

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB133)**

Received: 06/11/99

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Hardy**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact:

Alt. Drafters:

Subject: **Education - miscellaneous  
Higher Education - UW System**

Extra Copies: **JTK, ~~XXXXXXXXXXXXXXXXXXXX~~**

**Pre Topic:**

LFB:.....Hardy -

**Topic:**

Creation of nonprofit public broadcasting corporation

**Instructions:**

See Attached

**Drafting History:**

| <u>Vers.</u> | <u>Drafted</u>      | <u>Reviewed</u>      | <u>Typed</u>         | <u>Proofed</u> | <u>Submitted</u>         | <u>Jacketed</u> | <u>Required</u> |
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| /?           | kunkemd<br>06/14/99 | chanaman<br>06/14/99 |                      | _____          |                          |                 |                 |
| /1           | kunkemd<br>06/15/99 | chanaman<br>06/15/99 | haugca<br>06/15/99   | _____          |                          |                 |                 |
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| /1           | kunkemd<br>06/15/99 | chanaman<br>06/15/99       | haugeca<br>06/15/99                   | _____          |                          |                 |                 |
| /2           |                     | <i>13-6-15-99<br/>King</i> | martykr<br>06/15/99<br><i>to 6/15</i> | _____          | lrb_docadmin<br>06/15/99 |                 |                 |

FE Sent For:

*of ch  
6/15*  
<END>

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|--------------|----------------|-------------------|--------------|--|------------------|-----------------|-----------------|
| 1/?          | kunkemd        | cmh<br>6/14<br>/1 | CH<br>6-14   | CH<br>6-14<br><del>cmh</del><br>JS<br>6/15 |                  |                 |                 |
| FE Sent For: |                | cmh<br>6/15<br>/2 | JS<br>6/15   | <END>                                      |                  |                 |                 |

1999

Date (time)  
needed

~~10/1/99~~

LRB b 0682, 1

**LFB BUDGET AMENDMENT  
[ONLY FOR LFB]**

MDIC, RAC, STK, MSL & PG:  
: :  
cmf

See form **AMENDMENTS — COMPONENTS & ITEMS.**

**LFB AMENDMENT  
TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45**

>>FOR JT. FIN. SUB. — NOT FOR INTRODUCTION<<

At the locations indicated, amend the bill as follows:

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: providing state aid to a public broadcasting corporation,  
 2 eliminating the educational communications board and creating a transitional  
 3 public broadcasting board.

*Analysis by the Legislative Reference Bureau*

This is a preliminary draft. An analysis may be prepared if the draft is revised for introduction.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

4 SECTION 13.48 (14) (e) of the statutes is amended to read:

5 13.48 (14) (e) If the state office building located at 3319 West Beltline highway  
 6 in Dane county is sold by the state, the building commission shall ensure that the  
 7 transferee pays \$476,228 from the proceeds of the sale to the Wisconsin Public  
 8 Broadcasting Foundation, if the foundation exists at the time of the transfer and if

# Page 122, line 2: after that line insert:

↓  
1  
2  
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4  
5  
6  
↑

the secretary of administration does not transfer title to the building under s. 39.87

(2) (a) 2. "

3r ← (B)

"SECTION 13.48 (31) of the statutes is created to read:

13.48 (31) DIGITAL TELEVISION CONVERSION. (a) In this subsection, "broadcasting corporation" has the meaning given in s. 39.81 (2).

(b) 1. Subject to par. (e), the building commission may authorize up to \$9,713,700 in general fund supported borrowing to aid in the acquisition, construction, development, enlargement or improvement of facilities and equipment related to the conversion to digital television for the educational communications board or, if the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, for the broadcasting corporation. If the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, the state funding commitment under this paragraph shall be in the form of a grant to the broadcasting corporation. Before approving any such state funding commitment, the building commission shall determine that the educational communications board or, if the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, the broadcasting corporation has secured additional funding at least equal to \$1,106,400 from nonstate donations for the purpose of digital television conversion.

2. If the building commission authorizes a grant to the broadcasting corporation under subd. 1. and if, for any reason, the facility or equipment that is acquired, constructed, developed, enlarged or improved with funds from the grant

1 is not used for the purpose of public broadcasting, the state shall retain an ownership  
2 interest in the facility or equipment equal to the amount of the state's grant.

3 (c) Subject to par. (e), the building commission may authorize up to \$2,800,000  
4 in general fund supported borrowing to aid in the acquisition, construction,  
5 development, enlargement or improvement of facilities and equipment related to the  
6 conversion to digital television for the University of Wisconsin System. Before  
7 approving any such state funding commitment, the building commission shall  
8 determine that the board of regents of the University of Wisconsin System has  
9 entered into an agreement under s. 36.25 (5) (c) 2. and that the board has secured  
10 additional funding at least equal to \$280,000 from nonstate donations for the  
11 purpose of digital television conversion.

12 (d) 1. Subject to par. (e), the building commission may authorize up to  
13 \$3,500,000 in general fund supported borrowing to aid in the acquisition,  
14 construction, development, enlargement or improvement of facilities and equipment  
15 related to the conversion to digital television for the Milwaukee Area Technical  
16 College. The state funding commitment under this paragraph shall be in the form  
17 of a grant to the Milwaukee Area Technical College. Before approving any such state  
18 funding commitment, the building commission shall determine that the district  
19 board of the Milwaukee Area Technical College has entered into an agreement under  
20 s. 38.125 (2) (a) and that the board has secured additional funding at least equal to  
21 \$350,000 from nonstate donations for the purpose of digital television conversion.

22 2. If the building commission authorizes a grant to the Milwaukee Area  
23 Technical College under subd. 1. and if, for any reason, the facility or equipment that  
24 is acquired, constructed, developed, enlarged or improved with funds from the grant

1 is not used for the purpose of public broadcasting, the state shall retain an ownership  
2 interest in the facility or equipment equal to the amount of the state's grant.

3 (e) During the 1999-2001 fiscal biennium, the building commission may not  
4 authorize any general funding supported borrowing to aid in the acquisition,  
5 construction, development, enlargement or improvement of a broadcasting network  
6 facility or a production facility. ))

7 SECTION 3. 15.07 (1) (a) 5. of the statutes is amended to read:

8 15.07 (1) (a) 5. The members of the educational communications board  
9 appointed under s. 15.57 (5) and (7) (1) (e) and (h) shall be appointed as provided in  
10 that section. # Page 125, line 20: substitute "(h)" for "(g)".

11 SECTION 4. 15.07 (1) (b) 21. of the statutes is created to read:  
# Page 125, line 21: after that line insert:  
14m ← B

12 15.07 (1) (b) 21. The public broadcasting transitional board. This subdivision  
13 does not apply after the first day of the 36th month beginning after the effective date  
14 of this subdivision ... [revisor inserts date]. ))

15 SECTION 5. 15.105 (25) (bm) of the statutes is amended to read:  
# Page 127, line 19: delete the material beginning with that line and  
ending with page 128,  
line 9, and  
substitute:  
26m

16 15.105 (25) (bm) A member of the educational communications board. If the  
17 secretary of administration determines that the federal communications  
18 commission has approved the transfer of all broadcasting licenses held by the  
19 educational communications board to the broadcasting corporation, as defined in s.  
20 39.81 (2), this paragraph does not apply on and after the effective date of the last  
21 license transferred as determined by the secretary of administration under s. 39.88

22 (2).

23 SECTION 6. 15.105 (25) (c) of the statutes is amended to read:  
27m ← (B)

24 15.105 (25) (c) Four or, if the secretary of administration determines that the  
25 federal communications commission has approved the transfer of all broadcasting



1 licenses held by the educational communications board to the broadcasting  
2 corporation, as defined in s. 39.81 (2), on and after the effective date of the last license  
3 transferred as determined by the secretary of administration under s. 39.88 (2), 5  
4 other members. )

5 ~~SECTION 7. 15.57 of the statutes is renumbered 15.57 (1).~~

6 ~~SECTION 8. 15.57 (2) of the statutes is created to read:~~  
7 # Page 131, line 9. delete lines 9 to 14 and substitute:  
8 " 15.57 (2) If the secretary of administration determines that the federal  
9 communications commission has approved the transfer of all broadcasting licenses  
10 held by the educational communications board to the broadcasting corporation, as  
11 defined in s. 39.81 (2), this section does not apply on and after the effective date of  
12 the last license transferred as determined by the secretary of administration under  
13 s. 39.88 (2). )

14 #. Page 131, line 21. after that line insert:  
15 " SECTION 15.98 of the statutes is created to read:  
16 (40 m ← B)  
17 **15.98 Public broadcasting transitional board; creation.** (1) In this  
18 section:

- 19 (a) "Broadcasting corporation" has the meaning given in s. 39.81 (2).
- 20 (b) "Friends group" has the meaning given in s. 39.81 (5).
- 21 (2) There is created a public broadcasting transitional board consisting of the  
22 following members:
  - 23 (a) The secretary of administration or his or her designee.
  - 24 (b) The state superintendent of public instruction or his or her designee.
  - 25 (c) The president of the University of Wisconsin System or his or her designee.
  - (d) The director of the technical college system or his or her designee.
  - (e) The president of the Wisconsin Association of Independent Colleges and  
Universities or his or her designee.

**SECTION 9**

1 (f) Except as provided in sub. (4), the district director specified in s. 38.12 (3)

2 (a) 1. of the Milwaukee Area Technical College district or his or her designee.

3 (g) One member of each house of the legislature from the political party with  
4 the most members in that house, appointed as are members of standing committees.

5 (h) One member of each house of the legislature from the political party with  
6 the 2nd most members in that house, appointed as are members of standing  
7 committees.

8 (i) Two members appointed by the governor from a list of nominees submitted  
9 by the Wisconsin Public Radio Association, for 3-year terms.

10 (j) One member appointed by the governor from a list of nominees submitted  
11 by a friends group organized to raise funds for television station WHA, for a 3-year  
12 term.

13 (k) One member appointed by the governor from a list of nominees submitted  
14 by a friends group organized to raise funds for television stations WMVS and WMVT,  
15 for a 3-year term.

16 (L) One member appointed by the governor who is a representative of public  
17 elementary and secondary schools, for a 3-year term.

18 (3) The appointment of the members specified in sub. (2) is subject to senate  
19 confirmation, except for the appointment of a member who holds an office specified  
20 in sub. (2) that is subject to senate confirmation and except for the members specified  
21 in sub. (2) (b), (g) and (h).

22 (4) If the district board governing the Milwaukee Area Technical College does  
23 not enter into an agreement with the broadcasting corporation under s. 38.125 (2)

24 (a) by the date specified in s. 38.125 (2) (a) (intro.), the member specified under sub.

1 (2) (f) shall vacate his or her membership and the governor shall appoint, subject to  
2 senate confirmation, an individual to serve as a member for a 3-year term.

3 (5) This section does not apply beginning on the first day of the 36th month  
4 commencing after the effective date of this subsection .... [revisor inserts date]. ✓

5 ~~SECTION 10. 16.25 of the statutes is created to read:~~

# Page 140, line 6: delete lines 6 to 11 and substitute:

6 **16.25 Emergency weather warning system.** (1) In this section,  
7 "broadcasting corporation" has the meaning given in s. 39.81 (2).

8 (2) If the secretary determines that the federal communications commission  
9 has approved the transfer of all broadcasting licenses held by the educational  
10 communications board to the broadcasting corporation, on and after the effective  
11 date of the last license transferred, as determined by the secretary under s. 39.88 (2),  
12 the department shall contract with the broadcasting corporation for the operation of  
13 an emergency weather warning system.

14 ~~SECTION 11.~~ <sup>63 m ← (B)</sup> 16.26 of the statutes is created to read:

15 **16.26 Public broadcasting assets.** (1) In this section:

16 (a) "Broadcasting corporation" has the meaning given under s. 39.81 (2).

17 (b) "Shared asset" means an asset of the state that, as determined by the  
18 secretary, is used by the educational communications board for the purpose of  
19 providing public broadcasting, including a tower, transmitter, transmission facility  
20 or other related structure, equipment or property, and that is also used by another  
21 agency, as defined in s. 16.70 (1).

22 (2) If the secretary determines that the federal communications commission  
23 has approved the transfer of all broadcasting licenses held by the educational  
24 communications board to the broadcasting corporation, the secretary shall negotiate  
25 and enter into an agreement to lease each shared asset to the broadcasting

1 corporation. An agreement under this subsection may include an option for the  
2 broadcasting corporation to purchase any shared asset. ) )

3 SECTION 12. 16.42 (1) (intro.) of the statutes is amended to read:

4 16.42 (1) (intro.) ~~All Except as provided in sub. (3), all agencies, other than the~~  
5 ~~legislature and the courts, no later than September 15 of each even-numbered year,~~  
6 ~~in the form and content prescribed by the department shall prepare and forward to~~  
7 ~~the department and to the legislative fiscal bureau the following program and~~  
8 ~~financial information~~

INS.  
8-8

9 (c) SECTION 13. 16.42 (3) of the statutes is created to read:

10 16.42 (3) (a) In this subsection, "zero-based budgeting" means compilation of  
11 a budget in which each component is justified on the basis of cost, need and relation  
12 to statutory responsibilities.

13 (b) Beginning with the 2001-03 fiscal biennium, the educational  
14 communications board shall submit budget requests, except requests regarding the  
15 appropriation under s. 20.225 (1) (c), that are prepared using the principles of  
16 zero-based budgeting for each of its activities, units and programs.

17 (c) If the secretary determines that the federal communications commission  
18 has approved the transfer of all broadcasting licenses held by the educational  
19 communications board to the broadcasting corporation, as defined in s. 39.81 (2), this  
20 subsection does not apply on and after the effective date of the last license  
21 transferred as determined by the secretary under s. 39.88 (2).

#. Page 157, line 13: after that line insert:

22 (c) SECTION 14. 16.973 (1) (a) of the statutes is renumbered 16.973 (1) (ar).

23 SECTION 15. 16.973 (1) (ag) of the statutes is created to read:

24 16.973 (1) (ag) "Broadcasting corporation" has the meaning given under s.  
25 39.81 (2).

1155 ✓ (B)

1

SECTION 16. 16.973 (2) (b) of the statutes is amended to read:

2

16.973 (2) (b) Provide such computer services and telecommunications services

3

to local governmental units and the broadcasting corporation and provide such

4

telecommunications services to qualified private schools, postsecondary

5

institutions, museums and zoos as the division considers to be appropriate and as the

6

division can efficiently and economically provide. The division may exercise this

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power only if in doing so it maintains the services it provides at least at the same

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levels that it provides prior to exercising this power and it does not increase the rates

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chargeable to users served prior to exercise of this power as a result of exercising this

10

power. The division may charge local governmental units, the broadcasting

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corporation and qualified private schools, postsecondary institutions, museums and

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zoos for services provided to them under this paragraph in accordance with a

13

methodology determined by the secretary. Use of telecommunications services by a

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qualified private school or postsecondary institution shall be subject to the same

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terms and conditions that apply to a municipality using the same services. The

16

division shall prescribe eligibility requirements for qualified museums and zoos to

17

receive telecommunications services under this paragraph. )

#. Page 159, line 2: after that line insert:

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SECTION 17. 18.04 (2) of the statutes is renumbered 18.04 (2) (a) and amended

19

to read:

121g (B)

20

18.04 (2) (a) The Except as provided in par. (b), commission shall authorize

21

public debt to be contracted and evidences of indebtedness to be issued therefor up

22

to the amounts specified by the legislature to acquire, construct, develop, extend,

23

enlarge or improve land, waters, property, highways, buildings, equipment or

24

facilities or to make funds available for veterans' housing loans for the classes of

25

public purposes specified by the legislature as the funds are required. Said

1 requirements for funds shall be established by that department or agency head  
2 having program responsibilities for which public debt has been authorized by the  
3 legislature.

4 ~~SECTION 18.~~ 18.04 (2) (b) of the statutes is created to read:

5 18.04 (2) (b) 1. In this paragraph, "broadcasting corporation" has the meaning  
6 given in s. 39.81 (2).

7 2. If the secretary of administration determines that the federal  
8 communications commission has approved the transfer of all broadcasting licenses  
9 held by the educational communications board to the broadcasting corporation and  
10 if the board of regents of the University of Wisconsin System has not contracted with  
11 the broadcasting corporation for the operation of television stations and for the joint  
12 use of production and broadcast facilities owned by the board, the commission may  
13 not authorize public debt to be contracted to aid in the acquisition, construction,  
14 development, enlargement or improvement of facilities and equipment related to the  
15 conversion to digital television for the University of Wisconsin System.

16 3. If the secretary of administration determines that the federal  
17 communications commission has approved the transfer of all broadcasting licenses  
18 held by the educational communications board to the broadcasting corporation and  
19 if the district board of the Milwaukee Area Technical College has not contracted with  
20 the broadcasting corporation for the operation of television stations and for the joint  
21 use of production and broadcast facilities owned by the board, the commission may  
22 not authorize public debt to be contracted to aid in the acquisition, construction,  
23 development, enlargement or improvement of facilities and equipment related to the  
24 conversion to digital television for the Milwaukee Area Technical College.

25 #. Page 176, line 7: after that line insert:  
" SECTION 19. 19.42 (13) (n) of the statutes is created to read:

121 r ← (B)

164 m

(B)

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385  
# Page 384, line 1: delete the material beginning with that line and ending with page 390, line 2, and substitute:  
~~Section 20.218 of the statutes is created to read:~~  
229 m ← (B)

19.42 (13) (n) The members of the public broadcasting transitional board.

"20.218 Public broadcasting corporation. There is appropriated to the

broadcasting corporation, as defined in s. 39.81 (2), for the following costs:

(1) EDUCATIONAL <sup>PROGRAMMING</sup> ~~BROADCASTING~~ AND TRANSMISSIONS. (a) General program

operations. The amounts in the schedule for educational <sup>programming</sup> ~~broadcasting~~ for <sup>the elementary</sup> schools and <sup>secondary</sup> and for transmission to remote and underserved areas of the state.

in this state

SECTION 20.225 (1) (a) of the statutes is amended to read:

20.225 (1) (a) General program operations. The amounts in the schedule to carry out its functions other than programming under ss. 39.11 and 39.13. If the secretary of administration determines that the federal communications commission has approved the transfer of all broadcasting licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective date of the last license transferred as determined by the secretary of administration under s. 39.88 (2), no moneys may be encumbered under this paragraph.

SECTION 20.225 (1) (b) of the statutes is amended to read:

20.225 (1) (b) Energy costs. The amounts in the schedule to pay for utilities and for fuel, heat and air conditioning, and to pay costs incurred under ss. 16.858 and 16.895, by or on behalf of the board, and to repay to the energy efficiency fund loans made to the board under s. 16.847 (6). If the secretary of administration determines that the federal communications commission has approved the transfer of all broadcasting licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective date of the last license transferred as determined by the secretary of administration under s. 39.88 (2), no moneys may be encumbered under this paragraph.

230 m ← (B)

231 m ← (B)  
1 SECTION ~~23~~. 20.225 (1) (c) of the statutes is amended to read:

2 20.225 (1) (c) *Principal repayment and interest*. A sum sufficient to reimburse  
3 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
4 the acquisition, construction, development, enlargement or improvement of facilities  
5 approved by the building commission for operation by the educational  
6 communications board. If the secretary of administration determines that the  
7 federal communications commission has approved the transfer of all broadcasting  
8 licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2),  
9 on and after the effective date of the last license transferred as determined by the  
10 secretary of administration under s. 39.88 (2), no moneys may be encumbered under  
11 this paragraph.

232 m ← (B)  
12 SECTION ~~24~~. 20.225 (1) (d) of the statutes is amended to read:

13 20.225 (1) (d) *Milwaukee area technical college Area Technical College*. The  
14 amounts in the schedule to contract with Milwaukee area technical college Area  
15 Technical College under s. 39.11 (18). If the secretary of administration determines  
16 that the federal communications commission has approved the transfer of all  
17 broadcasting licenses held by the board to the broadcasting corporation, as defined  
18 in s. 39.81 (2), on and after the effective date of the last license transferred as  
19 determined by the secretary of administration under s. 39.88 (2), no moneys may be  
20 encumbered under this paragraph.

233 m ← (B)  
21 SECTION ~~25~~. 20.225 (1) (eg) of the statutes is amended to read:

22 20.225 (1) (eg) *Transmitter construction*. As a continuing appropriation, the  
23 amounts in the schedule to construct national weather service transmitters. If the  
24 secretary of administration determines that the federal communications  
25 commission has approved the transfer of all broadcasting licenses held by the board



234 m ← (B)

1 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
2 date of the last license transferred as determined by the secretary of administration  
3 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

4 ~~SECTION 25.~~ 20.225 (1) (er) of the statutes is amended to read:

5 20.225 (1) (cr) *Transmitter operation.* The amounts in the schedule to operate  
6 the transmitter constructed with moneys appropriated under par. (eg). If the  
7 secretary of administration determines that the federal communications  
8 commission has approved the transfer of all broadcasting licenses held by the board  
9 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
10 date of the last license transferred as determined by the secretary of administration  
11 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

235 m ← (B)

12 ~~SECTION 25.~~ 20.225 (1) (f) of the statutes is amended to read:

13 20.225 (1) (f) *Programming.* The amounts in the schedule for programming  
14 under s. 39.11. If the secretary of administration determines that the federal  
15 communications commission has approved the transfer of all broadcasting licenses  
16 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
17 after the effective date of the last license transferred as determined by the secretary  
18 of administration under s. 39.88 (2), no moneys may be encumbered under this  
19 paragraph.

236 m ← (B)

20 ~~SECTION 25.~~ 20.225 (1) (g) of the statutes is amended to read:

21 20.225 (1) (g) *Gifts, grants, contracts and leases.* All moneys received from  
22 gifts, grants, contracts and the lease of excess capacity to carry out the purposes for  
23 which received. If the secretary of administration determines that the federal  
24 communications commission has approved the transfer of all broadcasting licenses  
25 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and

1 after the effective date of the last license transferred as determined by the secretary  
2 of administration under s. 39.88 (2), no moneys may be encumbered under this  
3 paragraph.

4 SECTION ~~29~~<sup>237 m ← (B)</sup>. 20.225 (1) (h) of the statutes is amended to read:

5 20.225 (1) (h) *Instructional material.* The amounts in the schedule for  
6 providing instructional materials under s. 39.11 (16). All moneys received from the  
7 sale of instructional material under s. 39.11 (16) and all moneys received under s.  
8 39.115 (1) shall be credited to this appropriation. If the secretary of administration  
9 determines that the federal communications commission has approved the transfer  
10 of all broadcasting licenses held by the board to the broadcasting corporation, as  
11 defined in s. 39.81 (2), on and after the effective date of the last license transferred  
12 as determined by the secretary of administration under s. 39.88 (2), no moneys may  
13 be encumbered under this paragraph.

14 SECTION ~~30~~<sup>238 m ← (B)</sup>. 20.225 (1) (k) of the statutes is amended to read:

15 20.225 (1) (k) *Funds received from other state agencies.* All moneys received  
16 from other state agencies to carry out the purposes for which received. If the  
17 secretary of administration determines that the federal communications  
18 commission has approved the transfer of all broadcasting licenses held by the board  
19 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
20 date of the last license transferred as determined by the secretary of administration  
21 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

22 SECTION ~~31~~<sup>239 m ← (B)</sup>. 20.225 (1) (ka) of the statutes is amended to read:

23 20.225 (1) (ka) *Information technology development projects.* The amounts in  
24 the schedule for the purpose of conducting information technology development  
25 projects approved under s. 16.971 (5). All moneys transferred from the appropriation

1 account under s. 20.870 (1) (q), (r) or (s) shall be credited to this appropriation  
2 account. If the secretary of administration determines that the federal  
3 communications commission has approved the transfer of all broadcasting licenses  
4 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
5 after the effective date of the last license transferred as determined by the secretary  
6 of administration under s. 39.88 (2), no moneys may be encumbered under this  
7 paragraph.

8 SECTION ~~32~~ <sup>240 m ← (B)</sup> 20.225 (1) (kb) of the statutes is amended to read:

9 20.225 (1) (kb) *Emergency weather warning system operation.* From the  
10 moneys received by the department of administration for the provision of state  
11 telecommunications and data processing services and sale of telecommunications  
12 and data processing inventory items primarily to state agencies, the amounts in the  
13 schedule for the operation of the emergency weather warning system under s. 39.11  
14 (21). If the secretary of administration determines that the federal communications  
15 commission has approved the transfer of all broadcasting licenses held by the board  
16 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
17 date of the last license transferred as determined by the secretary of administration  
18 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

19 SECTION ~~33~~ <sup>241 m ← (B)</sup> 20.225 (1) (m) of the statutes is amended to read:

20 20.225 (1) (m) *Federal grants.* All moneys received from the federal  
21 government as authorized by the governor under s. 16.54 for the purposes for which  
22 made and received. If the secretary of administration determines that the federal  
23 communications commission has approved the transfer of all broadcasting licenses  
24 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
25 after the effective date of the last license transferred as determined by the secretary

1 of administration under s. 39.88 (2), no moneys may be encumbered under this  
2 paragraph. ))

INS.  
16-2(B) →

3 " SECTION ~~31~~ 20.285 (1) (L) of the statutes is created to read:

294m  
a

4 20.285 (1) (L) *Public broadcasting*. All moneys received from the broadcasting  
5 corporation, as defined in s. 39.81 (2), for the purpose of providing services to such  
6 corporation under an agreement under s. 36.25 (5) (c) 2. ))

# Page 450, line 19: after that line insert:

7 " SECTION ~~35~~ 20.505 (1) (aw) of the statutes is created to read:

509g ← (B)

8 20.505 (1) (aw) *Emergency weather warning system operation*. The amounts  
9 in the schedule to make payments under a contract for the operation of the  
10 emergency weather warning system under s. 16.25 (2).

11 SECTION ~~35~~ 20.505 (1) (c) of the statutes is created to read:

509r

12 20.505 (1) (c) *Salaries, fringe benefits, supplies and services for certain*  
13 *employees*. The amounts in the schedule for salaries and fringe benefits of former  
14 employees of the educational communications board who were transferred to the  
15 department of administration under s. 39.87 (4) and for the provision of supplies and  
16 services for these employees. ))

# Page 454, line 3: after that line insert:

17 " SECTION ~~37~~ 20.505 (1) (kv) of the statutes is created to read:

527m ← (B)

18 20.505 (1) (kv) *Public broadcasting corporation grant*. All moneys received  
19 from the educational communications board to be paid as a grant to the broadcasting  
20 corporation, as defined in s. 39.81 (2), if the secretary of administration determines  
21 under s. 39.88 (1) that the federal communications commission has approved the  
22 transfer of all broadcasting licenses held by the educational communications board  
23 to the corporation. ))

# Page 455, line 16: delete the material beginning

24 " SECTION ~~38~~ 20.505 (5) (d) of the statutes is created to read:

536m

with that line  
and ending with  
page 456, line  
19, and substitute:



1           “(20.505 (5) (d) *Principal repayment and interest for former educational*  
2           *communications board and certain grants made for digital television conversion. A*  
3           sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest  
4           costs that are incurred in financing the acquisition, construction, development,  
5           enlargement or improvement of facilities approved by the building commission for  
6           operation by the educational communications board and in financing any grants  
7           under s. 13.48 (31) that are made to the broadcasting corporation, as defined in s.  
8           39.81 (2). No moneys may be encumbered under this paragraph unless the secretary  
9           of administration first determines under s. 39.88 (1) that the federal communications  
10          commission has approved the transfer of all broadcasting licenses held by the  
11          educational communications board to the broadcasting corporation, as defined in s.

12

39.81 (2).  
# page 466, line 8: after that line insert:  
SECTION 20.506 of the statutes is created to read:

13

14

20.506 <sup>587g</sup> **Public broadcasting transitional board.** There is appropriated to  
15          the public broadcasting transitional board for the following programs:

16

(1) TRANSITIONAL SERVICES. (a) *General program operations.* As a continuing  
17          appropriation, the amounts in the schedule for general program operations related  
18          to carrying out the duties under s. 39.82.

18

No moneys may be encumbered from  
this appropriation after the last

19

~~SECTION 40. 20.506 of the statutes, as affected by 1999 Wisconsin Act ... [this  
20          act], is repealed.~~

21

~~SECTION 41. 20.866 (1) (u) of the statutes, as affected by 1997 Wisconsin Act  
22          27, section 727, is amended to read:~~

23

20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
24          appropriated under sub. (2) (z) and ss. 20.115 (2) (d) and (7) (f), 20.190 (1) (c), (d),  
25          (i) and (j), 20.225 (1) (c), 20.245 (1) (e), (2) (e) and (j), (4) (e) and (5) (e), 20.250 (1) (e),

day of the 35th month beginning after  
publication .... [reviser inserts date]."

1 20.255 (1) (d), 20.275 (1) (er), (es), (h) and (hb), 20.285 (1) (d), (db), (fh), (ih) and (kd)  
 2 and (5) (i), 20.320 (1) (e) and (t) and (2) (c), 20.370 (7) (aa), (ac), (aq), (ar), (at), (ba),  
 3 (ca), (cb), (cc), (cd), (ce), (ea), (eq) and (er), 20.395 (6) (aq) and (ar), 20.410 (1) (e), (ec)  
 4 and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465 (1) (d), 20.485 (1) (f) and (go),  
 5 (3) (t) and (4) (qm), 20.505 (5) (c), (d), (g) and (kc) and 20.867 (1) (a) and (b) and (3)  
 6 (a), (b), (bm), (g), (h), (i) and (q) for the payment of principal and interest on public  
 7 debt contracted under subchs. I and IV of ch. 18.

18-7

8 " SECTION 42. 20.866 (2) (s) of the statutes, as affected by 1997 Wisconsin Act 27,  
 9 section 727m, is amended to read:

10 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital  
 11 improvement fund, a sum sufficient for the board of regents of the university of  
 12 Wisconsin system to acquire, construct, develop, enlarge or improve university  
 13 academic educational facilities and facilities to support such facilities. The state may  
 14 contract public debt in an amount not to exceed \$791,009,100 \$793,809,100 for this  
 15 purpose.

16 # Page 427 line 4: delete lines 4 to 17 and substitute:  
 17 ~~SECTION 42. 20.866 (2) (ws) of the statutes is created to read:~~

18 " 20.866 (2) (ws) *Administration; educational communications facilities.* From  
 19 the capital improvement fund, a sum sufficient for the building commission to  
 20 provide grants to the broadcasting corporation, as defined in s. 39.81 (2), to acquire,  
 21 construct, develop, enlarge or improve educational communications facilities.  
 22 Unless the secretary of administration first determines under s. 39.88 (1) that the  
 23 federal communications commission has approved the transfer of all broadcasting  
 24 licenses held by the educational communications board to the broadcasting  
 25 corporation, as defined in s. 39.81 (2), no moneys may be encumbered or public debt  
 contracted under this paragraph. If the secretary of administration determines that

1 the transfer of licenses has been approved, on and after the effective date of the last  
2 license transferred as determined by the secretary of administration under s. 39.88  
3 (2), the state may, for the purpose of this appropriation, contract public debt in an  
4 amount not to exceed \$18,067,800 less any amount contracted on behalf of the former  
5 educational communications board before the effective date of the last license  
6 transferred as determined by the secretary of administration under s. 39.88 (2).

7 SECTION ~~41~~ <sup>638 m ← (C)</sup> 20.866 (2) (zbn) of the statutes is created to read:

8 20.866 (2) (zbn) *Milwaukee Area Technical College; digital television*  
9 *conversion.* From the capital improvement fund, a sum sufficient for the building  
10 commission to provide grants to the Milwaukee Area Technical College to aid in the  
11 acquisition, construction, development, enlargement or improvement of facilities  
12 and equipment related to the conversion to digital television. The state may contract  
13 public debt in an amount not to exceed \$3,500,000 for this purpose. )

14 # Page 478, line 10: delete lines 10 to 20 and substitute:  
SECTION ~~45~~ 20.866 (2) (zd) of the statutes is amended to read:

15 " 20.866 (2) (zd) *Educational communications board; educational*  
16 *communications facilities.* From the capital improvement fund, a sum sufficient for  
17 the educational communications board to acquire, construct, develop, enlarge or  
18 improve educational communications facilities. The state may contract public debt  
19 in an amount not to exceed ~~\$8,354,100~~ \$18,067,800 for this purpose. If the secretary  
20 of administration determines that the federal communications commission has  
21 approved the transfer of all broadcasting licenses held by the educational  
22 communications board to the broadcasting corporation, as defined in s. 39.81 (2), on  
23 and after the effective date of the last license transferred as determined by the  
24 secretary of administration under s. 39.88 (2), the state may not contract public debt  
25 under paragraph. )

# Page 478, line 25: after that line insert:

1 " SECTION ~~46~~ 20.867 (3) (bm) of the statutes is created to read:

642m ← B

2 20.867 (3) (bm) *Principal repayment, interest and rebates.* A sum sufficient to  
3 reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred  
4 in financing the acquisition, construction, development, enlargement or  
5 improvement of facilities and equipment related to the conversion to digital  
6 television at Milwaukee Area Technical College, and to make the payments  
7 determined by the building commission under s. 13.488 (1) (m) that are attributable  
8 to the proceeds of obligations incurred in financing the acquisition, construction,  
9 development, enlargement or improvement of facilities and equipment related to the  
10 conversion to digital television at Milwaukee Area Technical College. "

# Page 480, line 18: delete the material beginning with that line and ending with page 481, line 7, and substitute:

11 ~~SECTION 47. 20.923 (4) (e) 1e of the statutes is amended to read:~~  
12 " 20.923 (4) (e) 1e. Educational communications board: executive director. If the  
13 secretary of administration determines that the federal communications  
14 commission has approved the transfer of all broadcasting licenses held by the  
15 educational communications board to the broadcasting corporation, as defined in s.  
16 39.81 (2), this subdivision does not apply on and after the effective date of the last  
17 license transferred as determined by the secretary of administration under s. 39.88  
18 (2).

19 SECTION ~~47~~ 20.923 (6) (aj) of the statutes is created to read:

647m ← B

20 20.923 (6) (aj) Administration, department of: all positions specified in s.  
21 230.08 (2) (km).

22 SECTION ~~47~~ 20.923 (6) (b) of the statutes is amended to read:

648m ← B

23 20.923 (6) (b) Educational communications board: unclassified professional  
24 staff. If the secretary of administration determines that the federal communications  
25 commission has approved the transfer of all broadcasting licenses held by the



1 educational communications board to the broadcasting corporation, as defined in s.  
2 39.81 (2), this paragraph does not apply on and after the effective date of the last  
3 license transferred as determined by the secretary of administration under s. 39.88

4 (2). »

5 # Page 544, line 8: delete lines 8 to 13 and substitute " " .  
6 SECTION 59. 36.25 (5) (a) of the statutes is amended to read:

6 36.25 (5) (a) The board of regents, as licensee, shall, except as provided in an  
7 agreement entered into under par. (c) 2., manage, operate and maintain  
8 broadcasting station WHA and WHA-TV and shall enter into an affiliation  
9 agreement with the educational communications board pursuant to s. 39.14. Except  
10 as provided under par. (b), the an affiliation agreement under this paragraph shall  
11 provide that the board of regents shall grant the educational communications board  
12 the part-time use of equipment and space necessary for the operations of the state  
13 educational radio and television networks. The board of regents shall maintain a  
14 separate account for each revenue source for broadcasting station WHA and for  
15 WHA-TV which permits identification of the functions or activities for which  
16 expenditures are made. The board of regents shall maintain annual records of its  
17 expenditures for programming purposes by type of programming and by source of  
18 revenue.

19 SECTION 59. 36.25 (5) (c) of the statutes is created to read:

20 36.25 (5) (c) 1. In this paragraph:

21 a. "Broadcasting corporation" has the meaning given in s. 39.81 (2).

22 b. "Broadcasting station" means any broadcast station for which the board of  
23 regents holds a license.

24 2. No later than the first day of the 12th month beginning after the effective  
25 date of this subdivision .... [revisor inserts date], the board of regents may enter into

1 an agreement with the broadcasting corporation that requires the board of regents  
2 to do each of the following:

3 a. Allow the broadcasting corporation to operate any broadcasting station that  
4 is specified in the agreement.

5 b. Grant the broadcasting corporation operational control over any facility or  
6 asset of the board of regents that is necessary for the operation of a broadcasting  
7 station specified in subd. 2. a., except that the agreement may provide for joint use  
8 by the board of regents and the broadcasting corporation of any production facility  
9 and the agreement shall provide for the joint use by the board of regents and the  
10 broadcasting corporation of one and only one television broadcasting network  
11 facility.

12 c. Maintain the facilities and assets that are necessary for the operation of each  
13 broadcasting station, including a broadcasting station specified in subd. 2. a.

14 d. Retain the license for each broadcasting station.

15 e. Provide administrative services to the broadcasting corporation that are  
16 necessary for the broadcasting corporation to operate the broadcasting stations  
17 specified in subd. 2. a.

18 f. Provide assistance in developing and delivering elementary and secondary  
19 school educational programming. Any assistance provided under this subd. 2. f.  
20 shall be provided at no cost to private and public elementary and secondary schools.

21 3. An agreement under subd. 2. shall satisfy each of the following:

22 a. The agreement shall remain in effect until the maturity date of any public  
23 debt issued under s. 13.48 (31) (c).

24 b. The agreement shall ensure that the board of regents has access to  
25 broadcasting facilities and air time that is equal to or greater than the access of the

1 board of regents prior to the effective date of this subdivision 3. b. .... [revisor inserts  
2 date].

3 4. An agreement under subd. 2. may specify the terms, if any, for the  
4 broadcasting corporation to compensate the board of regents or for the board of  
5 regents to compensate the broadcasting corporation for taking an action specified in  
6 subd. 2. a. to e.

7 5. An agreement under subd. 2. may not take effect without the approval of the  
8 secretary of administration.

9 6. This paragraph does not apply unless the secretary of administration  
10 determines under s. 39.88 (1) that the federal communications commission has  
11 approved the transfer of all broadcasting licenses held by the educational  
12 communications board to the broadcasting corporation.

13 SECTION ~~52~~<sup>888 s</sup> 36.25 (5) (d) of the statutes is created to read:

14 36.25 (5) (d) At the request of the transitional board, as defined in s. 39.81 (7),  
15 the board of regents shall, at no charge to the transitional board, provide staff and  
16 legal, administrative and technical assistance for the transitional board to carry out  
17 the duties under s. 39.82. )

18 # Page 546, line 23: delete the material beginning with that line and  
SECTION ~~53~~<sup>897 e</sup> 38.125 of the statutes is renumbered 38.125 (3) and amended to line 6,  
19 read: and substitute:

20 38.125 (3) If the district board governing the Milwaukee area technical college  
21 determines to relinquish its public broadcasting licenses, it shall, subject to the  
22 approval of the federal communications commission, offer to assign the licenses to  
23 the educational communications board, ~~subject to approval of the federal~~  
24 ~~communications commission or, if the secretary of administration determines under~~  
25 s. 39.88 (1) that all the broadcasting licenses held by the educational

1 communications board have been transferred to the broadcasting corporation, to the  
2 broadcasting corporation.

3 SECTION ~~54~~<sup>897 m ← (B)</sup>. 38.125 (1) of the statutes is created to read:

4 38.125 (1) In this section:

5 (a) “District board” means the district board governing the Milwaukee Area  
6 Technical College.

7 (b) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

8 (c) “Broadcasting station” means any broadcast station for which the district  
9 board holds a license. <sup>897 s ← (B)</sup>

10 SECTION ~~55~~. 38.125 (2) of the statutes is created to read:

11 38.125 (2) (a) No later than the first day of the 12th month beginning after the  
12 effective date of this paragraph .... [revisor inserts date], the district board may enter  
13 into an agreement with the broadcasting corporation that requires the district board  
14 to do each of the following:

15 1. Allow the broadcasting corporation to operate any broadcasting station that  
16 is specified in the agreement.

17 2. Grant the broadcasting corporation operational control over any facility or  
18 asset of the district board that is necessary for the operation of a broadcasting station  
19 specified in subd. 1., except that the agreement may provide for joint use by the  
20 district board and the broadcasting corporation of any production facility and the  
21 agreement shall provide for the joint use by the district board and the broadcasting  
22 corporation of one and only one television broadcasting network facility located in a  
23 1st class city.

24 3. Maintain the facilities and assets that are necessary for the operation of each  
25 broadcasting station, including a broadcasting station specified in subd. 1.

1 4. Retain the license for each broadcasting station.

2 (b) An agreement under par. (a) shall satisfy each of the following:

3 1. The agreement shall remain in effect until the maturity date of any public  
4 debt issued under s. 13.48 (31) (d).

5 2. The agreement shall ensure that the district board has access to  
6 broadcasting facilities and air time that is equal to or greater than the access of the  
7 district board prior to the effective date of this subdivision .... [revisor inserts date].

8 (c) An agreement under par. (a) may specify the terms, if any, for the  
9 broadcasting corporation to compensate the district board or for the district board to  
10 compensate the broadcasting corporation for taking an action specified in par. (a).

11 (d) An agreement under par. (a) may not take effect without the approval of the  
12 secretary of administration.

13 (e) This subsection does not apply unless the secretary of administration  
14 determines under s. 39.88 (1) that the federal communications commission has  
15 approved the transfer of all broadcasting licenses held by the educational  
16 communications board to the broadcasting corporation.

*#. Page 548, line 23: delete the material beginning with that line and ending with page 549, line 11, and substitute.*  
17 SECTION 56. 39.10 of the statutes is created to read:  
18 905c ← (B)

18 **39.10 Definitions.** In this subchapter:

19 (1) "Broadcasting corporation" has the meaning given in s. 39.81 (2).

20 (2) "Fund-raising corporation" means the corporation organized under s. 39.12

21 (1).

22 (3) "Transitional board" has the meaning given in s. 39.81 (7).

23 SECTION 57. 39.11 (intro.) of the statutes is amended to read:

*905g ← (B)*

1           **39.11 Educational communications board; duties.** (intro.) The Except as  
2 provided in a contract entered into under s. 39.115 (4), the educational  
3 communications board shall do each of the following:

4           <sup>905L ← (B)</sup>  
SECTION ~~53~~. 39.11 (22) of the statutes is created to read:

5           39.11 (22) At the request of the transitional board and at no charge to the  
6 transitional board, provide staff and legal, administrative and technical assistance  
7 for the transitional board to carry out the duties under s. 39.82.

8           <sup>905P ← (B)</sup>  
SECTION ~~59~~. 39.115 (4) of the statutes is created to read:

9           39.115 (4) Contract with the broadcasting corporation to manage, operate and  
10 maintain any public broadcasting station for which the educational communications  
11 board holds a license.

12           <sup>905t ← (B)</sup>  
SECTION ~~60~~. 39.12 of the statutes is amended to read:

13           **39.12 Nonstock Fund-raising corporation.** (1) The educational  
14 communications board may organize and maintain a nonstock nonprofit corporation  
15 under ch. 181 for the exclusive purpose of raising funds for the educational  
16 communications board to support the activities of the educational communications  
17 board. Any funds raised by the fund-raising corporation shall be expended to carry  
18 out the purposes for which received.

19           (2) The educational communications board shall enter into a contract with the  
20 fund-raising corporation under sub. (1). The contract shall provide that the  
21 educational communications board may make use of the services of the fund-raising  
22 corporation and that the educational communications board may provide  
23 administrative services to the fund-raising corporation. The type and scope of any  
24 administrative services provided by the educational communications board to the  
25 fund-raising corporation and the educational communications board employes

1 assigned to perform the services shall be determined by the educational  
2 communications board. The fund-raising corporation may neither employ staff nor  
3 engage in political activities.

4 (2m) The fund-raising corporation ~~under sub. (1)~~ shall donate any real  
5 property to the state within 5 years after acquiring the property unless holding the  
6 property for more than 5 years is consistent with sound business and financial  
7 practices and is approved by the joint committee on finance.

8 (3) The educational communications board, the department of administration,  
9 the legislative fiscal bureau, the legislative audit bureau and the appropriate  
10 committee of each house of the legislature, as determined by the presiding officer,  
11 may examine all records of the fund-raising corporation.

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

19 (5) ~~Any~~ The fund-raising corporation ~~established under this section~~ shall be  
20 organized so that contributions to it will be deductible from adjusted gross income  
21 under section 170 of the internal revenue code and so that the fund-raising  
22 corporation will be exempt from taxation under section 501 of the internal revenue  
23 code and ss. 71.26 (1) (a) and 71.45 (1).

24 SECTION 31. 39.15 of the statutes is created to read:

905 x ← (B)

1           **39.15 Applicability.** If the secretary of administration determines that the  
2 federal communications commission has approved the transfer of all broadcasting  
3 licenses held by the educational communications board to the broadcasting  
4 corporation, this subchapter does not apply on and after the effective date of the last  
5 license transferred as determined by the secretary under s. 39.88 (2). )

6 # Page 554, line 6: delete the material beginning with that line and  
7 SECTION 62. Subchapter V of chapter 39 [precedes 39.81] of the statutes is  
8 created to read: 930 m

(B)

**CHAPTER 39**

**SUBCHAPTER V**

**PUBLIC BROADCASTING**

ending with page  
556, line 17, and  
substitute:

11           **39.81 Definitions.** In this subchapter:

- 12           (1) "Association" means the Wisconsin Public Radio Association.
- 13           (2) "Broadcasting corporation" means the corporation specified in s. 39.82 (1).
- 14           (3) "Corporate board" means the board of directors of the broadcasting
- 15 corporation.
- 16           (4) "Foundation" means the Wisconsin Public Broadcasting Foundation.
- 17           (5) "Friends group" means a nonstock, nonprofit corporation described under
- 18 section 501 (c) (3) or (4) of the Internal Revenue Code and exempt from taxation
- 19 under section 501 (a) of the Internal Revenue Code that is organized to raise funds
- 20 for a public broadcasting television station in this state.
- 21           (6) "Secretary" means the secretary of administration.
- 22           (7) "Transitional board" means the public broadcasting transitional board.

23           **39.82 Transitional board duties.** The transitional board shall do each of the  
24 following:



1           (1) Draft and file articles of incorporation for a nonstock corporation under ch.  
2           181 and take all actions necessary to exempt the corporation from federal taxation  
3           under section 501 (c) (3) of the Internal Revenue Code.

4           (2) Draft bylaws for adoption by the corporate board under s. 181.0206 (2). The  
5           bylaws shall specify the method for designating or appointing the directors of the  
6           corporate board. No later than March 15, 2000, the transitional board shall submit  
7           a report to the governor and to the chief clerk of each house of the legislature for  
8           distribution to the legislature under s. 13.172 (2) that includes and describes the  
9           bylaws drafted under this subsection.

10          (3) Prepare an application for submission by the corporate board to the federal  
11          communications commission to transfer all broadcasting licenses held by the  
12          educational communications board to the broadcasting corporation.

13          (4) Negotiate an agreement with the association for the transfer to the  
14          broadcasting corporation of funds raised by the association.

15          (5) Negotiate an agreement with each friends group in this state for the  
16          transfer to the broadcasting corporation of funds raised by the friends group.

17          **39.83 Transitional plan.** (1) The secretary of administration shall, after  
18          consulting with the corporate board, prepare a plan for submission to the joint  
19          committee on finance that specifies each of the following:

20               (a) The transfer of the unencumbered balances of the appropriations to the  
21               educational communications board to the broadcasting corporation.

22               (b) The transfer of positions and related funding from the educational  
23               communications board to the department of administration.

24               (c) The transfer of assets under s. 39.87 (2) to the broadcasting corporation.

1           (2) If the cochairpersons of the joint committee on finance do not notify the  
2 secretary of administration within 14 working days after the date of submittal of the  
3 plan under sub. (1) that the committee has scheduled a meeting for the purpose of  
4 reviewing the plan, the plan may be implemented as proposed. If, within 14 working  
5 days after the date of submittal of the plan under sub. (1), the cochairpersons of the  
6 committee notify the secretary of administration that the committee has scheduled  
7 a meeting for the purpose of reviewing the proposed plan, the plan may<sup>be</sup> implemented  
8 only upon approval of the committee.

9           (3) If the joint committee on finance approves a transfer of unencumbered  
10 balances specified in sub. (1) (a) and (b), the joint committee on finance shall transfer  
11 the unencumbered balances to the appropriation accounts under ss. 20.218 (1) (a)  
12 and 20.505 (1) (c) <sup>and (k)</sup>

13           **39.84 Duties of broadcasting corporation.** The broadcasting corporation  
14 shall do each of the following as a condition for receiving state aid under s. 20.218  
15 (1) (a):

16           (1) Maintain a state system of radio broadcasting for the presentation of  
17 educational, informational and public service programs, formulate policies  
18 regulating the operation of such a state system and coordinate the public radio  
19 activities of the various educational and informational agencies, civic groups, and  
20 citizens having contributions to make to the public interest and welfare.

21           (2) Protect the public interest in educational television by maintaining  
22 educational television channels reserved for this state and take such action as is  
23 necessary to preserve such channels in this state for educational use.

24           (3) Maintain a comprehensive state plan for the orderly operation of a  
25 statewide television system for the presentation of noncommercial instructional

1 programs that will serve the best interests of the people of the state now and in the  
2 future.

3 (4) Work with the educational agencies and institutions of the state as  
4 reviewer, adviser and coordinator of their joint efforts to meet the educational needs  
5 of the state through radio and television.

6 (5) Furnish leadership in securing adequate funding for statewide joint use of  
7 radio and television for educational and cultural purposes, including funding for  
8 media programming for broadcast over the state networks.

9 (6) Lease, purchase or construct radio and television facilities for joint use with  
10 state and local agencies, including facilities such as broadcast network and  
11 production facilities, network interconnection or relay equipment, mobile units, and  
12 other equipment available for statewide use.

13 (7) Maintain radio and television transmission equipment in order to provide  
14 broadcast service to all areas of this state.

15 (8) Establish and maintain a continuing evaluation of the effectiveness of the  
16 joint efforts of all participating educational institutions in terms of jointly  
17 established goals in the area of educational radio and television.

18 (9) Act as a central clearinghouse and source of information concerning  
19 educational radio and television activities in this state, including the furnishing of  
20 such information to legislators, offices of government, educational institutions and  
21 the general public.

22 (10) Provide educational programming for elementary and secondary schools  
23 in this state and transmit public radio and television to remote and underserved  
24 areas of the state.

1           **39.85 State aid. (1)** The broadcasting corporation may receive state aid under  
2 s. 20.218 (1) (a) if each of the following is satisfied:

3           (a) The articles of incorporation state that the purpose of the broadcasting  
4 corporation is to provide public broadcasting to this state and that, if the  
5 broadcasting corporation dissolves or discontinues public broadcasting in this state,  
6 the broadcasting corporation shall in good faith take all reasonable measures to  
7 transfer or assign the broadcasting corporation's assets, licenses and rights to an  
8 entity whose purpose is to advance public broadcasting in this state.

9           (b) The broadcasting corporation initially adopts the bylaws drafted by the  
10 transitional board under s. 39.82 (2).

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

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

18           (e) The broadcasting corporation provides the secretary of administration or  
19 his or her designee and the employes of the legislative audit bureau and the  
20 legislative fiscal bureau with access to all of the broadcasting corporation's records,  
21 as defined in s. 19.32 (2), except records identifying the names of private donors.

22           (f) The broadcasting corporation carries out any obligation of the educational  
23 communications board under any contract entered into by the educational  
24 communications board that relates to the provision of public broadcasting in this

1 state until the contract is modified or rescinded by the broadcasting corporation to  
2 the extent allowed under the contract.

3 (2) The secretary of administration shall pay aid under s. 20.218 (1) (a) to the  
4 broadcasting corporation in instalments, as determined by the secretary.

5 **39.86 Broadcasting corporation reports.** (1) No later than September 15  
6 of each even-numbered year, in the form and content prescribed by the department  
7 of administration, the broadcasting corporation shall, as a condition of receiving  
8 state aid under s. 20.218 (1) (a), prepare and forward to the department of  
9 administration and to the legislative fiscal bureau all of the following information  
10 regarding each program administered by the broadcasting corporation for which the  
11 broadcasting corporation is requesting state aid:

12 (a) A clear statement of the purpose or goal for each program.

13 (b) Clear statements of specific objectives to be accomplished and, as  
14 appropriate, the performance measures used by the broadcasting corporation to  
15 assess progress toward achievement of these objectives.

16 (c) Proposed plans to implement the objectives specified in par. (a) and the  
17 estimated resources needed to carry out the proposed plans.

18 (d) A statement of legislation required to implement proposed programmatic  
19 and financial plans.

20 (e) Any other fiscal or other information that the secretary of administration  
21 or the governor requires on forms prescribed by the secretary of administration.

22 (2) No later than December 1 of each year, the broadcasting corporation shall,  
23 as a condition of receiving state aid under s. 20.218 (1) (a), submit a report to the  
24 governor and to the chief clerk of each house of the legislature for distribution to the  
25 legislature under s. 13.172 (2) that describes each of the following:

1           (a) Any use of state aid received by the broadcasting corporation for serving  
2 educational communities, diverse populations and rural and remote areas of the  
3 state, including a detailed itemization of the use of state aid.

4           (b) Any progress in advancing the transition to digital television and radio,  
5 distance education and other technological innovations.

6           (c) The status of federal funding, private donations, other private fund raising  
7 and any financially beneficial partnerships.

8           (d) The status of the broadcasting corporation's efforts to satisfy the duties  
9 specified in this subchapter.

10           (3) This section does not apply unless the secretary of administration  
11 determines that the federal communications commission has approved the transfer  
12 of all broadcasting licenses held by the educational communications board to the  
13 broadcasting corporation.

14           **39.87 Transfer provisions. (1) DEFINITIONS.** In this section, "state office  
15 building" means the state office building located at 3319 West Beltline Highway in  
16 Dane County.

17           (2) **ASSETS.** (a) If the secretary of administration determines that the federal  
18 communications commission has approved the transfer of all broadcasting licenses  
19 held by the educational communications board to the broadcasting corporation, each  
20 of the following applies:

21           1. Any asset of the state, other than the state office building and the assets  
22 specified in subd. 3., that is used by the educational communications board and that,  
23 as determined by the secretary of administration, is not a shared asset, as defined  
24 in s. 16.26 (1) (b), is transferred, subject to the approval of the joint committee on  
25 finance under s. 39.83 (2), to the broadcasting corporation. A transfer under this

1 subdivision shall take effect on on the effective date of the last license transferred as  
2 determined by the secretary of administration under s. 39.88 (2).

3 2. Subject to the approval of the joint committee on finance under s. 39.83 (2),  
4 the secretary of administration shall transfer title to the state office building from  
5 the state to the broadcasting corporation if the broadcasting corporation pays  
6 \$476,228 to the foundation or the foundation waives such payment.

7 3. The assets of the state that, as determined by the secretary of  
8 administration, are used by educational communications board for the operation of  
9 an emergency weather warning system are transferred to the department of  
10 administration.

11 (b) Any asset transferred under par. (a) 1. or 2. shall revert to the state if the  
12 asset is not used for the purpose of providing public broadcasting.

*Subject to the approval  
of the joint committee  
on finance under  
s. 39.83,*

13 (3) EDUCATIONAL COMMUNICATIONS BOARD FUNDS. ~~If~~ the secretary of  
14 administration determines that the federal communications commission has  
15 approved the transfer of all broadcasting licenses held by the educational  
16 communications board to the broadcasting corporation, each of the following applies  
17 on the effective date of the last license transferred as determined by the secretary of  
18 administration under s. 39.88 (2):

19 (a) To the appropriation account under s. 20.218 (1) (a), there is transferred the  
20 unencumbered balance of the appropriation accounts under s. 20.225 (1) (a), (b), (d),  
21 (eg), (er) and (f), except for the unencumbered balance of the appropriation accounts  
22 that are otherwise transferred under sub. (4).

23 (b) To the appropriation account under s. 20.505 (5) (i), there is transferred the  
24 unencumbered balance of the appropriation account under s. 20.225 (1) (kb) and the  
25 amounts in the schedule for the appropriation account under s. 20.505 (5) (i) are

1 increased by the amount transferred from the appropriation account under s. 20.225  
2 (1) (kb).

3 (c) To the appropriation account under s. 20.505 (1) (kv), there is transferred  
4 the unencumbered balance of the appropriation accounts under s. 20.225 (1) (g), (h),  
5 (k), (ka) and (m), and, to the extent allowed under federal law, the secretary of  
6 administration shall pay the broadcasting corporation a grant equal to the amount  
7 of the unencumbered balance of the appropriation account under s. 20.505 (1) (kv).

8 (4) POSITIONS. If the secretary of administration determines that the federal  
9 communications commission has approved the transfer of all broadcasting licenses  
10 held by the educational communications board to the broadcasting corporation, all  
11 positions authorized for the educational communications board and the incumbent  
12 employes holding the positions are transferred to the department of administration.  
13 Employes transferred under this subsection have all rights and the same status  
14 under subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed  
15 in the ~~existing~~<sup>educational communications</sup> board. Notwithstanding s. 230.28 (4), no employe so transferred who  
16 has attained permanent status in class may be required to serve a probationary  
17 period.

18 (5) DUTIES OF FORMER EDUCATIONAL COMMUNICATIONS BOARD EMPLOYES. All  
19 employes transferred to the department of administration under sub. (4) shall  
20 provide broadcasting services to the broadcasting corporation ~~in the department of~~  
21 ~~administration~~<sup>under</sup> ~~enters into a contract with~~<sup>between the department of administration and</sup> the broadcasting corporation for such  
22 services. ~~Any such~~<sup>The</sup> contract shall provide that the services are to be provided to the  
23 broadcasting corporation at no charge to the broadcasting corporation.

24 **39.88 License transfer determination.** The secretary shall determine each  
25 of the following:



1 (1) Whether the federal communications commission has approved the  
2 transfer of all broadcasting licenses held by the educational communications  
3 ~~commission~~ <sup>board</sup> to the broadcasting corporation.

4 (2) If the secretary determines that the federal communications commission  
5 has approved the transfer of all the broadcasting licences specified in sub. (1), the  
6 effective date of the transfer of the last license transferred to the broadcasting  
7 corporation.

8 #. Page 1103, line 16: delete lines 16 to 22 and substitute:  
" SECTION 63. 230.08 (2) (e) 3m. of the statutes is amended to read:

9 230.08 (2) (e) 3m. Educational communications board — 4. If the secretary of  
10 administration determines that the federal communications commission has  
11 approved the transfer of all broadcasting licenses held by the educational  
12 communications board to the broadcasting corporation as defined in s. 39.81 (2), this  
13 subdivision does not apply on and after the effective date of the last license  
14 transferred as determined by the secretary of administration under s. 39.88 (2).

15 #. Page 1103, line 25: delete the material beginning with that line and  
16 " SECTION 64. 230.08 (2) (km) of the statutes is created to read:

17 230.08 (2) (km) Persons employed by the department of administration who  
18 were transferred to the department of administration under s. 39.87 (4) and who  
19 immediately before their transfer occupied a position described under par. (e) 3m.,  
(L) 2. or (we).

20 SECTION 65. 230.08 (2) (L) 2. of the statutes is amended to read:

21 230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).  
22 If the secretary of administration determines that the federal communications  
23 commission has approved the transfer of all broadcasting licenses held by the  
24 educational communications board to the broadcasting corporation, as defined in s.  
25 39.81 (2), this subdivision does not apply on and after the effective date of the last

1 license transferred as determined by the secretary of administration under s. 39.88

2 (2). <sup>2)</sup>  
# Page 1104, line 9: delete lines 9 to 16 and substitute:

3 " SECTION ~~66~~ 2364m ← (B) 230.08 (2) (we) of the statutes is amended to read:

4 230.08 (2) (we) Professional staff members of the educational communications  
5 board authorized under s. 39.13 (2). If the secretary of administration determines  
6 that the federal communications commission has approved the transfer of all  
7 broadcasting licenses held by the educational communications board to the  
8 broadcasting corporation, as defined in s. 39.81 (2), this paragraph does not apply on  
9 and after the effective date of the last license transferred as determined by the  
10 secretary of administration under s. 39.88 (2). <sup>3)</sup>

11 # Page 1104, line 20: delete the material beginning with that line and  
12 " SECTION ~~67~~ 2366m ← (B) 230.08 (4) (a) of the statutes is amended to read: <sup>ending with page 1105, line 13, and substitute:</sup>

13 230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
14 includes all administrator positions specifically authorized by law to be employed  
15 outside the classified service in each department, board or commission and the  
16 historical society. ~~In~~ Except as provided in par. (am), in this paragraph,  
17 "department" has the meaning given under s. 15.01 (5), "board" means the  
18 educational communications board, investment board, public defender board and  
19 technical college system board and "commission" means the public service  
20 commission. Notwithstanding sub. (2) (z), no division administrator position  
21 exceeding the number authorized in sub. (2) (e) may be created in the unclassified  
22 service.

22 SECTION ~~68~~ 2367m ← (B) 230.08 (4) (am) of the statutes is created to read:

23 230.08 (4) (am) 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 to the broadcasting corporation, as

1 defined in s. 39.81 (2), on and after the effective date of the last license transferred  
2 as determined by the secretary of administration under s. 39.88 (2), "board" in par.  
3 (a) means the investment board, public defender board and technical college system  
4 board. ))

5 ~~(SECTION 69. Effective dates. This act takes effect on the day after publication,~~  
6 ~~except as follows:~~

7 (1) ~~The repeal of section 20.506 of the statutes takes effect on the first day of~~  
8 ~~the 36th month beginning after publication.~~

9 ~~(END)~~







State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0682/1 2  
MK/RC/JK/ML/PG:cmb/ch

TODAY

JG RM NOT SUN

LFB:.....Hardy - Creation of nonprofit public broadcasting corporation

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the bill as follows:

2 1. Page 122, line 2: after that line insert:

3 "SECTION 2s. 13.48 (14) (e) of the statutes is amended to read:

4 13.48 (14) (e) If the state office building located at 3319 West Beltline highway  
5 in Dane county is sold by the state, the building commission shall ensure that the  
6 transferee pays \$476,228 from the proceeds of the sale to the Wisconsin Public  
7 Broadcasting Foundation, if the foundation exists at the time of the transfer and if  
8 the secretary of administration does not transfer title to the building under s. 39.87  
9 (2) (a) 2."

10 2. Page 122, line 11: delete the material beginning with that line and ending

11 with page 123, line 2, and substitute

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**SECTION 3r.** 13.48 (31) of the statutes is created to read:

13.48 (31) DIGITAL TELEVISION CONVERSION. (a) In this subsection, "broadcasting corporation" has the meaning given in s. 39.81 (2).

(b) 1. Subject to par. (e), the building commission may authorize up to \$9,713,700 in general fund supported borrowing to aid in the acquisition, construction, development, enlargement or improvement of facilities and equipment related to the conversion to digital television for the educational communications board or, if the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, for the broadcasting corporation. If the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, the state funding commitment under this paragraph shall be in the form of a grant to the broadcasting corporation. Before approving any such state funding commitment, the building commission shall determine that the educational communications board or, if the federal communications commission has approved the transfer of all broadcasting licenses held by the educational communications board to the broadcasting corporation, the broadcasting corporation has secured additional funding at least equal to \$1,106,400 from nonstate donations for the purpose of digital television conversion.

2. If the building commission authorizes a grant to the broadcasting corporation under subd. 1. and if, for any reason, the facility or equipment that is acquired, constructed, developed, enlarged or improved with funds from the grant is not used for the purpose of public broadcasting, the state shall retain an ownership interest in the facility or equipment equal to the amount of the state's grant.

1 (c) Subject to par. (e), the building commission may authorize up to \$2,800,000  
2 in general fund supported borrowing to aid in the acquisition, construction,  
3 development, enlargement or improvement of facilities and equipment related to the  
4 conversion to digital television for the University of Wisconsin System. Before  
5 approving any such state funding commitment, the building commission shall  
6 determine that the board of regents of the University of Wisconsin System has  
7 entered into an agreement under s. 36.25 (5) (c) 2. and that the board has secured  
8 additional funding at least equal to \$280,000 from nonstate donations for the  
9 purpose of digital television conversion.

10 (d) 1. Subject to par. (e), the building commission may authorize up to  
11 \$3,500,000 in general fund supported borrowing to aid in the acquisition,  
12 construction, development, enlargement or improvement of facilities and equipment  
13 related to the conversion to digital television for the Milwaukee Area Technical  
14 College. The state funding commitment under this paragraph shall be in the form  
15 of a grant to the Milwaukee Area Technical College. Before approving any such state  
16 funding commitment, the building commission shall determine that the district  
17 board of the Milwaukee Area Technical College has entered into an agreement under  
18 s. 38.125 (2) (a) and that the board has secured additional funding at least equal to  
19 \$350,000 from nonstate donations for the purpose of digital television conversion.

20 2. If the building commission authorizes a grant to the Milwaukee Area  
21 Technical College under subd. 1. and if, for any reason, the facility or equipment that  
22 is acquired, constructed, developed, enlarged or improved with funds from the grant  
23 is not used for the purpose of public broadcasting, the state shall retain an ownership  
24 interest in the facility or equipment equal to the amount of the state's grant.

\*\*\* NOTE: I6 + treatment of s. 13.48 (31) is contained in 9960530.

1 ~~(e) During the 1999-2001 fiscal biennium, the building commission may not~~  
2 ~~authorize any general funding supported borrowing to aid in the acquisition,~~  
3 ~~construction, development, enlargement or improvement of a broadcasting network~~  
4 ~~facility or a production facility.”.~~

5 **3.** Page 125, line 20: substitute “(h)” for “(g)”.

6 **4.** Page 125, line 21: after that line insert:

7 “SECTION 14m. 15.07 (1) (b) 21. of the statutes is created to read:

8 15.07 (1) (b) 21. The public broadcasting transitional board. This subdivision  
9 does not apply after the first day of the 36th month beginning after the effective date  
10 of this subdivision .... [revisor inserts date].”.

11 **5.** Page 127, line 19: delete the material beginning with that line and ending  
12 with page 128, line 9, and substitute:

13 “SECTION 26m. 15.105 (25) (bm) of the statutes is amended to read:

14 15.105 (25) (bm) A member of the educational communications board. If the  
15 secretary of administration determines that the federal communications  
16 commission has approved the transfer of all broadcasting licenses held by the  
17 educational communications board to the broadcasting corporation, as defined in s.  
18 39.81 (2), this paragraph does not apply on and after the effective date of the last  
19 license transferred as determined by the secretary of administration under s. 39.88  
20 (2).

21 **SECTION 27m.** 15.105 (25) (c) of the statutes is amended to read:

22 15.105 (25) (c) Four or, if the secretary of administration determines that the  
23 federal communications commission has approved the transfer of all broadcasting  
24 licenses held by the educational communications board to the broadcasting



1 corporation, as defined in s. 39.81 (2), on and after the effective date of the last license  
2 transferred as determined by the secretary of administration under s. 39.88 (2), 5  
3 other members.”.

4 **6.** Page 131, line 9: delete lines 9 to 14 and substitute:

5 “15.57 (2) If the secretary of administration determines that the federal  
6 communications commission has approved the transfer of all broadcasting licenses  
7 held by the educational communications board to the broadcasting corporation, as  
8 defined in s. 39.81 (2), this section does not apply on and after the effective date of  
9 the last license transferred as determined by the secretary of administration under  
10 s. 39.88 (2).”.

11 **7.** Page 131, line 21: after that line insert:

12 “SECTION 40m. 15.98 of the statutes is created to read:

13 **15.98 Public broadcasting transitional board; creation.** (1) In this  
14 section:

15 (a) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

16 (b) “Friends group” has the meaning given in s. 39.81 (5).

17 (2) There is created a public broadcasting transitional board consisting of the  
18 following members:

19 (a) The secretary of administration or his or her designee.

20 (b) The state superintendent of public instruction or his or her designee.

21 (c) The president of the University of Wisconsin System or his or her designee.

22 (d) The director of the technical college system or his or her designee.

23 (e) The president of the Wisconsin Association of Independent Colleges and  
24 Universities or his or her designee.

1 (f) Except as provided in sub. (4), the district director specified in s. 38.12 (3)  
2 (a) 1. of the Milwaukee Area Technical College district or his or her designee.

3 (g) One member of each house of the legislature from the political party with  
4 the most members in that house, appointed as are members of standing committees.

5 (h) One member of each house of the legislature from the political party with  
6 the 2nd most members in that house, appointed as are members of standing  
7 committees.

8 (i) Two members appointed by the governor from a list of nominees submitted  
9 by the Wisconsin Public Radio Association, for 3-year terms.

10 (j) One member appointed by the governor from a list of nominees submitted  
11 by a friends group organized to raise funds for television station WHA, for a 3-year  
12 term.

13 (k) One member appointed by the governor from a list of nominees submitted  
14 by a friends group organized to raise funds for television stations WMVS and WMVT,  
15 for a 3-year term.

16 (L) One member appointed by the governor who is a representative of public  
17 elementary and secondary schools, for a 3-year term.

18 (3) The appointment of the members specified in sub. (2) is subject to senate  
19 confirmation, except for the appointment of a member who holds an office specified  
20 in sub. (2) that is subject to senate confirmation and except for the members specified  
21 in sub. (2) (b), (g) and (h).

22 (4) If the district board governing the Milwaukee Area Technical College does  
23 not enter into an agreement with the broadcasting corporation under s. 38.125 (2)  
24 (a) by the date specified in s. 38.125 (2) (a) (intro.), the member specified under sub.

1 (2) (f) shall vacate his or her membership and the governor shall appoint, subject to  
2 senate confirmation, an individual to serve as a member for a 3-year term.

3 (5) This section does not apply beginning on the first day of the 36th month  
4 commencing after the effective date of this subsection .... [revisor inserts date].”

5 **8.** Page 140, line 6: delete lines 6 to 11 and substitute:

6 **“16.25 Emergency weather warning system. (1)** In this section,  
7 “broadcasting corporation” has the meaning given in s. 39.81 (2).

8 (2) If the secretary determines that the federal communications commission  
9 has approved the transfer of all broadcasting licenses held by the educational  
10 communications board to the broadcasting corporation, on and after the effective  
11 date of the last license transferred, as determined by the secretary under s. 39.88 (2),  
12 the department shall contract with the broadcasting corporation for the operation of  
13 an emergency weather warning system.

14 **SECTION 63m.** 16.26 of the statutes is created to read:

15 **16.26 Public broadcasting assets. (1)** In this section:

16 (a) “Broadcasting corporation” has the meaning given under s. 39.81 (2).

17 (b) “Shared asset” means an asset of the state that, as determined by the  
18 secretary, is used by the educational communications board for the purpose of  
19 providing public broadcasting, including a tower, transmitter, transmission facility  
20 or other related structure, equipment or property, and that is also used by another  
21 agency, as defined in s. 16.70 (1).

22 (2) If the secretary determines that the federal communications commission  
23 has approved the transfer of all broadcasting licenses held by the educational  
24 communications board to the broadcasting corporation, the secretary shall negotiate

1 and enter into an agreement to lease each shared asset to the broadcasting  
2 corporation. An agreement under this subsection may include an option for the  
3 broadcasting corporation to purchase any shared asset.”.

4 **9.** Page 141, line 11: delete “All” and substitute “All Except as provided in sub.  
5 (3), all”.

6 **10.** Page 141, line 15: after that line insert:

7 “**SECTION 68m.** 16.42 (3) of the statutes is created to read:

8 16.42 (3) (a) In this subsection, “zero-based budgeting” means compilation of  
9 a budget in which each component is justified on the basis of cost, need and relation  
10 to statutory responsibilities.

11 (b) Beginning with the 2001–03 fiscal biennium, the educational  
12 communications board shall submit budget requests, except requests regarding the  
13 appropriation under s. 20.225 (1) (c), that are prepared using the principles of  
14 zero-based budgeting for each of its activities, units and programs.

15 (c) If the secretary determines that the federal communications commission  
16 has approved the transfer of all broadcasting licenses held by the educational  
17 communications board to the broadcasting corporation, as defined in s. 39.81 (2), this  
18 subsection does not apply on and after the effective date of the last license  
19 transferred as determined by the secretary under s. 39.88 (2).”.

20 **11.** Page 157, line 13: after that line insert:

21 “**SECTION 115e.** 16.973 (1) (a) of the statutes is renumbered 16.973 (1) (ar).

22 **SECTION 115m.** 16.973 (1) (ag) of the statutes is created to read:

23 16.973 (1) (ag) “Broadcasting corporation” has the meaning given under s.

24 39.81 (2).

1           **SECTION 115s.** 16.973 (2) (b) of the statutes is amended to read:

2           16.973 (2) (b) Provide such computer services and telecommunications services  
3 to local governmental units and the broadcasting corporation and provide such  
4 telecommunications services to qualified private schools, postsecondary  
5 institutions, museums and zoos as the division considers to be appropriate and as the  
6 division can efficiently and economically provide. The division may exercise this  
7 power only if in doing so it maintains the services it provides at least at the same  
8 levels that it provides prior to exercising this power and it does not increase the rates  
9 chargeable to users served prior to exercise of this power as a result of exercising this  
10 power. The division may charge local governmental units, the broadcasting  
11 corporation and qualified private schools, postsecondary institutions, museums and  
12 zoos for services provided to them under this paragraph in accordance with a  
13 methodology determined by the secretary. Use of telecommunications services by a  
14 qualified private school or postsecondary institution shall be subject to the same  
15 terms and conditions that apply to a municipality using the same services. The  
16 division shall prescribe eligibility requirements for qualified museums and zoos to  
17 receive telecommunications services under this paragraph.”.

18           **12.** Page 159, line 2: after that line insert:

19           “**SECTION 121g.** 18.04 (2) of the statutes is renumbered 18.04 (2) (a) and  
20 amended to read:

21           18.04 (2) (a) ~~The Except as provided in par. (b), commission shall authorize~~  
22 public debt to be contracted and evidences of indebtedness to be issued therefor up  
23 to the amounts specified by the legislature to acquire, construct, develop, extend,  
24 enlarge or improve land, waters, property, highways, buildings, equipment or

1 facilities or to make funds available for veterans' housing loans for the classes of  
2 public purposes specified by the legislature as the funds are required. Said  
3 requirements for funds shall be established by that department or agency head  
4 having program responsibilities for which public debt has been authorized by the  
5 legislature.

6 **SECTION 121r.** 18.04 (2) (b) of the statutes is created to read:

7 18.04 (2) (b) 1. In this paragraph, "broadcasting corporation" has the meaning  
8 given in s. 39.81 (2).

9 2. If the secretary of administration determines that the federal  
10 communications commission has approved the transfer of all broadcasting licenses  
11 held by the educational communications board to the broadcasting corporation and  
12 if the board of regents of the University of Wisconsin System has not contracted with  
13 the broadcasting corporation for the operation of television stations and for the joint  
14 use of production and broadcast facilities owned by the board, the commission may  
15 not authorize public debt to be contracted to aid in the acquisition, construction,  
16 development, enlargement or improvement of facilities and equipment related to the  
17 conversion to digital television for the University of Wisconsin System.

18 3. If the secretary of administration determines that the federal  
19 communications commission has approved the transfer of all broadcasting licenses  
20 held by the educational communications board to the broadcasting corporation and  
21 if the district board of the Milwaukee Area Technical College has not contracted with  
22 the broadcasting corporation for the operation of television stations and for the joint  
23 use of production and broadcast facilities owned by the board, the commission may  
24 not authorize public debt to be contracted to aid in the acquisition, construction,

\*\*\*NOTE: I.C. treatment of s. 18.04 (2) & 18.04 (2)  
(b) is contained in 9960530.

1 development, enlargement or improvement of facilities and equipment related to the  
2 conversion to digital television for the Milwaukee Area Technical College.”

3 **13.** Page 176, line 7: after that line insert:

4 “SECTION 164m. 19.42 (13) (n) of the statutes is created to read:

5 19.42 (13) (n) The members of the public broadcasting transitional board.”

6 **14.** Page 385, line 1: delete the material beginning with that line and ending  
7 with page 390, line 2, and substitute:

8 “**20.218 Public broadcasting corporation.** There is appropriated to the  
9 broadcasting corporation, as defined in s. 39.81 (2), for the following costs:

10 (1) EDUCATIONAL PROGRAMMING AND TRANSMISSION. (a) *General program*  
11 *operations.* The amounts in the schedule for educational programming for the  
12 elementary and secondary schools in this state and for transmission to remote and  
13 underserved areas of the state.

14 **SECTION 229m.** 20.225 (1) (a) of the statutes is amended to read:

15 20.225 (1) (a) *General program operations.* The amounts in the schedule to  
16 carry out its functions other than programming under ss. 39.11 and 39.13. If the  
17 secretary of administration determines that the federal communications  
18 commission has approved the transfer of all broadcasting licenses held by the board  
19 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
20 date of the last license transferred as determined by the secretary of administration  
21 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

22 **SECTION 230m.** 20.225 (1) (b) of the statutes is amended to read:

23 20.225 (1) (b) *Energy costs.* The amounts in the schedule to pay for utilities and  
24 for fuel, heat and air conditioning, and to pay costs incurred under ss. 16.858 and

1 16.895, by or on behalf of the board, and to repay to the energy efficiency fund loans  
2 made to the board under s. 16.847 (6). If the secretary of administration determines  
3 that the federal communications commission has approved the transfer of all  
4 broadcasting licenses held by the board to the broadcasting corporation, as defined  
5 in s. 39.81 (2), on and after the effective date of the last license transferred as  
6 determined by the secretary of administration under s. 39.88 (2), no moneys may be  
7 encumbered under this paragraph.

8 **SECTION 231m.** 20.225 (1) (c) of the statutes is amended to read:

9 20.225 (1) (c) *Principal repayment and interest.* A sum sufficient to reimburse  
10 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing  
11 the acquisition, construction, development, enlargement or improvement of facilities  
12 approved by the building commission for operation by the educational  
13 communications board. If the secretary of administration determines that the  
14 federal communications commission has approved the transfer of all broadcasting  
15 licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2),  
16 on and after the effective date of the last license transferred as determined by the  
17 secretary of administration under s. 39.88 (2), no moneys may be encumbered under  
18 this paragraph.

19 **SECTION 232m.** 20.225 (1) (d) of the statutes is amended to read:

20 20.225 (1) (d) *Milwaukee area technical college Area Technical College.* The  
21 amounts in the schedule to contract with Milwaukee ~~area technical college~~ Area  
22 Technical College under s. 39.11 (18). If the secretary of administration determines  
23 that the federal communications commission has approved the transfer of all  
24 broadcasting licenses held by the board to the broadcasting corporation, as defined  
25 in s. 39.81 (2), on and after the effective date of the last license transferred as



1 determined by the secretary of administration under s. 39.88 (2), no moneys may be  
2 encumbered under this paragraph.

3 **SECTION 233m.** 20.225 (1) (eg) of the statutes is amended to read:

4 20.225 (1) (eg) *Transmitter construction.* As a continuing appropriation, the  
5 amounts in the schedule to construct national weather service transmitters. If the  
6 secretary of administration determines that the federal communications  
7 commission has approved the transfer of all broadcasting licenses held by the board  
8 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
9 date of the last license transferred as determined by the secretary of administration  
10 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

11 **SECTION 234m.** 20.225 (1) (er) of the statutes is amended to read:

12 20.225 (1) (er) *Transmitter operation.* The amounts in the schedule to operate  
13 the transmitter constructed with moneys appropriated under par. (eg). If the  
14 secretary of administration determines that the federal communications  
15 commission has approved the transfer of all broadcasting licenses held by the board  
16 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
17 date of the last license transferred as determined by the secretary of administration  
18 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

19 **SECTION 235m.** 20.225 (1) (f) of the statutes is amended to read:

20 20.225 (1) (f) *Programming.* The amounts in the schedule for programming  
21 under s. 39.11. If the secretary of administration determines that the federal  
22 communications commission has approved the transfer of all broadcasting licenses  
23 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
24 after the effective date of the last license transferred as determined by the secretary

1 of administration under s. 39.88 (2), no moneys may be encumbered under this  
2 paragraph.

3 **SECTION 236m.** 20.225 (1) (g) of the statutes is amended to read:

4 20.225 (1) (g) *Gifts, grants, contracts and leases.* All moneys received from  
5 gifts, grants, contracts and the lease of excess capacity to carry out the purposes for  
6 which received. If the secretary of administration determines that the federal  
7 communications commission has approved the transfer of all broadcasting licenses  
8 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
9 after the effective date of the last license transferred as determined by the secretary  
10 of administration under s. 39.88 (2), no moneys may be encumbered under this  
11 paragraph.

12 **SECTION 237m.** 20.225 (1) (h) of the statutes is amended to read:

13 20.225 (1) (h) *Instructional material.* The amounts in the schedule for  
14 providing instructional materials under s. 39.11 (16). All moneys received from the  
15 sale of instructional material under s. 39.11 (16) and all moneys received under s.  
16 39.115 (1) shall be credited to this appropriation. If the secretary of administration  
17 determines that the federal communications commission has approved the transfer  
18 of all broadcasting licenses held by the board to the broadcasting corporation, as  
19 defined in s. 39.81 (2), on and after the effective date of the last license transferred  
20 as determined by the secretary of administration under s. 39.88 (2), no moneys may  
21 be encumbered under this paragraph.

22 **SECTION 238m.** 20.225 (1) (k) of the statutes is amended to read:

23 20.225 (1) (k) *Funds received from other state agencies.* All moneys received  
24 from other state agencies to carry out the purposes for which received. If the  
25 secretary of administration determines that the federal communications

1 commission has approved the transfer of all broadcasting licenses held by the board  
2 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective  
3 date of the last license transferred as determined by the secretary of administration  
4 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

5 **SECTION 239m.** 20.225 (1) (ka) of the statutes is amended to read:

6 20.225 (1) (ka) *Information technology development projects.* The amounts in  
7 the schedule for the purpose of conducting information technology development  
8 projects approved under s. 16.971 (5). All moneys transferred from the appropriation  
9 account under s. 20.870 (1) (q), (r) or (s) shall be credited to this appropriation  
10 account. If the secretary of administration determines that the federal  
11 communications commission has approved the transfer of all broadcasting licenses  
12 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
13 after the effective date of the last license transferred as determined by the secretary  
14 of administration under s. 39.88 (2), no moneys may be encumbered under this  
15 paragraph.

16 **SECTION 240m.** 20.225 (1) (kb) of the statutes is amended to read:

17 20.225 (1) (kb) *Emergency weather warning system operation.* From the  
18 moneys received by the department of administration for the provision of state  
19 telecommunications and data processing services and sale of telecommunications  
20 and data processing inventory items primarily to state agencies, the amounts in the  
21 schedule for the operation of the emergency weather warning system under s. 39.11  
22 (21). If the secretary of administration determines that the federal communications  
23 commission has approved the transfer of all broadcasting licenses held by the board  
24 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective

1 date of the last license transferred as determined by the secretary of administration  
2 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

3 **SECTION 241m.** 20.225 (1) (m) of the statutes is amended to read:

4 20.225 (1) (m) *Federal grants.* All moneys received from the federal  
5 government as authorized by the governor under s. 16.54 for the purposes for which  
6 made and received. If the secretary of administration determines that the federal  
7 communications commission has approved the transfer of all broadcasting licenses  
8 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and  
9 after the effective date of the last license transferred as determined by the secretary  
10 of administration under s. 39.88 (2), no moneys may be encumbered under this  
11 paragraph.”

12 **15.** Page 391, line 10: delete lines 10 to 13.

13 **16.** Page 398, line 8: delete lines 8 to 11.

14 **17.** Page 400, line 5: after that line insert:

15 “**SECTION 294m.** 20.285 (1) (La) of the statutes is created to read:

16 20.285 (1) (La) *Public broadcasting.* All moneys received from the  
17 broadcasting corporation, as defined in s. 39.81 (2), for the purpose of providing  
18 services to such corporation under an agreement under s. 36.25 (5) (c) 2.”

19 **18.** Page 450, line 19: after that line insert:

20 “**SECTION 509g.** 20.505 (1) (aw) of the statutes is created to read:

21 20.505 (1) (aw) *Emergency weather warning system operation.* The amounts  
22 in the schedule to make payments under a contract for the operation of the  
23 emergency weather warning system under s. 16.25 (2).

24 **SECTION 509r.** 20.505 (1) (c) of the statutes is created to read:

1           20.505 (1) (c) *Salaries, fringe benefits, supplies and services for certain*  
2 *employees.* The amounts in the schedule for salaries and fringe benefits of former  
3 employees of the educational communications board who were transferred to the  
4 department of administration under s. 39.87 (4) and for the provision of supplies and  
5 services for these employees.”.

6           **19.** Page 454, line 3: after that line insert:

7           “SECTION 527m. 20.505 (1) (kv) of the statutes is created to read:

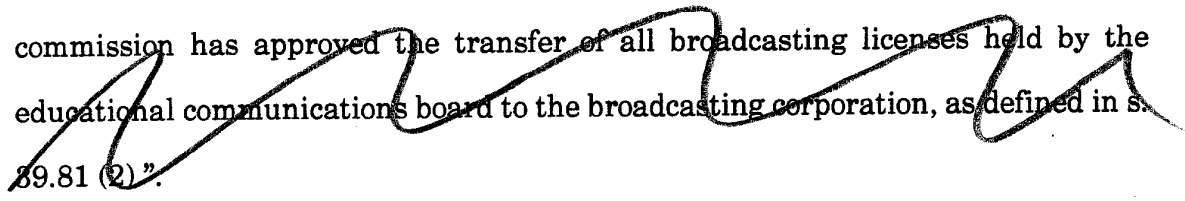
8           20.505 (1) (kv) *Public broadcasting corporation grant.* All moneys received  
9 from the educational communications board to be paid as a grant to the broadcasting  
10 corporation, as defined in s. 39.81 (2), if the secretary of administration determines  
11 under s. 39.88 (1) that the federal communications commission has approved the  
12 transfer of all broadcasting licenses held by the educational communications board  
13 to the corporation.”.

14           **20.** Page 455, line 19 <sup>is</sup> delete the material beginning with that line and ending  
15 with page 456, line 19, ~~and substitute~~ (2)

16           ~~“20.505 (5) (d) *Principal repayment and interest for former educational*~~  
17 ~~*communications board and certain grants made for digital television conversion.* A~~  
18 ~~sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest~~  
19 ~~costs that are incurred in financing the acquisition, construction, development,~~  
20 ~~enlargement or improvement of facilities approved by the building commission for~~  
21 ~~operation by the educational communications board and in financing any grants~~  
22 ~~under s. 13.48 (31) that are made to the broadcasting corporation, as defined in s.~~  
23 ~~39.81 (2). No moneys may be encumbered under this paragraph unless the secretary~~  
24 ~~of administration first determines under s. 39.88 (1) that the federal communications~~

\*\*\* NOTE: To + tictmed of s. 20.505(5) (d) is contained in 99b0530.

1 commission has approved the transfer of all broadcasting licenses held by the  
2 educational communications board to the broadcasting corporation, as defined in s.  
3 39.81 (2)".



4 **21.** Page 466, line 8: after that line insert:

5 "SECTION 587g. 20.506 of the statutes is created to read:

6 **20.506 Public broadcasting transitional board.** There is appropriated to  
7 the public broadcasting transitional board for the following programs:

8 (1) TRANSITIONAL SERVICES. (a) *General program operations.* As a continuing  
9 appropriation, the amounts in the schedule for general program operations related  
10 to carrying out the duties under s. 39.82. No moneys may be encumbered from this  
11 appropriation after the last day of the 35th month beginning after publication ....  
12 [revisor inserts date]."

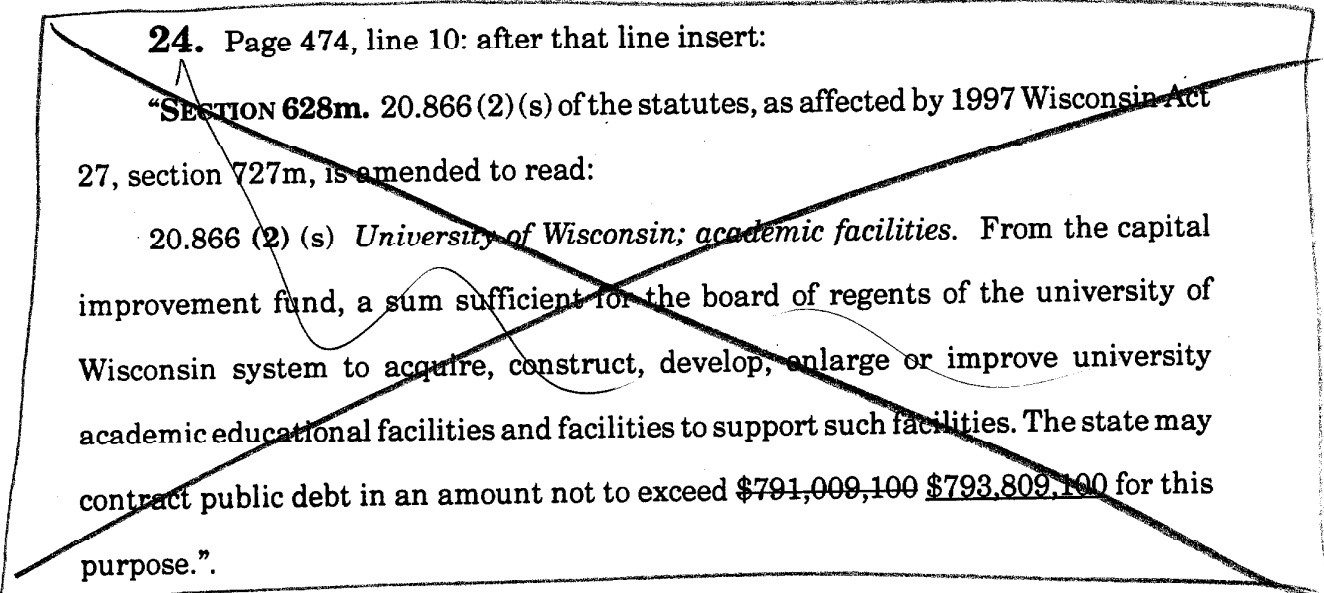
13 **22.** Page 474, line 8: delete "and, (h) and" and substitute "and".

14 ~~**23.** Page 474, line 9, delete "(b)," and substitute "(b), (b)(1)"~~

15 **24.** Page 474, line 10: after that line insert:

16 "SECTION 628m. 20.866 (2) (s) of the statutes, as affected by 1997 Wisconsin Act  
17 27, section 727m, is amended to read:

18 20.866 (2) (s) *University of Wisconsin; academic facilities.* From the capital  
19 improvement fund, a sum sufficient for the board of regents of the university of  
20 Wisconsin system to acquire, construct, develop, enlarge or improve university  
21 academic educational facilities and facilities to support such facilities. The state may  
22 contract public debt in an amount not to exceed \$791,009,100 ~~\$793,809,100~~ for this  
23 purpose."



24 **25.** Page 477, line 4: delete lines 4 to 17 and substitute:

3  
3

\*\*\* NOTE: To increase in (1)(a) and  
un bonding authority in s. 20.866(2)(s) is  
contained in 99b0530.

1 "20.866 (2) (ws) *Administration; educational communications facilities.* From  
 2 the capital improvement fund, a sum sufficient for the building commission to  
 3 provide grants to the broadcasting corporation, as defined in s. 39.81 (2), to acquire,  
 4 construct, develop, enlarge or improve educational communications facilities.  
 5 Unless the secretary of administration first determines under s. 39.88 (1) that the  
 6 federal communications commission has approved the transfer of all broadcasting  
 7 licenses held by the educational communications board to the broadcasting  
 8 corporation, as defined in s. 39.81 (2), no moneys may be encumbered or public debt  
 9 contracted under this paragraph. If the secretary of administration determines that  
 10 the transfer of licenses has been approved, on and after the effective date of the last  
 11 license transferred as determined by the secretary of administration under s. 39.88  
 12 (2), the state may, for the purpose of this appropriation, contract public debt in an  
 13 amount not to exceed \$18,067,800 less any amount contracted on behalf of the former  
 14 educational communications board before the effective date of the last license  
 15 transferred as determined by the secretary of administration under s. 39.88 (2).

16 **SECTION 638m.** 20.866 (2) (zbm) of the statutes is created to read:

17 20.866 (2) (zbm) *Milwaukee Area Technical College; digital television*  
 18 *conversion.* From the capital improvement fund, a sum sufficient for the building  
 19 commission to provide grants to the Milwaukee Area Technical College to aid in the  
 20 acquisition, construction, development, enlargement or improvement of facilities  
 21 and equipment related to the conversion to digital television. The state may contract  
 22 public debt in an amount not to exceed \$3,500,000 for this purpose."

23 **26.** Page 478, line 19: delete lines 19 to 20 and substitute ①

\*\*\*NOTE: Text of s. 20.866(2) (ws) and (z b m) are contained in 99b0530.

and  
20.867(3)  
(6m)  
\* ~~note~~ NOTE: Tu + Ratment of ss. 20.866(2) (2d) fo  
contained in 9960530

1 "20.866 (2) (zd) *Educational communications board; educational*  
2 *communications facilities.* From the capital improvement fund, a sum sufficient for  
3 the educational communications board to acquire, construct, develop, enlarge or  
4 improve educational communications facilities. The state may contract public debt  
5 in an amount not to exceed ~~\$8,354,100~~ \$18,067,800 for this purpose. If the secretary  
6 of administration determines that the federal communications commission has  
7 approved the transfer of all broadcasting licenses held by the educational  
8 communications board to the broadcasting corporation, as defined in s. 39.81 (2), on  
9 and after the effective date of the last license transferred as determined by the  
10 secretary of administration under s. 39.88 (2), the state may not contract public debt  
11 under paragraph."

12 **27.** Page 478, line 25: after that line insert:

13 "SECTION 642m. 20.867 (3) (bm) of the statutes is created to read:

14 20.867 (3) (bm) *Principal repayment, interest and rebates.* A sum sufficient to  
15 reimburse s. 20.866 (1)-(u) for the payment of principal and interest costs incurred  
16 in financing the acquisition, construction, development, enlargement or  
17 improvement of facilities and equipment related to the conversion to digital  
18 television at Milwaukee Area Technical College, and to make the payments  
19 determined by the building commission under s. 13.488 (1) (m) that are attributable  
20 to the proceeds of obligations incurred in financing the acquisition, construction,  
21 development, enlargement or improvement of facilities and equipment related to the  
22 conversion to digital television at Milwaukee Area Technical College."

23 **28.** Page 480, line 18: delete the material beginning with that line and ending

24 with page 481, line 7, and substitute:



1           “20.923 (4) (e) 1e. Educational communications board: executive director. If the  
2           secretary of administration determines that the federal communications  
3           commission has approved the transfer of all broadcasting licenses held by the  
4           educational communications board to the broadcasting corporation, as defined in s.  
5           39.81 (2), this subdivision does not apply on and after the effective date of the last  
6           license transferred as determined by the secretary of administration under s. 39.88  
7           (2).

8           **SECTION 647m.** 20.923 (6) (aj) of the statutes is created to read:

9           20.923 (6) (aj) Administration, department of: all positions specified in s.  
10          230.08 (2) (km).

11          **SECTION 648m.** 20.923 (6) (b) of the statutes is amended to read:

12          20.923 (6) (b) Educational communications board: unclassified professional  
13          staff. If the secretary of administration determines that the federal communications  
14          commission has approved the transfer of all broadcasting licenses held by the  
15          educational communications board to the broadcasting corporation, as defined in s.  
16          39.81 (2), this paragraph does not apply on and after the effective date of the last  
17          license transferred as determined by the secretary of administration under s. 39.88  
18          (2).”.

19          **29.** Page 544, line 8: delete lines 8 to 13 and substitute:

20          “**SECTION 88e.** 36.25 (5) (a) of the statutes is amended to read:

21          36.25 (5) (a) The board of regents, as licensee, shall, except as provided in an  
22          agreement entered into under par. (c) 2., manage, operate and maintain  
23          broadcasting station WHA and WHA-TV and shall enter into an affiliation  
24          agreement with the educational communications board pursuant to s. 39.14. Except

1 as provided under par. (b), ~~the~~ an affiliation agreement under this paragraph shall  
2 provide that the board of regents shall grant the educational communications board  
3 the part-time use of equipment and space necessary for the operations of the state  
4 educational radio and television networks. The board of regents shall maintain a  
5 separate account for each revenue source for broadcasting station WHA and for  
6 WHA-TV which permits identification of the functions or activities for which  
7 expenditures are made. The board of regents shall maintain annual records of its  
8 expenditures for programming purposes by type of programming and by source of  
9 revenue.

10 **SECTION 888m.** 36.25 (5) (c) of the statutes is created to read:

11 36.25 (5) (c) 1. In this paragraph:

12 a. "Broadcasting corporation" has the meaning given in s. 39.81 (2).

13 b. "Broadcasting station" means any broadcast station for which the board of  
14 regents holds a license.

15 2. No later than the first day of the 12th month beginning after the effective  
16 date of this subdivision .... [revisor inserts date], the board of regents may enter into  
17 an agreement with the broadcasting corporation that requires the board of regents  
18 to do each of the following:

19 a. Allow the broadcasting corporation to operate any broadcasting station that  
20 is specified in the agreement.

21 b. Grant the broadcasting corporation operational control over any facility or  
22 asset of the board of regents that is necessary for the operation of a broadcasting  
23 station specified in subd. 2. a., except that the agreement may provide for joint use  
24 by the board of regents and the broadcasting corporation of any production facility  
25 and the agreement shall provide for the joint use by the board of regents and the

1 broadcasting corporation of one and only one television broadcasting network  
2 facility.

3 c. Maintain the facilities and assets that are necessary for the operation of each  
4 broadcasting station, including a broadcasting station specified in subd. 2. a.

5 d. Retain the license for each broadcasting station.

6 e. Provide administrative services to the broadcasting corporation that are  
7 necessary for the broadcasting corporation to operate the broadcasting stations  
8 specified in subd. 2. a.

9 f. Provide assistance in developing and delivering elementary and secondary  
10 school educational programming. Any assistance provided under this subd. 2. f.  
11 shall be provided at no cost to private and public elementary and secondary schools.

12 3. An agreement under subd. 2. shall satisfy each of the following:

13 a. The agreement shall remain in effect until the maturity date of any public  
14 debt issued under s. 13.48 (31) (c).

15 b. The agreement shall ensure that the board of regents has access to  
16 broadcasting facilities and air time that is equal to or greater than the access of the  
17 board of regents prior to the effective date of this subdivision 3. b. .... [revisor inserts  
18 date].

19 4. An agreement under subd. 2. may specify the terms, if any, for the  
20 broadcasting corporation to compensate the board of regents or for the board of  
21 regents to compensate the broadcasting corporation for taking an action specified in  
22 subd. 2. a. to e.

23 5. An agreement under subd. 2. may not take effect without the approval of the  
24 secretary of administration.

1           6. This paragraph does not apply unless the secretary of administration  
2 determines under s. 39.88 (1) that the federal communications commission has  
3 approved the transfer of all broadcasting licenses held by the educational  
4 communications board to the broadcasting corporation.

5           **SECTION 888s.** 36.25 (5) (d) of the statutes is created to read:

6           36.25 (5) (d) At the request of the transitional board, as defined in s. 39.81 (7),  
7 the board of regents shall, at no charge to the transitional board, provide staff and  
8 legal, administrative and technical assistance for the transitional board to carry out  
9 the duties under s. 39.82.”.

10           **30.** Page 546, line 23: delete the material beginning with that line and ending  
11 with page 547, line 6, and substitute:

12           **“SECTION 897e.** 38.125 of the statutes is renumbered 38.125 (3) and amended  
13 to read:

14           38.125 (3) If the district board ~~governing the Milwaukee area technical college~~  
15 determines to relinquish its public broadcasting licenses, it shall, subject to the  
16 approval of the federal communications commission, offer to assign the licenses to  
17 the educational communications board, ~~subject to approval of the federal~~  
18 ~~communications commission~~ or, if the secretary of administration determines under  
19 s. 39.88 (1) that all the broadcasting licenses held by the educational  
20 communications board have been transferred to the broadcasting corporation, to the  
21 broadcasting corporation.

22           **SECTION 897m.** 38.125 (1) of the statutes is created to read:

23           38.125 (1) In this section:

1 (a) “District board” means the district board governing the Milwaukee Area  
2 Technical College.

3 (b) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

4 (c) “Broadcasting station” means any broadcast station for which the district  
5 board holds a license.

6 **SECTION 897s.** 38.125 (2) of the statutes is created to read:

7 38.125 (2) (a) No later than the first day of the 12th month beginning after the  
8 effective date of this paragraph .... [revisor inserts date], the district board may enter  
9 into an agreement with the broadcasting corporation that requires the district board  
10 to do each of the following:

11 1. Allow the broadcasting corporation to operate any broadcasting station that  
12 is specified in the agreement.

13 2. Grant the broadcasting corporation operational control over any facility or  
14 asset of the district board that is necessary for the operation of a broadcasting station  
15 specified in subd. 1., except that the agreement may provide for joint use by the  
16 district board and the broadcasting corporation of any production facility and the  
17 agreement shall provide for the joint use by the district board and the broadcasting  
18 corporation of one and only one television broadcasting network facility located in a  
19 1st class city.

20 3. Maintain the facilities and assets that are necessary for the operation of each  
21 broadcasting station, including a broadcasting station specified in subd. 1.

22 4. Retain the license for each broadcasting station.

23 (b) An agreement under par. (a) shall satisfy each of the following:

24 1. The agreement shall remain in effect until the maturity date of any public  
25 debt issued under s. 13.48 (31) (d).

1           2. The agreement shall ensure that the district board has access to  
2 broadcasting facilities and air time that is equal to or greater than the access of the  
3 district board prior to the effective date of this subdivision ... [revisor inserts date].

4           (c) An agreement under par. (a) may specify the terms, if any, for the  
5 broadcasting corporation to compensate the district board or for the district board to  
6 compensate the broadcasting corporation for taking an action specified in par. (a).

7           (d) An agreement under par. (a) may not take effect without the approval of the  
8 secretary of administration.

9           (e) This subsection does not apply unless the secretary of administration  
10 determines under s. 39.88 (1) that the federal communications commission has  
11 approved the transfer of all broadcasting licenses held by the educational  
12 communications board to the broadcasting corporation.”.

13           **31.** Page 548, line 23: delete the material beginning with that line and ending  
14 with page 549, line 11, and substitute:

15           “SECTION 905c. 39.10 of the statutes is created to read:

16           **39.10 Definitions.** In this subchapter:

17           (1) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

18           (2) “Fund-raising corporation” means the corporation organized under s. 39.12

19           (1).

20           (3) “Transitional board” has the meaning given in s. 39.81 (7).

21           SECTION 905g. 39.11 (intro.) of the statutes is amended to read:

22           **39.11 Educational communications board; duties.** (intro.) The Except as  
23 provided in a contract entered into under s. 39.115 (4), the educational  
24 communications board shall do each of the following:

1           **SECTION 905L.** 39.11 (22) of the statutes is created to read:

2           39.11 (22) At the request of the transitional board and at no charge to the  
3 transitional board, provide staff and legal, administrative and technical assistance  
4 for the transitional board to carry out the duties under s. 39.82.

5           **SECTION 905p.** 39.115 (4) of the statutes is created to read:

6           39.115 (4) Contract with the broadcasting corporation to manage, operate and  
7 maintain any public broadcasting station for which the educational communications  
8 board holds a license.

9           **SECTION 905t.** 39.12 of the statutes is amended to read:

10          **39.12 Nonstock Fund-raising corporation.** (1) The educational  
11 communications board may organize and maintain a nonstock nonprofit corporation  
12 under ch. 181 for the exclusive purpose of raising funds for the educational  
13 communications board to support the activities of the educational communications  
14 board. Any funds raised by the fund-raising corporation shall be expended to carry  
15 out the purposes for which received.

16          (2) The educational communications board shall enter into a contract with the  
17 fund-raising corporation ~~under sub. (1)~~. The contract shall provide that the  
18 educational communications board may make use of the services of the fund-raising  
19 corporation and that the educational communications board may provide  
20 administrative services to the fund-raising corporation. The type and scope of any  
21 administrative services provided by the educational communications board to the  
22 fund-raising corporation and the educational communications board employes  
23 assigned to perform the services shall be determined by the educational  
24 communications board. The fund-raising corporation may neither employ staff nor  
25 engage in political activities.

1           (2m) The fund-raising corporation ~~under sub. (1)~~ shall donate any real  
2 property to the state within 5 years after acquiring the property unless holding the  
3 property for more than 5 years is consistent with sound business and financial  
4 practices and is approved by the joint committee on finance.

5           (3) The educational communications board, the department of administration,  
6 the legislative fiscal bureau, the legislative audit bureau and the appropriate  
7 committee of each house of the legislature, as determined by the presiding officer,  
8 may examine all records of the fund-raising corporation.

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

16           (5) ~~Any~~ The fund-raising corporation ~~established under this section~~ shall be  
17 organized so that contributions to it will be deductible from adjusted gross income  
18 under section 170 of the internal revenue code and so that the fund-raising  
19 corporation will be exempt from taxation under section 501 of the internal revenue  
20 code and ss. 71.26 (1) (a) and 71.45 (1).

21           **SECTION 905x.** 39.15 of the statutes is created to read:

22           **39.15 Applicability.** If the secretary of administration determines that the  
23 federal communications commission has approved the transfer of all broadcasting  
24 licenses held by the educational communications board to the broadcasting



1 corporation, this subchapter does not apply on and after the effective date of the last  
2 license transferred as determined by the secretary under s. 39.88 (2).”

3 **32.** Page 554, line 6: delete the material beginning with that line and ending  
4 with page 556, line 17, and substitute:

5 “**SECTION 3.** Subchapter V of chapter 39 [precedes 39.81] of the statutes is  
6 created to read:

7 **CHAPTER 39**

8 **SUBCHAPTER V**

9 **PUBLIC BROADCASTING**

10 **39.81 Definitions.** In this subchapter:

11 (1) “Association” means the Wisconsin Public Radio Association.

12 (2) “Broadcasting corporation” means the corporation specified in s. 39.82 (1).

13 (3) “Corporate board” means the board of directors of the broadcasting  
14 corporation.

15 (4) “Foundation” means the Wisconsin Public Broadcasting Foundation.

16 (5) “Friends group” means a nonstock, nonprofit corporation described under  
17 section 501 (c) (3) or (4) of the Internal Revenue Code and exempt from taxation  
18 under section 501 (a) of the Internal Revenue Code that is organized to raise funds  
19 for a public broadcasting television station in this state.

20 (6) “Secretary” means the secretary of administration.

21 (7) “Transitional board” means the public broadcasting transitional board.

22 **39.82 Transitional board duties.** The transitional board shall do each of the  
23 following:

1           (1) Draft and file articles of incorporation for a nonstock corporation under ch.  
2 181 and take all actions necessary to exempt the corporation from federal taxation  
3 under section 501 (c) (3) of the Internal Revenue Code.

4           (2) Draft bylaws for adoption by the corporate board under s. 181.0206 (2). The  
5 bylaws shall specify the method for designating or appointing the directors of the  
6 corporate board. No later than March 15, 2000, the transitional board shall submit  
7 a report to the governor and to the chief clerk of each house of the legislature for  
8 distribution to the legislature under s. 13.172 (2) that includes and describes the  
9 bylaws drafted under this subsection.

10           (3) Prepare an application for submission by the corporate board to the federal  
11 communications commission to transfer all broadcasting licenses held by the  
12 educational communications board to the broadcasting corporation.

13           (4) Negotiate an agreement with the association for the transfer to the  
14 broadcasting corporation of funds raised by the association.

15           (5) Negotiate an agreement with each friends group in this state for the  
16 transfer to the broadcasting corporation of funds raised by the friends group.

17           **39.83 Transitional plan.** (1) The secretary of administration shall, after  
18 consulting with the corporate board, prepare a plan for submission to the joint  
19 committee on finance that specifies each of the following:

20           (a) The transfer of the unencumbered balances of the appropriations to the  
21 educational communications board to the broadcasting corporation.

22           (b) The transfer of positions and related funding from the educational  
23 communications board to the department of administration.

24           (c) The transfer of assets under s. 39.87 (2) to the broadcasting corporation.

1           (2) If the cochairpersons of the joint committee on finance do not notify the  
2 secretary of administration within 14 working days after the date of submittal of the  
3 plan under sub. (1) that the committee has scheduled a meeting for the purpose of  
4 reviewing the plan, the plan may be implemented as proposed. If, within 14 working  
5 days after the date of submittal of the plan under sub. (1), the cochairpersons of the  
6 committee notify the secretary of administration that the committee has scheduled  
7 a meeting for the purpose of reviewing the proposed plan, the plan may be  
8 implemented only upon approval of the committee.

9           (3) If the joint committee on finance approves a transfer of unencumbered  
10 balances specified in sub. (1)(a) and (b), the joint committee on finance shall transfer  
11 the unencumbered balances to the appropriation accounts under ss. 20.218 (1) (a)  
12 and 20.505 (1) (c) and (kv).

13           **39.84 Duties of broadcasting corporation.** The broadcasting corporation  
14 shall do each of the following as a condition for receiving state aid under s. 20.218  
15 (1) (a):

16           (1) Maintain a state system of radio broadcasting for the presentation of  
17 educational, informational and public service programs, formulate policies  
18 regulating the operation of such a state system and coordinate the public radio  
19 activities of the various educational and informational agencies, civic groups, and  
20 citizens having contributions to make to the public interest and welfare.

21           (2) Protect the public interest in educational television by maintaining  
22 educational television channels reserved for this state and take such action as is  
23 necessary to preserve such channels in this state for educational use.

24           (3) Maintain a comprehensive state plan for the orderly operation of a  
25 statewide television system for the presentation of noncommercial instructional

1 programs that will serve the best interests of the people of the state now and in the  
2 future.

3 (4) Work with the educational agencies and institutions of the state as  
4 reviewer, adviser and coordinator of their joint efforts to meet the educational needs  
5 of the state through radio and television.

6 (5) Furnish leadership in securing adequate funding for statewide joint use of  
7 radio and television for educational and cultural purposes, including funding for  
8 media programming for broadcast over the state networks.

9 (6) Lease, purchase or construct radio and television facilities for joint use with  
10 state and local agencies, including facilities such as broadcast network and  
11 production facilities, network interconnection or relay equipment, mobile units, and  
12 other equipment available for statewide use.

13 (7) Maintain radio and television transmission equipment in order to provide  
14 broadcast service to all areas of this state.

15 (8) Establish and maintain a continuing evaluation of the effectiveness of the  
16 joint efforts of all participating educational institutions in terms of jointly  
17 established goals in the area of educational radio and television.

18 (9) Act as a central clearinghouse and source of information concerning  
19 educational radio and television activities in this state, including the furnishing of  
20 such information to legislators, offices of government, educational institutions and  
21 the general public.

22 (10) Provide educational programming for elementary and secondary schools  
23 in this state and transmit public radio and television to remote and underserved  
24 areas of the state.

1           **39.85 State aid.** (1) The broadcasting corporation may receive state aid under  
2 s. 20.218 (1) (a) if each of the following is satisfied:

3           (a) The articles of incorporation state that the purpose of the broadcasting  
4 corporation is to provide public broadcasting to this state and that, if the  
5 broadcasting corporation dissolves or discontinues public broadcasting in this state,  
6 the broadcasting corporation shall in good faith take all reasonable measures to  
7 transfer or assign the broadcasting corporation's assets, licenses and rights to an  
8 entity whose purpose is to advance public broadcasting in this state.

9           (b) The broadcasting corporation initially adopts the bylaws drafted by the  
10 transitional board under s. 39.82 (2).

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

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

18           (e) The broadcasting corporation provides the secretary of administration or  
19 his or her designee and the employes of the legislative audit bureau and the  
20 legislative fiscal bureau with access to all of the broadcasting corporation's records,  
21 as defined in s. 19.32 (2), except records identifying the names of private donors.

22           (f) The broadcasting corporation carries out any obligation of the educational  
23 communications board under any contract entered into by the educational  
24 communications board that relates to the provision of public broadcasting in this

1 state until the contract is modified or rescinded by the broadcasting corporation to  
2 the extent allowed under the contract.

3 (2) The secretary of administration shall pay aid under s. 20.218 (1) (a) to the  
4 broadcasting corporation in instalments, as determined by the secretary.

5 **39.86 Broadcasting corporation reports.** (1) No later than September 15  
6 of each even-numbered year, in the form and content prescribed by the department  
7 of administration, the broadcasting corporation shall, as a condition of receiving  
8 state aid under s. 20.218 (1) (a), prepare and forward to the department of  
9 administration and to the legislative fiscal bureau all of the following information  
10 regarding each program administered by the broadcasting corporation for which the  
11 broadcasting corporation is requesting state aid:

12 (a) A clear statement of the purpose or goal for each program.

13 (b) Clear statements of specific objectives to be accomplished and, as  
14 appropriate, the performance measures used by the broadcasting corporation to  
15 assess progress toward achievement of these objectives.

16 (c) Proposed plans to implement the objectives specified in par. (a) and the  
17 estimated resources needed to carry out the proposed plans.

18 (d) A statement of legislation required to implement proposed programmatic  
19 and financial plans.

20 (e) Any other fiscal or other information that the secretary of administration  
21 or the governor requires on forms prescribed by the secretary of administration.

22 (2) No later than December 1 of each year, the broadcasting corporation shall,  
23 as a condition of receiving state aid under s. 20.218 (1) (a), submit a report to the  
24 governor and to the chief clerk of each house of the legislature for distribution to the  
25 legislature under s. 13.172 (2) that describes each of the following:

1 (a) Any use of state aid received by the broadcasting corporation for serving  
2 educational communities, diverse populations and rural and remote areas of the  
3 state, including a detailed itemization of the use of state aid.

4 (b) Any progress in advancing the transition to digital television and radio,  
5 distance education and other technological innovations.

6 (c) The status of federal funding, private donations, other private fund raising  
7 and any financially beneficial partnerships.

8 (d) The status of the broadcasting corporation's efforts to satisfy the duties  
9 specified in this subchapter.

10 (3) This section does not apply unless the secretary of administration  
11 determines that the federal communications commission has approved the transfer  
12 of all broadcasting licenses held by the educational communications board to the  
13 broadcasting corporation.

14 **39.87 Transfer provisions. (1) DEFINITIONS.** In this section, "state office  
15 building" means the state office building located at 3319 West Beltline Highway in  
16 Dane County.

17 (2) **ASSETS.** (a) If the secretary of administration determines that the federal  
18 communications commission has approved the transfer of all broadcasting licenses  
19 held by the educational communications board to the broadcasting corporation, each  
20 of the following applies:

21 1. Any asset of the state, other than the state office building and the assets  
22 specified in subd. 3., that is used by the educational communications board and that,  
23 as determined by the secretary of administration, is not a shared asset, as defined  
24 in s. 16.26 (1) (b), is transferred, subject to the approval of the joint committee on  
25 finance under s. 39.83 (2), to the broadcasting corporation. A transfer under this

1 subdivision shall take effect on on the effective date of the last license transferred as  
2 determined by the secretary of administration under s. 39.88 (2).

3 2. Subject to the approval of the joint committee on finance under s. 39.83 (2),  
4 the secretary of administration shall transfer title to the state office building from  
5 the state to the broadcasting corporation if the broadcasting corporation pays  
6 \$476,228 to the foundation or the foundation waives such payment.

7 3. The assets of the state that, as determined by the secretary of  
8 administration, are used by educational communications board for the operation of  
9 an emergency weather warning system are transferred to the department of  
10 administration.

11 (b) Any asset transferred under par. (a) 1. or 2. shall revert to the state if the  
12 asset is not used for the purpose of providing public broadcasting.

13 (3) EDUCATIONAL COMMUNICATIONS BOARD FUNDS. Subject to the approval of the  
14 joint committee on finance under s. 39.83, if the secretary of administration  
15 determines that the federal communications commission has approved the transfer  
16 of all broadcasting licenses held by the educational communications board to the  
17 broadcasting corporation, each of the following applies on the effective date of the  
18 last license transferred as determined by the secretary of administration under s.  
19 39.88 (2):

20 (a) To the appropriation account under s. 20.218 (1)(a), there is transferred the  
21 unencumbered balance of the appropriation accounts under s. 20.225 (1) (a), (b), (d),  
22 (eg), (er) and (f), except for the unencumbered balance of the appropriation accounts  
23 that are otherwise transferred under sub. (4).

24 (b) To the appropriation account under s. 20.505 (5) (i), there is transferred the  
25 unencumbered balance of the appropriation account under s. 20.225 (1) (kb) and the



1 amounts in the schedule for the appropriation account under s. 20.505 (5) (i) are  
2 increased by the amount transferred from the appropriation account under s. 20.225  
3 (1) (kb).

4 (c) To the appropriation account under s. 20.505 (1) (kv), there is transferred  
5 the unencumbered balance of the appropriation accounts under s. 20.225 (1) (g), (h),  
6 (k), (ka) and (m), and, to the extent allowed under federal law, the secretary of  
7 administration shall pay the broadcasting corporation a grant equal to the amount  
8 of the unencumbered balance of the appropriation account under s. 20.505 (1) (kv).

9 (4) POSITIONS. If the secretary of administration determines that the federal  
10 communications commission has approved the transfer of all broadcasting licenses  
11 held by the educational communications board to the broadcasting corporation, all  
12 positions authorized for the educational communications board and the incumbent  
13 employes holding the positions are transferred to the department of administration.  
14 Employes transferred under this subsection have all rights and the same status  
15 under subchapter V of chapter 111 and chapter 230 of the statutes that they enjoyed  
16 in the educational communications board. Notwithstanding s. 230.28 (4), no  
17 employe so transferred who has attained permanent status in class may be required  
18 to serve a probationary period.

19 (5) DUTIES OF FORMER EDUCATIONAL COMMUNICATIONS BOARD EMPLOYES. All  
20 employes transferred to the department of administration under sub. (4) shall  
21 provide broadcasting services to the broadcasting corporation under a contract  
22 between the department of administration and the broadcasting corporation for such  
23 services. The contract shall provide that the services are to be provided to the  
24 broadcasting corporation at no charge to the broadcasting corporation.

1           **39.88 License transfer determination.** The secretary shall determine each  
2 of the following:

3           (1) Whether the federal communications commission has approved the  
4 transfer of all broadcasting licenses held by the educational communications board  
5 to the broadcasting corporation.

6           (2) If the secretary determines that the federal communications commission  
7 has approved the transfer of all the broadcasting licences specified in sub. (1), the  
8 effective date of the transfer of the last license transferred to the broadcasting  
9 corporation.”.

10           **33.** Page 1103, line 16: delete lines 16 to 22 and substitute:

11           “**SECTION 2360m.** 230.08 (2) (e) 3m. of the statutes is amended to read:

12           230.08 (2) (e) 3m. Educational communications board — 4. If the secretary of  
13 administration determines that the federal communications commission has  
14 approved the transfer of all broadcasting licenses held by the educational  
15 communications board to the broadcasting corporation as defined in s. 39.81 (2), this  
16 subdivision does not apply on and after the effective date of the last license  
17 transferred as determined by the secretary of administration under s. 39.88 (2).”.

18           **34.** Page 1103, line 25: delete the material beginning with that line ending  
19 with page 1104, line 7, and substitute:

20           “**SECTION 2361m.** 230.08 (2) (km) of the statutes is created to read:

21           230.08 (2) (km) Persons employed by the department of administration who  
22 were transferred to the department of administration under s. 39.87 (4) and who  
23 immediately before their transfer occupied a position described under par. (e) 3m.,  
24 (L) 2. or (we).

1           **SECTION 2362m.** 230.08 (2) (L) 2. of the statutes is amended to read:

2           230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).  
3           If the secretary of administration determines that the federal communications  
4           commission has approved the transfer of all broadcasting licenses held by the  
5           educational communications board to the broadcasting corporation, as defined in s.  
6           39.81 (2), this subdivision does not apply on and after the effective date of the last  
7           license transferred as determined by the secretary of administration under s. 39.88  
8           (2).”.

9           **35.** Page 1104, line 9: delete lines 9 to 16 and substitute:

10           “**SECTION 2364m.** 230.08 (2) (we) of the statutes is amended to read:

11           230.08 (2) (we) Professional staff members of the educational communications  
12           board authorized under s. 39.13 (2). If the secretary of administration determines  
13           that the federal communications commission has approved the transfer of all  
14           broadcasting licenses held by the educational communications board to the  
15           broadcasting corporation, as defined in s. 39.81 (2), this paragraph does not apply on  
16           and after the effective date of the last license transferred as determined by the  
17           secretary of administration under s. 39.88 (2).”.

18           **36.** Page 1104, line 20: delete the material beginning with that line and  
19           ending with page 1105, line 13, and substitute:

20           “**SECTION 2366m.** 230.08 (4) (a) of the statutes is amended to read:

21           230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
22           includes all administrator positions specifically authorized by law to be employed  
23           outside the classified service in each department, board or commission and the  
24           historical society. ~~In~~ Except as provided in par. (am), in this paragraph,

1 "department" has the meaning given under s. 15.01 (5), "board" means the  
 2 educational communications board, investment board, public defender board and  
 3 technical college system board and "commission" means the public service  
 4 commission. Notwithstanding sub. (2) (z), no division administrator position  
 5 exceeding the number authorized in sub. (2) (e) may be created in the unclassified  
 6 service.

7 **SECTION 2367m.** 230.08 (4) (am) of the statutes is created to read:

8 230.08 (4) (am) If the secretary of administration determines that the federal  
 9 communications commission has approved the transfer of all broadcasting licenses  
 10 held by the educational communications board to the broadcasting corporation, as  
 11 defined in s. 39.81 (2), on and after the effective date of the last license transferred  
 12 as determined by the secretary of administration under s. 39.88 (2), "board" in par.  
 13 (a) means the investment board, public defender board and technical college system  
 14 board.".

15 **37.** Page 1391, line 3: delete the material beginning with that line and ending  
 16 with page 1394, line 5.

17

(END)

*CS*  
~~NOTE~~ NOTE: *T6 digital conversion projects are enumerated in*  
*9960530.*  
*conversion*