfare  
2 information system.

3           \*~~1732/1.2~~\* SECTION 1035. 46.03 (22) (a) of the statutes is amended to read:

4           46.03 (22) (a) "Community living arrangement" means any of the following  
5 facilities licensed or operated, or permitted under the authority of the department:  
6 child welfare agencies under s. 48.60, group homes for children under s. 48.02 (7) and  
7 community-based residential facilities under s. 50.01; but does not include adult  
8 family homes, as defined in s. 50.01, day care centers, nursing homes, general  
9 hospitals, special hospitals, prisons and jails. ~~"Community living arrangement" also~~  
10 ~~includes a youth village program as described in s. 118.42.~~

11           \*~~0271/3.1~~\* SECTION 1036. 46.034 (3) of the statutes is amended to read:

12           46.034 (3) With the agreement of the affected county board of supervisors in  
13 a county with a single-county department or boards of supervisors in counties with  
14 a multicounty department, effective for the contract period beginning January 1,  
15 1980, the department may approve a county with a single-county department or  
16 counties participating in a multicounty department to administer a single  
17 consolidated aid consisting of the state and federal financial aid available to that  
18 county or those counties from appropriations under s. 20.435 (3) (o) and (7) (b), (kw),  
19 (kz) and (o) for services provided and purchased by county departments under ss.  
20 46.215, 46.22, 46.23, 51.42 and 51.437. Under such an agreement, in the interest of  
21 improved service coordination and effectiveness, the county board of supervisors in  
22 a county with a single-county department or county boards of supervisors in  
23 counties with a multicounty department may reallocate among county departments  
24 under ss. 46.215, 46.22, 46.23, 51.42 and 51.437 funds that otherwise would be  
25 specified for use by a single county department. The budget under s. 46.031 (1) shall

1 be the vehicle for expressing the proposed use of the single consolidated fund by the  
2 county board of supervisors in a county with a single-county department or county  
3 boards of supervisors in counties with a multicounty department. Approval by the  
4 department of this use of the fund shall be in the contract under s. 46.031 (2g).  
5 Counties that were selected by the department to pilot test consolidated aids for  
6 contract periods beginning January 1, 1978, may continue or terminate  
7 consolidation with the agreement of the affected county board of supervisors in a  
8 county with a single-county department or county boards of supervisors in counties  
9 with a multicounty department.

10 \***-0023/3.2\*** **SECTION 1037.** 46.043 of the statutes is created to read:

11 **46.043 Additional services of mental health institutes.** (1) In addition  
12 to inpatient and outpatient services provided at mental health institutes under ss.  
13 51.05 and 51.07, the department may authorize mental health institutes to offer  
14 services other than inpatient mental health services when the department  
15 determines that community services need to be supplemented. Services that may be  
16 offered under this section include mental health outpatient treatment and services,  
17 day programming, consultation and services in residential facilities, including group  
18 homes, child caring institutions and community-based residential facilities.

19 (2) Services under this section may be provided only under contract between  
20 the department and a county department under s. 46. 215, 46.22 or 46.23, a school  
21 district or another public or private entity within the state to persons referred from  
22 those entities, at the discretion of the department. The department shall charge the  
23 referring entity all costs associated with providing the services. Unless a referral is  
24 made, the department may not offer services under this section to the person who is  
25 to receive the services or his or her family. The department may not impose a charge

1 for services under this section upon the person receiving the services or his or her  
2 family. The department shall credit any revenues received under this section to the  
3 appropriation account under s. 20.435 (2) (gk).

4 (3) (a) Except as provided in pars. (b) and (c), services under this section are  
5 governed by all of the following:

6 1. The terms of the contract between the department and the referring entity.

7 2. Subchapter XVI of ch. 48 and ss. 50.03, 50.032, 50.033, 50.034 (1) to (3),  
8 50.035, 50.04, 50.09, 51.04, 51.42 (7) (b) and 51.61. In applying these statutes, the  
9 services shall be considered to be provided by a private entity.

10 3. Rules promulgated under the statutes specified in subd. 2.

11 (b) In the event of a conflict between par. (a) 1. and 2. or 3., the services shall  
12 comply with the contractual, statutory or rules provision that is most protective of  
13 the service recipient's health, safety, welfare or rights, as determined by the mental  
14 health institute.

15 (c) Sections 46.03 (18), 46.10, 51.15 (2), 51.20 (13) (c) 1. and 51.42 (3) (as) and  
16 zoning or other ordinances or regulations of the county, city, town or village in which  
17 the services are provided or the facility is located do not apply to the services under  
18 this section.

19 (d) The department may not be required, by court order or otherwise, to offer  
20 services under this section.

21 (4) Services in a residential facility that are authorized by the department  
22 under this section shall be provided only in a facility that is situated on the grounds  
23 of a mental health institute. The facility may not be considered to be a hospital, as  
24 defined in s. 50.33 (2), an inpatient facility, as defined in s. 51.01 (10), a state

1 treatment facility, as defined in s. 51.01 (15), or a treatment facility, as defined in s.  
2 51.01 (19).

3 **\*-0284/2.4\* SECTION 1038.** 46.055 of the statutes is created to read:

4 **46.055 Secure mental health facility for sexually violent persons.** The  
5 department shall establish and operate a secure mental health facility for the  
6 detention, evaluation and institutional care of persons under ch. 980.

7 **\*-0278/1.1\* SECTION 1039.** 46.057 (2) of the statutes is amended to read:

8 46.057 (2) From the appropriation account under s. 20.410 (3) (hm), the  
9 department of corrections shall transfer to the appropriation account under s. 20.435  
10 (2) (kx) ~~\$3,125,100~~ \$3,763,200 in fiscal year ~~1997-99~~ 1999-2000 and ~~\$3,236,200~~  
11 \$3,869,200 in fiscal year ~~1998-99~~ 2000-01 for services for juveniles placed at the  
12 Mendota juvenile treatment center. The department of health and family services  
13 may charge the department of corrections not more than the actual cost of providing  
14 those services.

15 **\*-0284/2.5\* SECTION 1040.** 46.10 (2) of the statutes is amended to read:

16 46.10 (2) Except as provided in subs. (2m) and (14) (b) and (c), any person,  
17 including but not limited to a person admitted, committed or placed under s. 975.01,  
18 1977 stats., s. 975.02, 1977 stats., and s. 975.17, 1977 stats., and ss. 51.10, 51.13,  
19 51.15, 51.20, 51.35 (3), 51.37 (5), 51.45 (10), (11), (12) and (13), 55.05, 55.06, 971.14  
20 (2) and (5), 971.17 (1), 975.06 and 980.06, receiving care, maintenance, services and  
21 supplies provided by any institution in this state including University of Wisconsin  
22 Hospitals and Clinics, in which the state is chargeable with all or part of the person's  
23 care, maintenance, services and supplies, any person receiving care and services  
24 from a county department established under s. 51.42 or 51.437 or from a facility  
25 established under s. 49.73, and any person receiving treatment and services from a

1 public or private agency under s. 971.17 (3) (d) or (4) (e), 980.06 (2) ~~(e)~~ (cv) or 980.08  
2 (5) (e) and the person's property and estate, including the homestead, and the spouse  
3 of the person, and the spouse's property and estate, including the homestead, and,  
4 in the case of a minor child, the parents of the person, and their property and estates,  
5 including their homestead, and, in the case of a foreign child described in s. 48.839  
6 (1) who became dependent on public funds for his or her primary support before an  
7 order granting his or her adoption, the resident of this state appointed guardian of  
8 the child by a foreign court who brought the child into this state for the purpose of  
9 adoption, and his or her property and estate, including his or her homestead, shall  
10 be liable for the cost of the care, maintenance, services and supplies in accordance  
11 with the fee schedule established by the department under s. 46.03 (18). If a spouse,  
12 widow or minor, or an incapacitated person may be lawfully dependent upon the  
13 property for their support, the court shall release all or such part of the property and  
14 estate from the charges that may be necessary to provide for those persons. The  
15 department shall make every reasonable effort to notify the liable persons as soon  
16 as possible after the beginning of the maintenance, but the notice or the receipt  
17 thereof is not a condition of liability.

18 \*~~0183/1.2~~\* SECTION 1041. 46.10 (2m) of the statutes is amended to read:

19 46.10 (2m) The liability specified in sub. (2) shall not apply to tuberculosis  
20 patients receiving care, maintenance, services and supplies under ss. ~~58.06 and~~  
21 252.07 to 252.10, to persons 18 and older receiving care, maintenance, services and  
22 supplies provided by prisons named in s. 302.01 or to parents of a minor who receives  
23 care for alcohol or drug abuse under s. 51.47 (1) without consent of the minor's parent  
24 or guardian.

25 \*~~0183/1.3~~\* SECTION 1042. 46.18 (1) of the statutes is amended to read:

1           46.18 (1) TRUSTEES. Every county home, infirmary, hospital, tuberculosis  
2 ~~hospital or sanatorium~~, or similar institution, shall, subject to regulations approved  
3 by the county board, be managed by a board of trustees, electors of the county, chosen  
4 by ballot by the county board. At its annual meeting, the county board shall appoint  
5 an uneven number of trustees, from 3 to 9 at the option of the board, for staggered  
6 3-year terms ending the first Monday in January. Any vacancy shall be filled for the  
7 unexpired term by the county board; but the chairperson of the county board may  
8 appoint a trustee to fill the vacancy until the county board acts.

9           \*~~0183/1.4~~\* SECTION 1043. 46.20 (1) of the statutes is amended to read:

10           46.20 (1) Any 2 or more counties may jointly, by majority vote of all the  
11 members of each county board, provide for a county home, infirmary, hospital,  
12 ~~tuberculosis hospital or sanatorium~~, or similar institution, or juvenile detention  
13 home, which shall be established, maintained and operated pursuant to all the  
14 statutes relating to the establishment, maintenance and operation of similar  
15 institutions, respectively, by any single county whose population is less than  
16 250,000, except as otherwise provided in this section; and in all respects, except as  
17 herein specified, each such institution shall be the county institution of each of the  
18 counties so joining.

19           \*~~0183/1.5~~\* SECTION 1044. 46.20 (3) of the statutes is amended to read:

20           46.20 (3) Upon approval of the site, plans and specifications, as provided in s.  
21 ~~252.073 as to tuberculosis sanatoriums~~ and ss. 46.17 and 301.37, as to other  
22 institutions, the joint committee shall report to the several county boards the  
23 estimated cost of the site and buildings, and the amount thereof chargeable to each  
24 county on the basis set forth in sub. (6) (a), appending to each report a copy of the  
25 plans and specifications and all matter relating to the site and buildings. If the report

1 is approved by each county board, the joint committee shall purchase the site and  
2 cause the buildings to be erected in accordance with the plans and specifications.

3 **\*-0183/1.6\* SECTION 1045.** 46.20 (8) of the statutes is repealed.

4 **\*-0183/1.7\* SECTION 1046.** 46.20 (10) of the statutes is repealed.

5 **\*-0030/P4.28\* SECTION 1047.** 46.21 (2m) (c) of the statutes is amended to read:

6 46.21 (2m) (c) *Exchange of information.* Notwithstanding ss. 46.2895(9), 48.78  
7 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and  
8 253.07 (3) (c), any subunit of the county department of human services acting under  
9 this subsection may exchange confidential information about a client, without the  
10 informed consent of the client, with any other subunit of the same county department  
11 of human services, with a resource center, care management organization or family  
12 care district, or with any person providing services to the client under a purchase of  
13 services contract with the county department of human services or with a resource  
14 center, care management organization or family care district, if necessary to enable  
15 an employe or service provider to perform his or her duties, or to enable the county  
16 department of human services to coordinate the delivery of services to the client.

17 **\*-1186/3.9\* SECTION 1048.** 46.215 (1) (j) of the statutes is amended to read:

18 46.215 (1) (j) To make payments in such manner as the department of  
19 workforce development may determine for training of recipients, former recipients  
20 and potential recipients of aid in programs established under ss. s. 49.193, 1997  
21 stats., and s. 49.26 (1).

22 **\*-0030/P4.29\* SECTION 1049.** 46.215 (1) (r) of the statutes is created to read:

23 46.215 (1) (r) If authorized under s. 46.283 (1) (a) 1., to apply to the department  
24 of health and family services to operate a resource center under s. 46.283 and, if the

1 department contracts with the county under s. 46.283 (2), to operate the resource  
2 center.

3 **\*-0030/P4.30\* SECTION 1050.** 46.215 (1) (s) of the statutes is created to read:

4 46.215 (1) (s) If authorized under s. 46.284 (1) (a) 1., to apply to the department  
5 of health and family services to operate a care management organization under s.  
6 46.284 and, if the department contracts with the county under s. 46.284 (2), to  
7 operate the care management organization and, if appropriate, place funds in a risk  
8 reserve.

9 **\*-0493/2.1\* SECTION 1051.** 46.215 (1g) of the statutes is renumbered 46.215  
10 (1g) (intro.) and amended to read:

11 46.215 (1g) ADMINISTRATION OF FOOD STAMPS ~~FOR PARTICIPANTS IN~~ BY A WISCONSIN  
12 WORKS AGENCY. (intro.) The Wisconsin works agency, as defined in s. 49.001 (9), shall,  
13 to the extent permitted by federal law, certify eligibility for and distribute, if  
14 determined eligible, issue food coupons under s. 49.143 (2) (e) to eligible participants  
15 to all of the following:

16 (a) Participants in the Wisconsin works program under subch. III of ch. 49.

17 **\*-0493/2.2\* SECTION 1052.** 46.215 (1g) (b) of the statutes is created to read:

18 46.215 (1g) (b) Persons who may be required to participate in the food stamp  
19 employment and training program under s. 49.124 (1m), if the department of  
20 workforce development has contracted with the Wisconsin works agency to  
21 administer the food stamp employment and training program under s. 49.124 (1m).

22 **\*-0493/2.3\* SECTION 1053.** 46.215 (1g) (c) of the statutes is created to read:

23 46.215 (1g) (c) Other persons who are under the age of 61 and who are not  
24 disabled, as defined by the department.

25 **\*-0030/P4.31\* SECTION 1054.** 46.215 (1m) of the statutes is amended to read:

1           46.215 (1m) EXCHANGE OF INFORMATION. Notwithstanding ss. 46.2895 (9), 48.78  
2           (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07  
3           (3) (c) and 938.78 (2) (a), any subunit of the county department of social services  
4           acting under this section may exchange confidential information about a client,  
5           without the informed consent of the client, with any other subunit of the same county  
6           department of social services, with a resource center, care management organization  
7           or family care district, or with any person providing services to the client under a  
8           purchase of services contract with the county department of social services or with  
9           a resource center, care management organization or family care district, if necessary  
10          to enable an employe or service provider to perform his or her duties, or to enable the  
11          county department of social services to coordinate the delivery of services to the  
12          client.

13           \***-0271/3.2\*** SECTION 1055. 46.215 (2) (c) 1. of the statutes is amended to read:

14           46.215 (2) (c) 1. A county department of social services shall develop, under the  
15           requirements of s. 46.036, plans and contracts for care and services to be purchased,  
16           except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department  
17           of health and family services may review the contracts and approve them if they are  
18           consistent with s. 46.036 and if state or federal funds are available for such purposes.  
19           The joint committee on finance may require the department of health and family  
20           services to submit the contracts to the committee for review and approval. The  
21           department of health and family services may not make any payments to a county  
22           for programs included in a contract under review by the committee. The department  
23           of health and family services shall reimburse each county for the contracts from the  
24           appropriations under s. 20.435 (3) (o) and (7) (b), (kw), (kz) and (o), as appropriate,  
25           under s. 46.495.

1           \***-0030/P4.32\*** **SECTION 1056.** 46.22 (1)(b) 1. j. of the statutes is created to read:

2           46.22 (1) (b) 1. j. If authorized under s. 46.283 (1) (a) 1., to apply to the  
3 department of health and family services to operate a resource center under s. 46.283  
4 and, if the department contracts with the county under s. 46.283 (2), to operate the  
5 resource center.

6           \***-0030/P4.33\*** **SECTION 1057.** 46.22 (1) (b) 1. k. of the statutes is created to  
7 read:

8           46.22 (1) (b) 1. k. If authorized under s. 46.284 (1) (a) 1., to apply to the  
9 department of health and family services to operate a care management organization  
10 under s. 46.284 and, if the department contracts with the county under s. 46.284 (2),  
11 to operate the care management organization and, if appropriate, place funds in a  
12 risk reserve.

13           \***-1186/3.10\*** **SECTION 1058.** 46.22 (1) (b) 2. a. of the statutes is repealed.

14           \***-1186/3.11\*** **SECTION 1059.** 46.22 (1) (b) 2. e. of the statutes is amended to  
15 read:

16           46.22 (1) (b) 2. e. To make payments in such manner as the department of  
17 workforce development may determine for training of recipients, former recipients  
18 and potential recipients of aid in programs established under ss. 49.193, 1997 stats.  
19 and 49.26 (1).

20           \***-0274/1.2\*** **SECTION 1060.** 46.22 (1) (c) 8. f. of the statutes is created to read:

21           46.22 (1) (c) 8. f. Before July 1, 2006, the county department of social services  
22 shall implement the statewide automated child welfare information system  
23 established by the department under s. 46.03 (7) (g).

24           \***-0030/P4.34\*** **SECTION 1061.** 46.22 (1) (dm) of the statutes is amended to read:

1           46.22 (1) (dm) *Exchange of information*. Notwithstanding ss. 46.2895 (9), 48.78  
2           (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07  
3           (3) (c) and 938.78 (2) (a), any subunit of the county department of social services  
4           acting under this subsection may exchange confidential information about a client,  
5           without the informed consent of the client, with any other subunit of the same county  
6           department of social services, with a resource center, care management organization  
7           or family care district, or with any person providing services to the client under a  
8           purchase of services contract with the county department of social services or with  
9           a resource center, care management organization or family care district, if necessary  
10          to enable an employe or service provider to perform his or her duties, or to enable the  
11          county department of social services to coordinate the delivery of services to the  
12          client.

13           \***-0271/3.3\*** SECTION 1062. 46.22 (1) (e) 3. a. of the statutes is amended to read:

14           46.22 (1) (e) 3. a. A county department of social services shall develop, under  
15          the requirements of s. 46.036, plans and contracts for care and services, except under  
16          subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and  
17          family services may review the contracts and approve them if they are consistent  
18          with s. 46.036 and to the extent that state or federal funds are available for such  
19          purposes. The joint committee on finance may require the department of health and  
20          family services to submit the contracts to the committee for review and approval.  
21          The department of health and family services may not make any payments to a  
22          county for programs included in the contract that is under review by the committee.  
23          The department of health and family services shall reimburse each county for the  
24          contracts from the appropriations under s. 20.435 (3) (o) and (7) (b), (kw), (kz) and  
25          (o) according to s. 46.495.

1           \*~~0493/2.4~~\* SECTION 1063. 46.22 (1g) of the statutes is renumbered 46.22 (1g)  
2 (intro.) and amended to read:

3           46.22 (1g) ADMINISTRATION OF FOOD STAMPS ~~FOR PARTICIPANTS IN~~ BY A WISCONSIN  
4 WORKS AGENCY (intro.) The Wisconsin works agency, as defined in s. 49.001 (9), shall,  
5 to the extent permitted by federal law, certify eligibility for and distribute, if  
6 determined eligible, issue food coupons under s. 49.143 (2) (e) to eligible participants  
7 to all of the following:

8           (a) Participants in the Wisconsin works program under subch. III of ch. 49.

9           \*~~0493/2.5~~\* SECTION 1064. 46.22 (1g) (b) of the statutes is created to read:

10          46.22 (1g) (b) Persons who may be required to participate in the food stamp  
11 employment and training program under s. 49.124 (1m), if the department of  
12 workforce development has contracted with the Wisconsin works agency to  
13 administer the food stamp employment and training program under s. 49.124 (1m).

14          \*~~0493/2.6~~\* SECTION 1065. 46.22 (1g) (c) of the statutes is created to read:

15          46.22 (1g) (c) Other persons who are under the age of 61 and who are not  
16 disabled, as defined by the department.

17          \*~~0030/P4.35~~\* SECTION 1066. 46.23 (3) (e) of the statutes is amended to read:

18          46.23 (3) (e) *Exchange of information.* Notwithstanding ss. 46.2895 (9), 48.78  
19 (2) (a), 49.45 (4), 49.83, 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7), 253.07  
20 (3) (c) and 938.78 (2) (a), any subunit of a county department of human services  
21 acting under this section may exchange confidential information about a client,  
22 without the informed consent of the client, with any other subunit of the same county  
23 department of human services, with a resource center, care management  
24 organization or family care district, or with any person providing services to the  
25 client under a purchase of services contract with the county department of human

1 services or with a resource center, care management organization or family care  
2 district, if necessary to enable an employe or service provider to perform his or her  
3 duties, or to enable the county department of human services to coordinate the  
4 delivery of services to the client.

5 **\*-1547/2.1\* SECTION 1067.** 46.266 (1) (d) of the statutes is created to read:

6 46.266 (1) (d) A person in the facility who has been determined under s. 49.45  
7 (6c) (b) to require active treatment for mental illness.

8 **\*-0030/P4.36\* SECTION 1068.** 46.27 (1) (bm) of the statutes is amended to read:

9 46.27 (1) (bm) "Private nonprofit agency" means a nonprofit corporation, as  
10 defined in s. 181.0103 (17), which provides ~~comprehensive health care services to~~  
11 elderly persons a program of all-inclusive care for persons aged 65 or older  
12 authorized under 42 USC 1395 to 1395ggg and which participates in the On Lok  
13 replication initiative.

14 **\*-0030/P4.37\* SECTION 1069.** 46.27 (2) (k) of the statutes is created to read:

15 46.27 (2) (k) Review and approve or disapprove the terms of risk reserve escrow  
16 accounts created under sub. (7) (fr) and approve or disapprove disbursements for  
17 administrative or staff costs from the risk reserve escrow accounts.

18 **\*-0030/P4.38\* SECTION 1070.** 46.27 (4) (c) (intro.) of the statutes is amended  
19 to read:

20 46.27 (4) (c) (intro.) The planning committee shall ~~develop~~ do all of the  
21 following:

22 1. Develop a community options plan for participation in the program. The  
23 plan shall include:

24 **\*-0030/P4.39\* SECTION 1071.** 46.27 (4) (c) 1. to 7. of the statutes are  
25 renumbered 46.27 (4) (c) 1. a. to g.

1           \***-0030/P4.40\*** **SECTION 1072.** 46.27 (4) (c) 2. of the statutes is created to read:

2           46.27 (4) (c) 2. Advise the county board of supervisors and, if applicable, the  
3 county administrator or county executive on whether to apply to the department for  
4 a contract to operate a resource center or a care management organization and  
5 whether to create a family care district to apply to the department for such a contract.

6           \***-0030/P4.41\*** **SECTION 1073.** 46.27 (4) (c) 3. of the statutes is created to read:

7           46.27 (4) (c) 3. Review initial plans and existing provider networks of any care  
8 management organization in the area to assist the care management organization  
9 in developing a network of service providers that includes a sufficient number of  
10 accessible, convenient and desirable services.

11          \***-0030/P4.42\*** **SECTION 1074.** 46.27 (4) (c) 4. of the statutes is created to read:

12          46.27 (4) (c) 4. Advise care management organizations about whether to offer  
13 optional acute and primary health care services and, if so, how these benefits should  
14 be offered.

15          \***-0030/P4.43\*** **SECTION 1075.** 46.27 (4) (c) 8. of the statutes is renumbered

16 46.27 (4) (c) 1. h. and amended to read:

17          46.27 (4) (c) 1. h. If a pilot project under s. ~~46.271 (2m)~~ 46.281 (1) (d) is  
18 established in the county, a description of how the activities of the pilot project relate  
19 to and are coordinated with the county's proposed program.

20          \***-0030/P4.44\*** **SECTION 1076.** 46.27 (5) (am) of the statutes is amended to read:

21          46.27 (5) (am) Organize assessment activities specified in sub. (6). The county  
22 department or aging unit shall utilize persons for each assessment who can  
23 determine the needs of the person being assessed and who know the availability  
24 within the county of services alternative to placement in a nursing home. If any  
25 hospital patient is referred to a nursing home for admission, these persons shall work

1 with the hospital discharge planner in performing the activities specified in sub. (6).  
2 The county department or aging unit shall coordinate the involvement of  
3 representatives from the county departments under ss. 46.215, 46.22, 51.42 and  
4 51.437, health service providers and the county commission on aging in the  
5 assessment activities specified in sub. (6), as well as the person being assessed and  
6 members of the person's family or the person's guardian. This paragraph does not  
7 apply to a county department or aging unit in a county where a pilot project under  
8 s. ~~46.271 (2m)~~ 46.281 (1) (d) is established.

9 \***-0030/P4.45\*** **SECTION 1077.** 46.27 (6) (a) 3. of the statutes is amended to  
10 read:

11 46.27 (6) (a) 3. In each participating county, except in counties where a pilot  
12 project under s. ~~46.271 (2m)~~ 46.281 (1) (d) is established, assessments shall be  
13 conducted for those persons and in accordance with the procedures described in the  
14 county's community options plan. The county may elect to establish assessment  
15 priorities for persons in target groups identified by the county in its plan regarding  
16 gradual implementation. If a person who is already admitted to a nursing home  
17 requests an assessment and if funds allocated for assessments under sub. (7) (am)  
18 are available, the county shall conduct the assessment.

19 \***-0030/P4.46\*** **SECTION 1078.** 46.27 (6g) (intro.) of the statutes is amended to  
20 read:

21 46.27 (6g) **FISCAL RESPONSIBILITY.** (intro.) Except as provided in s. 51.40, and  
22 within the limitations under sub. (7) (b), the fiscal responsibility of a county for an  
23 assessment, unless the assessment is performed by an entity under s. ~~46.271 (2m)~~  
24 46.281 (1) (d), case plan or services provided to a person under this section is as  
25 follows:

1           \***-0266/1.2\*** **SECTION 1079.** 46.27 (6u) (c) 2. of the statutes is amended to read:

2           46.27 (6u) (c) 2. For a person who is determined to be financially eligible under  
3           subd. 1. calculate, by use of the uniform fee system under s. 46.03 (18), the amount  
4           of cost sharing required for receipt of long-term community support services  
5           provided under sub. (5) (b). The county department or aging unit shall require  
6           payment by the person of 100% of the amount calculated under this subdivision,  
7           unless the person pays the premiums established under s. 49.472 (4) (a). If the  
8           person pays those premiums, the county department or aging unit may not require  
9           any payment from the person under this subdivision.

10          \***-0030/P4.47\*** **SECTION 1080.** 46.27 (7) (am) of the statutes is amended to read:

11          46.27 (7) (am) From the appropriation under s. 20.435 (7) (bd), the department  
12          shall allocate funds to each county or private nonprofit agency with which the  
13          department contracts to pay assessment and case plan costs under sub. (6) not  
14          otherwise paid by fee or under s. 49.33 (2) or 49.45. The department shall reimburse  
15          counties for the cost of assessing persons eligible for medical assistance under s.  
16          49.46, 49.468 or 49.47 as part of the administrative services of medical assistance,  
17          payable under s. 49.45 (3) (a). Counties may use unspent funds allocated under this  
18          paragraph to pay the cost of long-term community support services and for a risk  
19          reserve under par. (fr).

20          \***-0030/P4.48\*** **SECTION 1081.** 46.27 (7) (b) of the statutes is amended to read:

21          46.27 (7) (b) 1m. From the appropriations under s. 20.435 (7) (bd) and (im), the  
22          department shall allocate funds to each county to pay the cost of providing long-term  
23          community support services under sub. (5) (b) not otherwise paid under s. 49.45 to  
24          persons eligible for medical assistance under s. 49.46 or 49.47 or to persons whom  
25          the county department or aging unit administering the program finds likely to

1 become medically indigent within 6 months by spending excess income or assets for  
2 medical or remedial care. The average per person reimbursement under this  
3 paragraph may not exceed the state share of the average per person payment rate  
4 the department expects under s. 49.45 (6m). The county department or aging unit  
5 administering the program may spend funds received under this paragraph only in  
6 accordance with the case plan and service contract created for each person receiving  
7 long-term community support services. Counties may use unspent funds allocated  
8 under this paragraph from the appropriation under s. 20.435 (7) (bd) for a risk  
9 reserve under par. (fr).

10 \***-0327/1.1\* SECTION 1082.** 46.27 (7) (cj) 3. a. of the statutes is amended to read:

11 46.27 (7) (cj) 3. a. An assessment under sub. (6) has been completed for the  
12 person prior to the person's admission to the community-based residential facility,  
13 whether or not the person is a private pay admittee at the time of admission. The  
14 county may waive this condition in accordance with guidelines established by the  
15 department. If the county waives this condition, the county must meet with the  
16 person or the person's guardian to discuss the cost-effectiveness of various service  
17 options.

18 \***-0030/P4.49\* SECTION 1083.** 46.27 (7) (fm) of the statutes is amended to read:

19 46.27 (7) (fm) The department shall, at the request of a county, carry forward  
20 up to 10% of the amount allocated under this subsection to the county for a calendar  
21 year if up to 10% of the amount so allocated has not been spent or encumbered by the  
22 county by December 31 of that year, for use by the county in the following calendar  
23 year, except that the amount carried forward shall be reduced by the amount of funds  
24 that the county has notified the department that the county wishes to place in a risk  
25 reserve under par. (fr). The department may transfer funds within s. 20.435 (7) (bd)

1 to accomplish this purpose. An allocation under this paragraph does not affect a  
2 county's base allocation under this subsection and shall lapse to the general fund  
3 unless expended within the calendar year to which the funds are carried forward.  
4 A county may not expend funds carried forward under this paragraph for  
5 administrative or staff costs, except administrative or staff costs that are associated  
6 with implementation of the waiver under sub. (11) and approved by the department.

7 \***-0030/P4.50\*** SECTION 1084. 46.27 (7) (fr) of the statutes is created to read:

8 46.27 (7) (fr) 1. Notwithstanding s. 46.036 (3) and (5m), a county may place in  
9 a risk reserve funds that are allocated under par. (am) or (b) or sub. (11) (c) 3. and  
10 are not expended or encumbered for services under this subsection or sub. (11). The  
11 county shall notify the department of this decision and of the amount to be placed in  
12 the risk reserve. The county shall maintain the risk reserve in an interest-bearing  
13 escrow account with a financial institution, as defined in s. 69.30 (1) (b), if the  
14 department has approved the terms of the escrow. All interest from the principal  
15 shall be reinvested in the escrow account.

16 2. The annual amount of a county's expenditure for a risk reserve, as specified  
17 in subd. 1., may not exceed 10% of the county's most recent allocation under pars.  
18 (am) and (b) and sub. (11) (c) 3. or \$750,000, whichever is less. The total amount of  
19 the risk reserve, including interest, may not exceed 15% of the county's most recent  
20 allocation under this subsection.

21 3. A county may expend funds maintained in a risk reserve, as specified in subd.  
22 1., for any of the following purposes:

23 a. To defray costs of long-term community support services under this section.

24 b. To meet requirements under any contract that the county has with the  
25 department to operate a care management organization under s. 46.284.

1 c. If approved by a resolution of the county board of supervisors, to transfer  
2 funds to a family care district.

3 d. If approved by the department, for administrative or staff costs under this  
4 section.

5 4. A county that maintains a risk reserve, as specified in subd. 1., shall  
6 annually, on a form prescribed by the department, submit to the department a record  
7 of the status of the risk reserve, including revenues and disbursements.

8 **\*-0030/P4.51\* SECTION 1085.** 46.27 (7) (g) (intro.) of the statutes is amended  
9 to read:

10 46.27 (7) (g) (intro.) The department may carry forward to the next state fiscal  
11 year up to \$500,000 of funds allocated under this subsection and not encumbered by  
12 counties by December 31 or carried forward under par. (fm). The department may  
13 transfer moneys within s. 20.435 (7) (bd) to accomplish this purpose. An allocation  
14 under this paragraph shall not affect a county's base allocation for the program. The  
15 department may allocate these transferred moneys during the next fiscal year to  
16 counties for planning and implementation of resource centers under s. 46.283 or care  
17 management organizations under s. 46.284 and for the improvement or expansion  
18 of long-term community support services for clients whose cost of care significantly  
19 exceeds the average cost of care provided under this section, including any of the  
20 following:

21 **\*-1295/2.2\* SECTION 1086.** 46.27 (7g) (c) 3. (intro.) of the statutes is amended  
22 to read:

23 46.27 (7g) (c) 3. (intro.) The court shall reduce the amount of a claim under  
24 subd. 1. by up to \$3,000 the amount specified in s. 861.33 (2) if necessary to allow the

1 client's heirs or the beneficiaries of the client's will to retain the following personal  
2 property:

3 **\*-1295/2.3\* SECTION 1087.** 46.27 (7g) (c) 3. c. of the statutes is amended to read:

4 46.27 (7g) (c) 3. c. Other tangible personal property not used in trade,  
5 agriculture or other business, not to exceed \$1,000 in value the amount specified in  
6 s. 861.33 (1) (a) 4.

7 **\*-0260/2.1\* SECTION 1088.** 46.27 (7g) (c) 5. of the statutes is renumbered 46.27  
8 (7g) (c) 5. a. and amended to read:

9 46.27 (7g) (c) 5. a. If the department's claim is not allowable because of subd.  
10 4. and the estate includes an interest in a home, the court exercising probate  
11 jurisdiction shall, in the final judgment or summary findings and order, assign the  
12 interest in the home subject to a lien in favor of the department for the amount  
13 described in subd. 1. The personal representative or petitioner for summary  
14 settlement or summary assignment of the estate shall record the final judgment as  
15 provided in s. 863.29, 867.01 (3) (h) or 867.02 (2) (h).

16 **\*-0260/2.2\* SECTION 1089.** 46.27 (7g) (c) 5. b. of the statutes is created to read:

17 46.27 (7g) (c) 5. b. If the department's claim is not allowable because of subd.  
18 4., the estate includes an interest in a home and the personal representative closes  
19 the estate by sworn statement under s. 865.16, the personal representative shall  
20 stipulate in the statement that the home is assigned subject to a lien in favor of the  
21 department for the amount described in subd. 1. The personal representative shall  
22 record the statement in the same manner as described in s. 863.29, as if the  
23 statement were a final judgment.

24 **\*-1295/2.4\* SECTION 1090.** 46.27 (7g) (h) of the statutes is created to read:

1           46.27 (7g) (h) The department may contract with or employ an attorney to  
2 probate estates to recover under this subsection the costs of care.

3           \*–0028/6.42\* SECTION 1091. 46.27 (9) (a) of the statutes is amended to read:

4           46.27 (9) (a) The department may select up to 5 counties that volunteer to  
5 participate in a pilot project under which they will receive certain funds allocated for  
6 long-term care. The department shall allocate a level of funds to these counties  
7 equal to the amount that would otherwise be paid under s. 20.435 ~~(5)~~ (4) (b) to nursing  
8 homes for providing care because of increased utilization of nursing home services,  
9 as estimated by the department. In estimating these levels, the department shall  
10 exclude any increased utilization of services provided by state centers for the  
11 developmentally disabled. The department shall calculate these amounts on a  
12 calendar year basis under sub. (10).

13           \*–0030/P4.52\* SECTION 1092. 46.27 (9) (c) of the statutes is amended to read:

14           46.27 (9) (c) All long-term community support services provided under this  
15 pilot project in lieu of nursing home care shall be consistent with those services  
16 described in the participating county's community options plan under sub. (4) (c) 1,  
17 and provided under sub. (5) (b). Unless the department has contracted under s.  
18 ~~46.271 (2m)~~ 46.281 (1) (d) with an entity other than the county department, each  
19 county participating in the pilot project shall assess persons under sub. (6).

20           \*–0028/6.43\* SECTION 1093. 46.27 (10) (a) 1. of the statutes is amended to read:

21           46.27 (10) (a) 1. The department shall determine for each county participating  
22 in the pilot project under sub. (9) a funding level of state medical assistance  
23 expenditures to be received by the county. This level shall equal the amount that the  
24 department determines would otherwise be paid under s. 20.435 ~~(5)~~ (4) (b) because  
25 of increased utilization of nursing home services, as estimated by the department.