



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0682/2
MK/RC/JK/ML/PG:cmh&jg/km

3
2
Ekg

Now

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

PG ~~15~~
15
34

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.

1 transfer of all broadcasting licenses held by the educational communications board
2 to the corporation.”.

3 **19.** Page 455, line 15: delete the material beginning with that line and ending
4 with page 456, line 19.

....NOTE: The treatment of s. 20.505 (5) (d) is contained in 99b0530.

5 **20.** Page 466, line 8: after that line insert:

6 “SECTION 587g. 20.506 of the statutes is created to read:

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

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

14 **21.** Page 474, line 8: delete “and, (h) and” and substitute “and”.

....NOTE: The increase in UW bonding authority in s. 20.866 (1) (u) and (2) (s) is
contained in 99b0530.

15 **22.** Page 477, line 3: delete lines 3 to 17.

....NOTE: The treatment of s. 20.866 (2) (ws) and (zbn) are contained in 99b0530.

16 **23.** Page 478, line 9: delete lines 9 to 20.

....NOTE: The treatment of ss. 20.866 (2) (zd) and 20.867 (3) (bn) is contained in
99b0530.

17 **24.** Page 480, line ~~17~~ delete the material beginning with that line and ending
18 with page 481, line 7, and substitute:

19 “20.923 (4) (e) 1e. Educational communications board: executive director. If the
20 secretary of administration determines that the federal communications

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), this subdivision does not apply on and after the effective date of the last
4 license transferred as determined by the secretary of administration under s. 39.88
5 (2).

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

7 20.923 (6) (aj) Administration, department of: all positions specified in s.
8 230.08 (2) (km).

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

10 20.923 (6) (b) Educational communications board: unclassified professional
11 staff. If the secretary of administration determines that the federal communications
12 commission has approved the transfer of all broadcasting licenses held by the
13 educational communications board to the broadcasting corporation, as defined in s.
14 39.81 (2), this paragraph does not apply on and after the effective date of the last
15 license transferred as determined by the secretary of administration under s. 39.88
16 (2)."

17 **25.** Page 544, line 8: delete lines 8 to 13 and substitute:

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

19 36.25 (5) (a) The board of regents, as licensee, shall, except as provided in an
20 agreement entered into under par. (c) 2., manage, operate and maintain
21 broadcasting station WHA and WHA-TV and shall enter into an affiliation
22 agreement with the educational communications board pursuant to s. 39.14. Except
23 as provided under par. (b), the an affiliation agreement under this paragraph shall
24 provide that the board of regents shall grant the educational communications board

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

....NOTE: The digital conversion projects are enumerated in 99b0530.

17

~~1397~~
✓ # Page 1397, line 3: delete the material
beginning with that line and ending with
page 1398, line 3.

(End)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0682/3
MK/RC/JK/ML/PG:cmh/jg/kg:jf

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.

****NOTE: The treatment of s. 13.48 (31) is contained in 99b0530.

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

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

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

4 15.07 (1) (b) 21. The public broadcasting transitional board. This subdivision
5 does not apply after the first day of the 36th month beginning after the effective date
6 of this subdivision [revisor inserts date].”

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

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

10 15.105 (25) (bm) A member of the educational communications board. If the
11 secretary of administration determines that the federal communications
12 commission has approved the transfer of all broadcasting licenses held by the
13 educational communications board to the broadcasting corporation, as defined in s.
14 39.81 (2), this paragraph does not apply on and after the effective date of the last
15 license transferred as determined by the secretary of administration under s. 39.88
16 (2).

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

18 15.105 (25) (c) Four or, if the secretary of administration determines that the
19 federal communications commission has approved the transfer of all broadcasting
20 licenses held by the educational communications board to the broadcasting
21 corporation, as defined in s. 39.81 (2), on and after the effective date of the last license
22 transferred as determined by the secretary of administration under s. 39.88 (2), 5
23 other members.”

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

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

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

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

10 **15.98 Public broadcasting transitional board; creation.** (1) In this
11 section:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

20 (4) If the district board governing the Milwaukee Area Technical College does
21 not enter into an agreement with the broadcasting corporation under s. 38.125 (2)
22 (a) by the date specified in s. 38.125 (2) (a) (intro.), the member specified under sub.
23 (2) (f) shall vacate his or her membership and the governor shall appoint, subject to
24 senate confirmation, an individual to serve as a member for a 3-year term.

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

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

4 **“16.25 Emergency weather warning system. (1)** In this section,
5 “broadcasting corporation” has the meaning given in s. 39.81 (2).

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

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

13 **16.26 Public broadcasting assets. (1)** In this section:

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

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

20 **(2)** If the secretary determines that the federal communications commission
21 has approved the transfer of all broadcasting licenses held by the educational
22 communications board to the broadcasting corporation, the secretary shall negotiate
23 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 **9.** Page 141, line 11: delete “All” and substitute “All Except as provided in sub.
4 (3), all”.

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

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

7 16.42 (3) (a) In this subsection, “zero-based budgeting” means compilation of
8 a budget in which each component is justified on the basis of cost, need and relation
9 to statutory responsibilities.

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

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

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

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

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

22 16.973 (1) (ag) “Broadcasting corporation” has the meaning given under s.
23 39.81 (2).

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

1 16.973 (2) (b) Provide such computer services and telecommunications services
2 to local governmental units and the broadcasting corporation and provide such
3 telecommunications services to qualified private schools, postsecondary
4 institutions, museums and zoos as the division considers to be appropriate and as the
5 division can efficiently and economically provide. The division may exercise this
6 power only if in doing so it maintains the services it provides at least at the same
7 levels that it provides prior to exercising this power and it does not increase the rates
8 chargeable to users served prior to exercise of this power as a result of exercising this
9 power. The division may charge local governmental units, the broadcasting
10 corporation and qualified private schools, postsecondary institutions, museums and
11 zoos for services provided to them under this paragraph in accordance with a
12 methodology determined by the secretary. Use of telecommunications services by a
13 qualified private school or postsecondary institution shall be subject to the same
14 terms and conditions that apply to a municipality using the same services. The
15 division shall prescribe eligibility requirements for qualified museums and zoos to
16 receive telecommunications services under this paragraph.”.

****NOTE: The treatment of s. 18.04 (2), and 18.04 (2) (b) is contained in 99b0530.

17 **12.** Page 176, line 7: after that line insert:

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

19 19.42 (13) (n) The members of the public broadcasting transitional board.”.

20 **13.** Page 385, line 1: delete the material beginning with that line and ending
21 with page 390, line 2, and substitute:

22 “**20.218 Public broadcasting corporation.** There is appropriated to the
23 broadcasting corporation, as defined in s. 39.81 (2), for the following costs:

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

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

6 20.225 (1) (a) *General program operations*. The amounts in the schedule to
7 carry out its functions other than programming under ss. 39.11 and 39.13. If the
8 secretary of administration determines that the federal communications
9 commission has approved the transfer of all broadcasting licenses held by the board
10 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
11 date of the last license transferred as determined by the secretary of administration
12 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

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

14 20.225 (1) (b) *Energy costs*. The amounts in the schedule to pay for utilities and
15 for fuel, heat and air conditioning, and to pay costs incurred under ss. 16.858 and
16 16.895, by or on behalf of the board, and to repay to the energy efficiency fund loans
17 made to the board under s. 16.847 (6). If the secretary of administration determines
18 that the federal communications commission has approved the transfer of all
19 broadcasting licenses held by the board to the broadcasting corporation, as defined
20 in s. 39.81 (2), on and after the effective date of the last license transferred as
21 determined by the secretary of administration under s. 39.88 (2), no moneys may be
22 encumbered under this paragraph.

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

24 20.225 (1) (c) *Principal repayment and interest*. A sum sufficient to reimburse
25 s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing

1 the acquisition, construction, development, enlargement or improvement of facilities
2 approved by the building commission for operation by the educational
3 communications board. If the secretary of administration determines that the
4 federal communications commission has approved the transfer of all broadcasting
5 licenses held by the board to the broadcasting corporation, as defined in s. 39.81 (2),
6 on and after the effective date of the last license transferred as determined by the
7 secretary of administration under s. 39.88 (2), no moneys may be encumbered under
8 this paragraph.

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

10 20.225 (1) (d) *Milwaukee area technical college* Area Technical College. The
11 amounts in the schedule to contract with Milwaukee area technical college Area
12 Technical College under s. 39.11 (18). If the secretary of administration determines
13 that the federal communications commission has approved the transfer of all
14 broadcasting licenses held by the board to the broadcasting corporation, as defined
15 in s. 39.81 (2), on and after the effective date of the last license transferred as
16 determined by the secretary of administration under s. 39.88 (2), no moneys may be
17 encumbered under this paragraph.

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

19 20.225 (1) (eg) *Transmitter construction.* As a continuing appropriation, the
20 amounts in the schedule to construct national weather service transmitters. If the
21 secretary of administration determines that the federal communications
22 commission has approved the transfer of all broadcasting licenses held by the board
23 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
24 date of the last license transferred as determined by the secretary of administration
25 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

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

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

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

10 20.225 (1) (f) *Programming.* The amounts in the schedule for programming
11 under s. 39.11. If the secretary of administration determines that the federal
12 communications commission has approved the transfer of all broadcasting licenses
13 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
14 after the effective date of the last license transferred as determined by the secretary
15 of administration under s. 39.88 (2), no moneys may be encumbered under this
16 paragraph.

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

18 20.225 (1) (g) *Gifts, grants, contracts and leases.* All moneys received from
19 gifts, grants, contracts and the lease of excess capacity to carry out the purposes for
20 which received. If the secretary of administration determines that the federal
21 communications commission has approved the transfer of all broadcasting licenses
22 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
23 after the effective date of the last license transferred as determined by the secretary
24 of administration under s. 39.88 (2), no moneys may be encumbered under this
25 paragraph.

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

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

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

12 20.225 (1) (k) *Funds received from other state agencies.* All moneys received
13 from other state agencies to carry out the purposes for which received. 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 239m.** 20.225 (1) (ka) of the statutes is amended to read:

20 20.225 (1) (ka) *Information technology development projects.* The amounts in
21 the schedule for the purpose of conducting information technology development
22 projects approved under s. 16.971 (5). All moneys transferred from the appropriation
23 account under s. 20.870 (1) (q), (r) or (s) shall be credited to this appropriation
24 account. If the secretary of administration determines that the federal
25 communications commission has approved the transfer of all broadcasting licenses

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

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

6 20.225 (1) (kb) *Emergency weather warning system operation.* From the
7 moneys received by the department of administration for the provision of state
8 telecommunications and data processing services and sale of telecommunications
9 and data processing inventory items primarily to state agencies, the amounts in the
10 schedule for the operation of the emergency weather warning system under s. 39.11
11 (21). If the secretary of administration determines that the federal communications
12 commission has approved the transfer of all broadcasting licenses held by the board
13 to the broadcasting corporation, as defined in s. 39.81 (2), on and after the effective
14 date of the last license transferred as determined by the secretary of administration
15 under s. 39.88 (2), no moneys may be encumbered under this paragraph.

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

17 20.225 (1) (m) *Federal grants.* All moneys received from the federal
18 government as authorized by the governor under s. 16.54 for the purposes for which
19 made and received. If the secretary of administration determines that the federal
20 communications commission has approved the transfer of all broadcasting licenses
21 held by the board to the broadcasting corporation, as defined in s. 39.81 (2), on and
22 after the effective date of the last license transferred as determined by the secretary
23 of administration under s. 39.88 (2), no moneys may be encumbered under this
24 paragraph.”.

1 **14.** Page 391, line 10: delete lines 10 to 13.

2 **15.** Page 398, line 8: delete lines 8 to 11.

3 **16.** Page 400, line 5: after that line insert:

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

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

8 **17.** Page 450, line 19: after that line insert:

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

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

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

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

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

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

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

1 transfer of all broadcasting licenses held by the educational communications board
2 to the corporation.”.

3 **19.** Page 455, line 15: delete the material beginning with that line and ending
4 with page 456, line 19.

****NOTE: The treatment of s. 20.505 (5) (d) is contained in 99b0530.

5 **20.** Page 466, line 8: after that line insert:

6 “SECTION 587g. 20.506 of the statutes is created to read:

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

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

14 **21.** Page 474, line 8: delete “and, (h) and” and substitute “and”.

****NOTE: The increase in UW bonding authority in s. 20.866 (1) (u) and (2) (s) is
contained in 99b0530.

15 **22.** Page 477, line 3: delete lines 3 to 17.

****NOTE: The treatment of s. 20.866 (2) (ws) and (zbn) are contained in 99b0530.

16 **23.** Page 478, line 9: delete lines 9 to 20.

****NOTE: The treatment of ss. 20.866 (2) (zd) and 20.867 (3) (bn) is contained in
99b0530.

17 **24.** Page 480, line 18: delete the material beginning with that line and ending
18 with page 481, line 7, and substitute:

19 “20.923 (4) (e) 1e. Educational communications board: executive director. If the
20 secretary of administration determines that the federal communications

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), this subdivision does not apply on and after the effective date of the last
4 license transferred as determined by the secretary of administration under s. 39.88
5 (2).

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

7 20.923 (6) (aj) Administration, department of: all positions specified in s.
8 230.08 (2) (km).

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

10 20.923 (6) (b) Educational communications board: unclassified professional
11 staff. If the secretary of administration determines that the federal communications
12 commission has approved the transfer of all broadcasting licenses held by the
13 educational communications board to the broadcasting corporation, as defined in s.
14 39.81 (2), this paragraph does not apply on and after the effective date of the last
15 license transferred as determined by the secretary of administration under s. 39.88
16 (2).”.

17 **25.** Page 544, line 8: delete lines 8 to 13 and substitute:

18 **“SECTION 888e.** 36.25 (5) (a) of the statutes is amended to read:

19 36.25 (5) (a) The board of regents, as licensee, shall, except as provided in an
20 agreement entered into under par. (c) 2., manage, operate and maintain
21 broadcasting station WHA and WHA-TV and shall enter into an affiliation
22 agreement with the educational communications board pursuant to s. 39.14. Except
23 as provided under par. (b), the an affiliation agreement under this paragraph shall
24 provide that the board of regents shall grant the educational communications board

1 the part-time use of equipment and space necessary for the operations of the state
2 educational radio and television networks. The board of regents shall maintain a
3 separate account for each revenue source for broadcasting station WHA and for
4 WHA-TV which permits identification of the functions or activities for which
5 expenditures are made. The board of regents shall maintain annual records of its
6 expenditures for programming purposes by type of programming and by source of
7 revenue.

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

9 36.25 (5) (c) 1. In this paragraph:

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

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

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

17 a. Allow the broadcasting corporation to operate any broadcasting station that
18 is specified in the agreement.

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

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

3 d. Retain the license for each broadcasting station.

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

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

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

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

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

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

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

23 6. This paragraph does not apply unless the secretary of administration
24 determines under s. 39.88 (1) that the federal communications commission has

1 approved the transfer of all broadcasting licenses held by the educational
2 communications board to the broadcasting corporation.

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

4 36.25 (5) (d) At the request of the transitional board, as defined in s. 39.81 (7),
5 the board of regents shall, at no charge to the transitional board, provide staff and
6 legal, administrative and technical assistance for the transitional board to carry out
7 the duties under s. 39.82.”.

8 **26.** Page 546, line 23: delete the material beginning with that line and ending
9 with page 547, line 6, and substitute:

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

12 38.125 (3) If the district board ~~governing the Milwaukee area technical college~~
13 determines to relinquish its public broadcasting licenses, it shall, subject to the
14 approval of the federal communications commission, offer to assign the licenses to
15 the educational communications board, ~~subject to approval of the federal~~
16 ~~communications commission or, if the secretary of administration determines under~~
17 s. 39.88 (1) that all the broadcasting licenses held by the educational
18 communications board have been transferred to the broadcasting corporation, to the
19 broadcasting corporation.

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

21 38.125 (1) In this section:

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

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

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

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

4 38.125 (2) (a) No later than the first day of the 12th month beginning after the
5 effective date of this paragraph [revisor inserts date], the district board may enter
6 into an agreement with the broadcasting corporation that requires the district board
7 to do each of the following:

8 1. Allow the broadcasting corporation to operate any broadcasting station that
9 is specified in the agreement.

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

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

19 4. Retain the license for each broadcasting station.

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

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

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

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

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

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

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

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

13 **39.10 Definitions.** In this subchapter:

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

15 (2) “Fund-raising corporation” means the corporation organized under s. 39.12
16 (1).

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

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

19 **39.11 Educational communications board; duties.** (intro.) The Except as
20 provided in a contract entered into under s. 39.115 (4), the educational
21 communications board shall do each of the following:

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

1 39.11 (22) At the request of the transitional board and at no charge to the
2 transitional board, provide staff and legal, administrative and technical assistance
3 for the transitional board to carry out the duties under s. 39.82.

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

5 39.115 (4) Contract with the broadcasting corporation to manage, operate and
6 maintain any public broadcasting station for which the educational communications
7 board holds a license.

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

9 **39.12 Nonstock Fund-raising corporation.** (1) The educational
10 communications board may organize and maintain a nonstock nonprofit corporation
11 under ch. 181 for the exclusive purpose of raising funds for the educational
12 communications board to support the activities of the educational communications
13 board. Any funds raised by the fund-raising corporation shall be expended to carry
14 out the purposes for which received.

15 (2) The educational communications board shall enter into a contract with the
16 fund-raising corporation ~~under sub. (1)~~. The contract shall provide that the
17 educational communications board may make use of the services of the fund-raising
18 corporation and that the educational communications board may provide
19 administrative services to the fund-raising corporation. The type and scope of any
20 administrative services provided by the educational communications board to the
21 fund-raising corporation and the educational communications board employees
22 assigned to perform the services shall be determined by the educational
23 communications board. The fund-raising corporation may neither employ staff nor
24 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 **28.** 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 **29.** 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 **30.** 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 **31.** 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 **32.** 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 excceding 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 **33.** Page 1391, line 3: delete the material beginning with that line and ending
16 with page 1394, line 5.

***NOTE: The digital conversion projects are enumerated in 99b0530.

17 **34.** Page 1397, line 3: delete the material beginning with that line and ending
18 with page 1398, line 3.

19 (END)