

G - cont.

1 *~~4548/2.181~~* SECTION 416. 302.114 (9) (c) of the statutes is amended to read:
2 302.114 (9) (c) A person who is subsequently released to extended supervision
3 under par. (b) (bm) is subject to all conditions and rules under sub. (8) until the
4 expiration of the sentence.

5 *~~4548/2.182~~* SECTION 417. 302.114 (9) (d) of the statutes is created to read:
6 302.114 (9) (d) If a hearing is to be held under par. (am) before the division of
7 hearings and appeals in the department of administration, the hearing examiner
8 may order the taking and allow the use of a videotaped deposition under s. 967.04
9 (7) to (10).

10 *~~4548/2.183~~* SECTION 418. 302.114 (9) (e) of the statutes is created to read:
11 302.114 (9) (e) A reviewing authority may consolidate proceedings before it
12 under par. (am) with other proceedings before that reviewing authority under par.
13 (am) or s. 302.11 (7) (am) or 302.113 (9) (am) if all of the proceedings relate to the
14 parole or extended supervision of the same person.

15 *~~4548/2.184~~* *~~2889/P3.9~~* SECTION 419. 302.114 (9) (f) of the statutes is
16 created to read:
17 302.114 (9) (f) In any case in which there is a hearing before the division of
18 hearings and appeals in the department of administration concerning whether to
19 revoke a person's extended supervision, the person on extended supervision may
20 seek review of a decision to revoke extended supervision and the department of
21 corrections may seek review of a decision to not revoke extended supervision. Review
22 of a decision under this paragraph may be sought only by an action for certiorari.

23 *~~4548/2.185~~* SECTION 420. 302.33 (1) of the statutes is amended to read:
24 302.33 (1) The maintenance of persons who have been sentenced to the state
25 penal institutions; persons in the custody of the department, except as provided in

1 sub. (2) and ~~s. ss.~~ ss. 301.048 (7), 302.113 (8m), and 302.114 (8m); persons accused of
2 crime and committed for trial; persons committed for the nonpayment of fines and
3 expenses; and persons sentenced to imprisonment therein, while in the county jail,
4 shall be paid out of the county treasury. No claim may be allowed to any sheriff for
5 keeping or boarding any person in the county jail unless the person was lawfully
6 detained therein.

7 ~~*-4473/4.1*~~ **SECTION 421.** 303.063 of the statutes is repealed.

8 ~~*-4548/2.186*~~ ~~*-2889/P3.10*~~ **SECTION 422.** 303.065 (1) (b) 1. of the statutes
9 is amended to read:

10 303.065 (1) (b) 1. A person serving a life sentence, other than a life sentence
11 specified in subd. 2., may be considered for work release only after he or she has
12 reached parole eligibility under s. 304.06 (1) (b) or 973.014 (1) (a) or (b), whichever
13 is applicable, or he or she has reached his or her extended supervision eligibility date
14 under s. 302.114 (9) ~~(b)~~ (a) or 973.014 (1g) (a) 1. or 2., whichever is applicable.

15 ~~*-4548/2.187*~~ **SECTION 423.** 303.08 (1) (intro.) of the statutes is amended to
16 read:

17 303.08 (1) (intro.) Any person sentenced to a county jail for crime, nonpayment
18 of a fine or forfeiture, or contempt of court, or subject to a confinement sanction under
19 s. 302.113 (8m) or 302.114 (8m) may be granted the privilege of leaving the jail during
20 necessary and reasonable hours for any of the following purposes:

21 ~~*-4548/2.188*~~ **SECTION 424.** 303.08 (2) of the statutes is amended to read:

22 303.08 (2) Unless such privilege is expressly granted by the court or, in the case
23 of a person subject to a confinement sanction under s. 302.113 (8m) or 302.114 (8m),
24 the department, the ~~prisoner~~ person is sentenced to ordinary confinement. The A
25 prisoner, other than a person subject to a confinement sanction under s. 302.113 (8m)

1 or 302.114 (8m), may petition the court for such privilege at the time of sentence or
2 thereafter, and in the discretion of the court may renew the prisoner's petition. The
3 court may withdraw the privilege at any time by order entered with or without notice.

4 *~~4548/2.189~~* SECTION 425. 303.08 (5) (intro.) of the statutes is amended to
5 read:

6 303.08 (5) (intro.) By order of the court or, for a person subject to a confinement
7 sanction under s. 302.113 (8m) or 302.114 (8m), by order of the department, the
8 wages, salary and unemployment insurance and employment training benefits
9 received by prisoners shall be disbursed by the sheriff for the following purposes, in
10 the order stated:

11 *~~4548/2.190~~* SECTION 426. 303.08 (6) of the statutes is amended to read:

12 303.08 (6) The department, for a person subject to a confinement sanction
13 under s. 302.113 (8m) or 302.114 (8m), or the sentencing court may, by order, may
14 authorize the sheriff to whom the prisoner is committed to arrange with another
15 sheriff for the employment or employment training of the prisoner in the other's
16 county, and while so employed or trained to be in the other's custody but in other
17 respects to be and continue subject to the commitment.

18 *~~4548/2.191~~* SECTION 427. 303.08 (12) of the statutes is amended to read:

19 303.08 (12) In counties having a house of correction, any person violating the
20 privilege granted under sub. (1) may be transferred by the county jailer to the house
21 of correction for the remainder of the term of the person's sentence or, if applicable,
22 the remainder of the person's confinement sanction under s. 302.113 (8m) or 302.114
23 (8m).

24 *~~4473/4.2~~* SECTION 428. 303.21 (1) (b) of the statutes is amended to read:

1 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
2 a structured work program away from the institution grounds under s. 302.15 ~~or a~~
3 ~~secure work program under s. 303.063~~. Inmates are not included under par. (a) if
4 they are employed in a prison industry under s. 303.06 (2), participating in a work
5 release program under s. 303.065 (2), participating in employment with a private
6 business under s. 303.01 (2) (em) or participating in the transitional employment
7 program, but they are eligible for worker's compensation benefits under ch. 102.
8 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
9 eligible for worker's compensation benefits under ch. 102.

10 *~~4548/2.192~~* *~~3265/P1.3~~* **SECTION 429.** 304.06 (1) (b) of the statutes is
11 amended to read:

12 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.
13 302.045 (3), ~~961.49 (2)~~, 973.01 (6) or 973.0135, the parole commission may parole an
14 inmate of the Wisconsin state prisons or any felon or any person serving at least one
15 year or more in a county house of correction or a county reforestation camp organized
16 under s. 303.07, when he or she has served 25% of the sentence imposed for the
17 offense, or 6 months, whichever is greater. Except as provided in s. 939.62 (2m) (c)
18 or 973.014 (1) (b) or (c), (1g) or (2), the parole commission may parole an inmate
19 serving a life term when he or she has served 20 years, as modified by the formula
20 under s. 302.11 (1) and subject to extension under s. 302.11 (1q) and (2), if applicable.
21 The person serving the life term shall be given credit for time served prior to
22 sentencing under s. 973.155, including good time under s. 973.155 (4). The secretary
23 may grant special action parole releases under s. 304.02. The department or the
24 parole commission shall not provide any convicted offender or other person

1 sentenced to the department's custody any parole eligibility or evaluation until the
2 person has been confined at least 60 days following sentencing.

3 ~~*-4548/2.193*~~ ~~*-3265/P1.4*~~ **SECTION 431.** 304.071 (2) of the statutes is
4 amended to read:

5 304.071 (2) If a prisoner is not eligible for parole under s. 961.49 (2), 1999 stats.,
6 or s. 939.62 (2m) (c), 961.49 (2), 973.01 (6), 973.014 (1) (c) or (1g) or 973.032 (5), he
7 or she is not eligible for parole under this section.

8 ~~*b2307/1.1*~~ **SECTION 431g.** 304.073 (2) of the statutes is amended to read:

9 304.073 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge
10 a fee to any probationer, parolee, or person on extended supervision who is under
11 minimum or administrative supervision and is supervised by the department. The
12 fee does not apply if the person is supervised by a vendor under s. 301.08 (1) (c). The
13 department shall set the fee sufficient to cover the cost of supervision and may set
14 varying rates, on a case-by-case basis, based on the person's supervision level. The
15 department shall collect moneys for the fee charged under this subsection and credit
16 those moneys to the appropriation account under s. 20.410 (1) (ge).

17 ~~*b2307/1.1*~~ **SECTION 431k.** 304.074 (2) of the statutes is amended to read:

18 304.074 (2) ~~Beginning on January 1, 1996, the~~ The department shall charge
19 a fee to probationers, parolees, and persons on extended supervision to partially
20 reimburse the department for the costs of providing supervision and services. The
21 department shall set varying rates for probationers, parolees, or persons on extended
22 supervision based on ability to pay and may set varying rates, on a case-by-case
23 basis, based on the person's supervision level, with the goal of receiving at least \$1
24 per day, if appropriate, from each probationer, parolee, and person on extended
25 supervision. The department shall not charge a fee while the probationer, parolee,

1 or person on extended supervision is exempt under sub. (3). The department shall
2 collect moneys for the fees charged under this subsection and credit those moneys to
3 the appropriation account under s. 20.410 (1) (gf).

4 *~~4548/2.194~~* SECTION 432. 304.11 (3) of the statutes is amended to read:

5 304.11 (3) If upon inquiry it further appears to the governor that the convicted
6 person has violated or failed to comply with any of those conditions, the governor may
7 issue his or her warrant remanding the person to the institution from which
8 discharged, and the person shall be confined and treated as though no pardon had
9 been granted, except that the person loses any applicable good time which he or she
10 had earned. If the person is returned to prison, the person is subject to the same
11 limitations as a revoked parolee under s. 302.11 (7). The department shall determine
12 the period of incarceration under s. 302.11 (7) ~~(a)~~ (am). If the governor determines
13 the person has not violated or failed to comply with the conditions, the person shall
14 be discharged subject to the conditional pardon.

15 *b2476/2.1* SECTION 432g. 341.09 (8) of the statutes is amended to read:

16 341.09 (8) The department may issue a temporary operation plate to a person
17 who is eligible for the issuance of a special plate for a motorcycle under s. 341.14 (1e)
18 if the department determines that the person's disability is temporary. The plate
19 shall contain the information specified in sub. (1m) and comply with s. 341.13 (2m),
20 if applicable. The plate shall otherwise be similar to or identical to plates issued
21 under s. 341.14 (1e). No charge in addition to the registration fee may be made for
22 the issuance of a plate under this subsection.

23

24 *b2476/2.1* SECTION 432m. 341.13 (2m) of the statutes is created to read:

1 341.13 (2m) A registration plate issued for a motorcycle shall have a white
2 background and black lettering and shall be 4 inches by 7 inches in size.

3 ***b2476/2.1* SECTION 432r.** 341.14 (6w) of the statutes, as created by 2001
4 Wisconsin Act 16, is amended to read:

5 341.14 (6w) Upon application to register a motorcycle by any person who is a
6 resident of this state and a veteran of the U.S. armed forces, the department shall
7 issue to the person a special plate whose colors and design shall indicate that the
8 vehicle is owned by a veteran of the U.S. armed forces. The department shall specify
9 the design of the special plate. The special plate shall be colored red, white, and blue
10 and be 4 inches by 7 inches in size. An additional fee of \$15 shall be charged for the
11 issuance or reissuance of the plate.

12 ***b2476/2.1* SECTION 432w.** 341.14 (6w) of the statutes, as affected by 2001
13 Wisconsin Act 16 and 2001 Wisconsin Act (this act), is amended to read:

14 341.14 (6w) Upon application to register a motorcycle by any person who is a
15 resident of this state and a veteran of the U.S. armed forces, the department shall
16 issue to the person a special plate whose colors and design shall indicate that the
17 vehicle is owned by a veteran of the U.S. armed forces. The department shall specify
18 the design of the special plate. The Notwithstanding s. 341.13 (2m), the special plate
19 shall be colored red, white, and blue and be 4 inches by 7 inches in size. An additional
20 fee of \$15 shall be charged for the issuance or reissuance of the plate.

21 ***b2966/1.1* SECTION 432p.** 340.01 (20m) of the statutes is created to read:

22 340.01 (20m) “Hail-damaged vehicle” means a vehicle less than 7 years old
23 that is not precluded from subsequent registration and titling and which is damaged
24 solely by hail to the extent that the estimated or actual cost, whichever is greater, of
25 repairing the vehicle exceeds 70% of its fair market value.

1 ***b2966/1.1* SECTION 432s.** 340.01 (55g) of the statutes is amended to read:

2 340.01 (55g) “Salvage vehicle” means a vehicle less than 7 years old that is not
3 precluded from subsequent registration and titling and which is damaged by
4 collision or other occurrence to the extent that the estimated or actual cost,
5 whichever is greater, of repairing the vehicle exceeds 70% of its fair market value.
6 The term does not include a hail-damaged vehicle unless the vehicle is repaired with
7 any replacement part, as defined in s. 632.38 (1) (e).

8 ***b3076/1.1* SECTION 432f.** 341.14 (4r) of the statutes is amended to read:

9 341.14 (4r) For reconstructed, replica, street modified, and homemade vehicles
10 as specified in s. 341.268.

11 ***b3076/1.1* SECTION 432g.** 341.268 (1) (b) of the statutes is renumbered
12 341.268 (1) (b) (intro.) and amended to read:

13 341.268 (1) (b) (intro.) “Homemade vehicle” means ~~a~~ any of the following:

14 1. A motor vehicle which that has been constructed or assembled from new or
15 used parts or both using a body and frame not originating from and not resembling
16 any previously manufactured motor vehicle.

17 ***b3076/1.1* SECTION 432h.** 341.268 (1) (b) 2. of the statutes is created to read:

18 341.268 (1) (b) 2. A motorcycle that is a reproduction of a vehicle originally
19 made by another manufacturer and which consists of a reproduction body that is
20 combined with a new, used, or replica frame and drivetrain.

21 ***b3076/1.1* SECTION 432i.** 341.268 (1) (e) of the statutes is amended to read:

22 341.268 (1) (e) “Replica vehicle” means a motor vehicle, other than a
23 motorcycle, that is a reproduction of a vehicle originally made by another
24 manufacturer and which consists of a reproduction body that is combined with a new,
25 used, or replica frame and drivetrain.

1 ***b3076/1.1* SECTION 432n.** 341.268 (2) (a) 4. of the statutes is amended to
2 read:

3 341.268 (2) (a) 4. A homemade vehicle under sub. (1) (b) 1.

4 ***b3076/1.1* SECTION 432nf.** 341.268 (2) (a) 5. of the statutes is created to read:

5 341.268 (2) (a) 5. A homemade vehicle under sub. (1) (b) 2. that is a reproduction
6 of a motorcycle manufactured 20 years or more prior to the time of making
7 application for registration or transfer of title of the homemade vehicle.

8 ***b3076/1.1* SECTION 432t.** 341.268 (4m) of the statutes is created to read:

9 341.268 (4m) A motorcycle registered as a replica vehicle under s. 341.268,
10 1999 stats., shall be considered a homemade vehicle for purposes of this section and
11 ss. 341.09 (7), 341.27 (3) (a), 341.28 (2), and 341.31 (4) (b), except that the owner of
12 the motorcycle is not required to replace the distinctive registration plates issued
13 under s. 341.268 (2) (c), 1999 stats., showing that the motorcycle is a replica vehicle.

14 ***-4548/2.195* *-3266/P1.108* SECTION 433.** 341.605 (3) of the statutes is
15 amended to read:

16 341.605 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
17 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
18 guilty of a Class H felony.

19 ***-4548/2.196* *-3266/P1.109* SECTION 434.** 342.06 (2) of the statutes is
20 amended to read:

21 342.06 (2) Any person who knowingly makes a false statement in an
22 application for a certificate of title ~~may be fined not more than \$5,000 or imprisoned~~
23 ~~not more than 7 years and 6 months or both~~ is guilty of a Class H felony.

24 ***-4548/2.197* *-3266/P1.110* SECTION 435.** 342.065 (4) (b) of the statutes is
25 amended to read:

1 342.065 (4) (b) Any person who violates sub. (1) with intent to defraud ~~may be~~
2 ~~fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
3 ~~or both~~ is guilty of a Class H felony.

4 ***b2966/1.2* SECTION 435m.** 342.10 (3) (h) of the statutes is created to read:

5 342.10 (3) (h) That the vehicle was a hail-damaged vehicle. This paragraph
6 does not apply to a hail-damaged vehicle that was repaired with any replacement
7 part, as defined in s. 632.38 (1) (e).

8 ***-4548/2.198* *-3266/P1.111* SECTION 436.** 342.155 (4) (b) of the statutes is
9 amended to read:

10 342.155 (4) (b) Any person who violates this section with intent to defraud may
11 be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months
12 or both is guilty of Class H felony.

13 ***-4548/2.199* *-3266/P1.112* SECTION 437.** 342.156 (6) (b) of the statutes is
14 amended to read:

15 342.156 (6) (b) Any person who violates this section with intent to defraud ~~may~~
16 ~~be fined not more than \$5,000 or imprisoned for not more than 7 years and 6 months~~
17 ~~or both~~ is guilty of a Class H felony.

18 ***-4548/2.200* *-3266/P1.113* SECTION 438.** 342.30 (3) (a) of the statutes is
19 amended to read:

20 342.30 (3) (a) Any person who violates sub. (1g) ~~may be fined not more than~~
21 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
22 Class H felony.

23 ***-4548/2.201* *-3266/P1.114* SECTION 439.** 342.32 (3) of the statutes is
24 amended to read:

1 342.32 (3) Whoever violates sub. (1) or (2) ~~may be fined not more than \$5,000~~
2 ~~or imprisoned for not more than 7 years and 6 months, or both, for each violation is~~
3 ~~guilty of a Class H felony.~~

4 ***b2424/2.1* SECTION 439e.** 343.23 (2) (b) of the statutes, as affected by 1997
5 Wisconsin Act 84, is amended to read:

6 343.23 (2) (b) The information specified in par. (a) must be filed by the
7 department so that the complete operator's record is available for the use of the
8 secretary in determining whether operating privileges of such person shall be
9 suspended, revoked, canceled, or withheld in the interest of public safety. The record
10 of suspensions, revocations, and convictions that would be counted under s. 343.307
11 (2) shall be maintained permanently. The record of convictions for disqualifying
12 offenses under s. 343.315 (2) (h) shall be maintained for at least 10 years. The record
13 of convictions for disqualifying offenses under s. 343.315 (2) (f) and (j) shall be
14 maintained for at least 3 years. The record of convictions for disqualifying offenses
15 under s. 343.315 (2) (a) to (e) shall be maintained permanently, except that 5 years
16 after a licensee transfers residency to another state such record may be transferred
17 to another state of licensure of the licensee if that state accepts responsibility for
18 maintaining a permanent record of convictions for disqualifying offenses. Such
19 reports and records may be cumulative beyond the period for which a license is
20 granted, but the secretary, in exercising the power of suspension granted under s.
21 343.32 (2) may consider only those reports and records entered during the 4-year
22 period immediately preceding the exercise of such power of suspension.

23 ***b2424/2.1* SECTION 439g.** 343.245 (3) (c) of the statutes is created to read:

1 343.245 (3) (c) No employer may knowingly allow, permit, or authorize an
2 employee to operate a commercial motor vehicle in violation of any federal, state, or
3 local law, rule, or regulation relating to railroad crossings.

4 ***b2424/2.1* SECTION 439i.** 343.245 (4) (a) of the statutes is amended to read:

5 343.245 (4) (a) Except as provided in ~~par.~~ pars. (b) and (c), any person who
6 violates sub. (2) or (3) shall forfeit not more than \$2,500.

7 ***b2424/2.1* SECTION 439j.** 343.245 (4) (c) of the statutes is created to read:

8 343.245 (4) (c) Any person who violates sub. (3) (c) shall forfeit not more than
9 \$10,000.

10 ~~*4548/2.202*~~ **SECTION 440.** 343.31 (1) (i) of the statutes is amended to read:

11 343.31 (1) (i) Knowingly fleeing or attempting to elude a traffic officer under
12 s. 346.04 (3).

13 ~~*4548/2.203*~~ **SECTION 441.** 343.31 (3) (d) (intro.) of the statutes is amended
14 to read:

15 343.31 (3) (d) (intro.) Any person convicted of knowingly fleeing or attempting
16 to elude a traffic officer under s. 346.04 (3) shall have his or her operating privilege
17 revoked as follows:

18 ***b2424/2.2* SECTION 441m.** 343.315 (2) (j) of the statutes is created to read:

19 343.315 (2) (j) A person is disqualified for a period of 60 days from operating
20 a commercial motor vehicle if convicted of a railroad crossing violation, or 120 days
21 if convicted of 2 railroad crossing violations or one year if convicted of 3 or more
22 railroad crossing violations, arising from separate occurrences committed within a
23 3-year period while driving or operating a commercial motor vehicle. In this
24 paragraph, “railroad crossing violation” means a violation of a federal, state, or local
25 law, rule, or regulation relating to any of the following offenses at a railroad crossing:

1 1. If the operator is not always required to stop the vehicle, failing to reduce
2 speed and determine that the tracks are clear of any approaching train.

3 2. If the operator is not always required to stop the vehicle, failing to stop before
4 reaching the crossing if the tracks are not clear.

5 3. If the operator is always required to stop the vehicle, failing to do so before
6 proceeding onto the crossing.

7 4. Failing to have sufficient space to proceed completely through the crossing
8 without stopping the vehicle.

9 5. Failing to obey any official traffic control device or the directions of any traffic
10 officer, railroad employee, or other enforcement official.

11 6. Failing to successfully proceed through the crossing because of insufficient
12 undercarriage clearance.

13 ***b2424/2.2* SECTION 441p.** 343.315 (3) (b) of the statutes is amended to read:

14 343.315 (3) (b) If a person's license or operating privilege is not otherwise
15 revoked or suspended as the result of an offense committed after March 31, 1992,
16 which results in disqualification under sub. (2) (a) to (f), (h) ~~or~~, (i), or (j), the
17 department shall immediately disqualify the person from operating a commercial
18 motor vehicle for the period required under sub. (2) (a) to (f), (h) ~~or~~, (i), or (j). Upon
19 proper application by the person and payment of a duplicate license fee, the
20 department may issue a separate license authorizing only the operation of vehicles
21 other than commercial motor vehicles. Upon expiration of the period of
22 disqualification, the person may apply for authorization to operate commercial
23 motor vehicles under s. 343.26.

24 ***-4548/2.204* *-3266/P1.116* SECTION 442.** 344.48 (2) of the statutes is
25 amended to read:

1 344.48 (2) Any person violating this section may be fined not more than \$1,000
2 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both.

3 ***b3052/1.15* SECTION 442g.** 344.576 (3) (a) 5. of the statutes is amended to
4 read:

5 344.576 (3) (a) 5. The address and telephone number of the department of
6 ~~agriculture, trade and consumer protection~~ justice.

7 ***b3052/1.15* SECTION 442m.** 344.576 (3) (c) of the statutes is amended to read:

8 344.576 (3) (c) The department of ~~agriculture, trade and consumer protection~~
9 justice shall promulgate rules specifying the form of the notice required under par.
10 (a), including the size of the paper and the type size and any highlighting of the
11 information described in par. (a). The rule may specify additional information that
12 must be included in the notice and the precise language that must be used.

13 ***b3052/1.15* SECTION 442r.** 344.579 (2) (intro.) of the statutes is amended to
14 read:

15 344.579 (2) ENFORCEMENT. (intro.) The department of ~~agriculture, trade and~~
16 ~~consumer protection~~ justice shall investigate violations of ss. 344.574, 344.576 (1),
17 (2) and (3) (a) and (b), 344.577 and 344.578. The department of ~~agriculture, trade~~
18 ~~and consumer protection~~ justice may on behalf of the state:

19 ***-4548/2.205* *-0590/P5.14* SECTION 443.** 346.04 (2t) of the statutes is
20 created to read:

21 346.04 (2t) No operator of a vehicle, after having received a visible or audible
22 signal to stop his or her vehicle from a traffic officer or marked police vehicle, shall
23 knowingly resist the traffic officer by failing to stop his or her vehicle as promptly as
24 safety reasonably permits.

1 *~~4548/2.206~~* *~~0590/P5.15~~* **SECTION 444.** 346.04 (4) of the statutes is
2 created to read:

3 346.04 (4) Subsection (2t) is not an included offense of sub. (3), but a person may
4 not be convicted of violating both subs. (2t) and (3) for acts arising out of the same
5 incident or occurrence.

6 *~~4548/2.207~~* *~~0590/P5.16~~* **SECTION 445.** 346.17 (2t) of the statutes is
7 created to read:

8 346.17 (2t) Any person violating s. 346.04 (2t) may be fined not more than
9 \$10,000 or imprisoned for not more than 9 months or both.

10 *~~4548/2.208~~* *~~3266/P1.117~~* **SECTION 446.** 346.17 (3) (a) of the statutes is
11 amended to read:

12 346.17 (3) (a) Except as provided in par. (b), (c) or (d), any person violating s.
13 ~~346.04 (3) shall be fined not less than \$600 nor more than \$10,000 and may be~~
14 ~~imprisoned for not more than 3 years~~ is guilty of a Class I felony.

15 *~~4548/2.209~~* *~~0590/P5.18~~* **SECTION 447.** 346.17 (3) (b) of the statutes is
16 amended to read:

17 346.17 (3) (b) If the violation results in bodily harm, as defined in s. 939.22 (4),
18 to another, or causes damage to the property of another, as defined in s. 939.22 (28),
19 the person ~~shall be fined not less than \$1,000 nor more than \$10,000 and may be~~
20 ~~imprisoned for not more than 3 years~~ is guilty of a Class H felony.

21 *~~4548/2.210~~* *~~0590/P5.19~~* **SECTION 448.** 346.17 (3) (c) of the statutes is
22 amended to read:

23 346.17 (3) (c) If the violation results in great bodily harm, as defined in s. 939.22
24 (14), to another, the person ~~shall be fined not less than \$1,100 nor more than \$10,000~~
25 ~~and may be imprisoned for not more than 3 years~~ is guilty of a Class F felony.

1 *~~4548/2.211~~* *~~0590/P5.20~~* SECTION 449. 346.17 (3) (d) of the statutes is
2 amended to read:

3 346.17 (3) (d) If the violation results in the death of another, the person shall
4 ~~be fined not less than \$1,100 nor more than \$10,000 and may be imprisoned for not~~
5 ~~more than 7 years and 6 months is guilty of a Class E felony.~~

6 *~~4548/2.212~~* *~~0590/P5.21~~* SECTION 450. 346.175 (1) (a) of the statutes is
7 amended to read:

8 346.175 (1) (a) Subject to s. 346.01 (2), the owner of a vehicle involved in a
9 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer shall be presumed liable for
10 the violation as provided in this section.

11 *~~4548/2.213~~* *~~0590/P5.22~~* SECTION 451. 346.175 (1) (b) of the statutes is
12 amended to read:

13 346.175 (1) (b) Notwithstanding par. (a), no owner of a vehicle involved in a
14 violation of s. 346.04 (2t) or (3) for fleeing a traffic officer may be convicted under this
15 section if the person operating the vehicle or having the vehicle under his or her
16 control at the time of the violation has been convicted for the violation under this
17 section or under s. 346.04 (2t) or (3).

18 *~~4548/2.214~~* *~~0590/P5.23~~* SECTION 452. 346.175 (4) (b) of the statutes is
19 amended to read:

20 346.175 (4) (b) If the owner of the vehicle provides a traffic officer employed by
21 the authority issuing the citation with the name and address of the person operating
22 the vehicle or having the vehicle under his or her control at the time of the violation
23 and sufficient information for the officer to determine that probable cause does not
24 exist to believe that the owner of the vehicle was operating the vehicle at the time

1 of the violation, then the owner of the vehicle shall not be liable under this section
2 or under s. 346.04 (2t) or (3).

3 *~~4548/2.215~~* *~~0590/P5.24~~* **SECTION 453.** 346.175 (4) (c) of the statutes is
4 amended to read:

5 346.175 (4) (c) If the vehicle is owned by a lessor of vehicles and at the time of
6 the violation the vehicle was in the possession of a lessee, and the lessor provides a
7 traffic officer employed by the authority issuing the citation with the information
8 required under s. 343.46 (3), then the lessee and not the lessor shall be liable under
9 this section or under s. 346.04 (2t) or (3).

10 *~~4548/2.216~~* *~~0590/P5.25~~* **SECTION 454.** 346.175 (4) (d) of the statutes is
11 amended to read:

12 346.175 (4) (d) If the vehicle is owned by a dealer, as defined in s. 340.01 (11)
13 (intro.) but including the persons specified in s. 340.01 (11) (a) to (d), and at the time
14 of the violation the vehicle was being operated by or was under the control of any
15 person on a trial run, and if the dealer provides a traffic officer employed by the
16 authority issuing the citation with the name, address and operator's license number
17 of the person operating the vehicle, then that person, and not the dealer, shall be
18 liable under this section or under s. 346.04 (2t) or (3).

19 *~~4548/2.217~~* *~~0590/P5.26~~* **SECTION 455.** 346.175 (5) (intro.) of the statutes
20 is amended to read:

21 346.175 (5) (intro.) Notwithstanding the penalty otherwise specified under s.
22 346.17 (2t) or (3) for a violation of s. 346.04 (2t) or (3):

23 *~~4548/2.218~~* *~~0590/P5.27~~* **SECTION 456.** 346.175 (5) (a) of the statutes is
24 amended to read:

1 346.175 (5) (a) A vehicle owner or other person found liable under this section
2 for a violation of s. 346.04 (2t) or (3) shall be required to forfeit not less than \$300 nor
3 more than \$1,000.

4 *~~4548/2.219~~* *~~3266/P1.121~~* **SECTION 457.** 346.65 (2) (e) of the statutes is
5 amended to read:

6 346.65 (2) (e) Except as provided in pars. (f) and (g), is guilty of a Class H felony
7 and shall be fined not less than \$600 ~~nor more than \$2,000~~ and imprisoned for not
8 less than 6 months ~~nor more than 5 years~~ if the number of convictions under ss.
9 940.09 (1) and 940.25 in the person's lifetime, plus the total number of suspensions,
10 revocations and other convictions counted under s. 343.307 (1), equals 5 or more,
11 except that suspensions, revocations or convictions arising out of the same incident
12 or occurrence shall be counted as one.

13 *~~4548/2.220~~* *~~3266/P1.122~~* **SECTION 458.** 346.65 (5) of the statutes is
14 amended to read:

15 346.65 (5) Except as provided in sub. (5m), any person violating s. 346.62 (4)
16 shall be fined not less than \$600 ~~nor more than \$2,000 and may be imprisoned for~~
17 ~~not less than 90 days nor more than 2 years and 3 months~~ is guilty of a Class I felony.

18 *~~4548/2.221~~* *~~3266/P1.123~~* **SECTION 459.** 346.74 (5) (b) of the statutes is
19 amended to read:

20 346.74 (5) (b) ~~Shall~~ May be fined not less than ~~\$300 nor~~ more than \$5,000
21 \$10,000 or imprisoned for not less than ~~10 days nor~~ more than 2 years 9 months or
22 both if the accident involved injury to a person but the person did not suffer great
23 bodily harm.

24 *~~4548/2.222~~* *~~3266/P1.124~~* **SECTION 460.** 346.74 (5) (c) of the statutes is
25 amended to read:

1 346.74 (5) (c) ~~May be fined not more than \$10,000 or imprisoned not more than~~
2 ~~3 years or both~~ Is guilty of a Class I felony if the accident involved injury to a person
3 and the person suffered great bodily harm.

4 *~~4548/2.223~~* *~~3266/P1.125~~* **SECTION 461.** 346.74 (5) (d) of the statutes is
5 amended to read:

6 346.74 (5) (d) ~~May be fined not more than \$10,000 or imprisoned not more than~~
7 ~~7 years and 6 months or both~~ Is guilty of a Class H felony if the accident involved
8 death to a person.

9 *~~b2976/2.2~~* **SECTION 461u.** 349.067 of the statutes is created to read:

10 **349.067 Traffic control signal emergency preemption devices. (1)**
11 Notwithstanding s. 349.065, any traffic control signal installed by a local authority
12 after the effective date of this section ... [revisor inserts date], that is equipped with
13 an emergency preemption device, as defined in s. 84.02 (15) (a) 4., shall be installed
14 with a confirmation signal, as defined in s. 84.02 (15) (a) 3.

15 **(2)** Notwithstanding s. 349.065, any new traffic control signal installed by a
16 local authority after the effective date of this section ... [revisor inserts date], that
17 is not equipped with an emergency preemption device shall include all electrical
18 wiring necessary to equip the traffic control signal with an emergency preemption
19 device and confirmation signal.

20 *~~b3076/1.2~~* **SECTION 461m.** 347.02 (7) of the statutes is amended to read:

21 347.02 (7) The vehicle equipment requirements for a street modified vehicle
22 shall be the same as the vehicle equipment requirements for a vehicle of the same
23 type and model year that is not a street modified vehicle. The vehicle equipment
24 requirements for a replica vehicle or a homemade vehicle specified in s. 341.268 (1)

1 (b) 2. shall be the same as the vehicle equipment requirements for a vehicle of the
2 same type and model year as the vehicle used for purposes of the reproduction.

3 *~~4548/2.224~~* *~~3266/P1.126~~* **SECTION 462.** 350.11 (2m) of the statutes is
4 amended to read:

5 350.11 (2m) Any person who violates s. 350.135 (1) ~~shall be fined not more than~~
6 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class H felony
7 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
8 person.

9 *~~4548/2.225~~* **SECTION 463.** 351.07 (2) (a) of the statutes is renumbered 351.07
10 (2).

11 *~~4548/2.226~~* **SECTION 464.** 351.07 (2) (b) of the statutes is repealed.

12 *~~b2391/1.12~~* **SECTION 464p.** 440.142 of the statutes is created to read:

13 **440.142 Reporting potential causes of public health emergency.** (1) A
14 pharmacist or pharmacy shall report to the department of health and family services
15 all of the following:

16 (a) An unusual increase in the number of prescriptions dispensed or
17 nonprescription drug products sold for the treatment of medical conditions specified
18 by the department of health and family services by rule under s. 252.02 (7).

19 (b) An unusual increase in the number of prescriptions dispensed that are
20 antibiotic drugs.

21 (c) The dispensing of a prescription for treatment of a disease that is relatively
22 uncommon or may be associated with bioterrorism, as defined in s. 166.02 (1r).

23 (2) (a) Except as provided in par. (b), a pharmacist or pharmacy may not report
24 personally identifying information concerning an individual who is dispensed a

1 prescription or who purchases a nonprescription drug product as specified in sub. (1)
2 (a), (b), or (c).

3 (b) Upon request by the department of health and family services, a pharmacist
4 or pharmacy shall report to that department personally identifying information
5 other than a social security number concerning an individual who is dispensed a
6 prescription or who purchases a nonprescription drug product as specified in sub. (1)
7 (a), (b), or (c).

8 ***b2771/1.1* SECTION 464bb.** 440.05 (intro.) of the statutes, as affected by 2001
9 Wisconsin Act 16, is amended to read:

10 **440.05 Standard fees.** (intro.) The following standard fees apply to all initial
11 credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 444.03, 444.05,
12 444.11, 447.04 (2) (c) 2., 449.17, 449.18 and 459.46:

13 ***b2771/1.1* SECTION 464bd.** 440.08 (2) (a) (intro.) of the statutes, as affected
14 by 2001 Wisconsin Act 16, is amended to read:

15 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04,
16 444.03, 444.05, 444.11, 448.065, 447.04 (2) (c) 2., 449.17, 449.18 and 459.46, the
17 renewal dates and renewal fees for credentials are as follows:

18 ***b2771/1.1* SECTION 464bf.** 440.23 (1) of the statutes is amended to read:

19 440.23 (1) If the holder of a credential pays a fee required under s. 440.05 (1)
20 or (6), 440.08, 444.03, 444.05, 444.11 or 459.46 (2) (b) by check or debit or credit card
21 and the check is not paid by the financial institution upon which the check is drawn
22 or if the demand for payment under the debit or credit card transaction is not paid
23 by the financial institution upon which demand is made, the department may cancel
24 the credential on or after the 60th day after the department receives the notice from
25 the financial institution, subject to sub. (2).

1 ***b2771/1.1* SECTION 464bh.** 444.01 of the statutes is created to read:

2 **444.01 Definitions.** In this chapter:

3 (1) “Amateur boxing contest” means a boxing contest or exhibition in which
4 none of the boxers are compensated for participating in the contest or exhibition.

5 (2) “Professional boxing contest” means a boxing contest or exhibition in which
6 one or more of the boxers is compensated for participating in the contest or
7 exhibition.

8 ***b2771/1.1* SECTION 464bj.** 444.02 of the statutes is amended to read:

9 **444.02 Boxing licenses, permits.** The department shall have the sole
10 direction, management and control of, and jurisdiction over, all ~~boxing and sparring~~
11 ~~exhibitions~~ professional boxing contests conducted within the state by any club. No
12 ~~boxing or sparring exhibitions~~ professional boxing contests may be conducted within
13 the state except under authority granted by the department and in accordance with
14 this chapter and the rules of the department. The department may issue, and for
15 cause limit, suspend, or revoke, a license to conduct ~~boxing and sparring exhibitions~~
16 professional boxing contests to any incorporated club formed as provided in this
17 chapter. The department may limit the number of ~~sparring or boxing exhibitions~~
18 professional boxing contests given by any club in any city, village, or town. No ~~boxing~~
19 ~~or sparring exhibition~~ professional boxing contest may be conducted by any licensed
20 club without a permit from the department. Every license shall be subject to such
21 rules and regulations as the department prescribes. The department may
22 reprimand clubs for violating this chapter or any rules of the department.

23 ***b2771/1.1* SECTION 464bL.** 444.03 of the statutes is amended to read:

24 **444.03 Application for license; fee.** No ~~boxing or sparring exhibition~~
25 professional boxing contest may be conducted by any club except by license granted

1 to it by the department, and no club may be licensed unless it is incorporated under
2 the laws of Wisconsin and its membership is limited to persons who have been
3 continuous residents in the state for at least one year. An application for a license
4 shall be in writing, addressed to the department, and verified by an officer of the club.
5 An application shall be accompanied by an annual fee of \$25 in cities, villages, and
6 towns of not more than 50,000 inhabitants, \$50 in cities of over 50,000 and not more
7 than 150,000 inhabitants, and \$300 in cities of over 150,000 inhabitants when the
8 admission is over \$1 and \$50 when the admission charge is \$1 or less. The
9 application must show that the club has entered into a valid agreement for the use
10 of the building, amphitheater, or stadium in which contests are to be held.

11 ***b2771/1.1* SECTION 464bn.** 444.04 of the statutes is amended to read:

12 **444.04 Club reports.** Within 24 hours after a club holds ~~an exhibition a~~
13 professional boxing contest, the club shall furnish to the department a written
14 report, verified by one of its officers, showing the number of tickets sold for the
15 ~~exhibition contest~~, the amount of gross proceeds, and all other information the
16 department requires by rule to be included in the report.

17 ***b2771/1.1* SECTION 464bp.** 444.05 of the statutes is repealed and recreated
18 to read:

19 **444.05 Amateur boxing contests.** A person may conduct an amateur boxing
20 contest in this state only if the contest is sanctioned by and conducted under the rules
21 of the national governing body for amateur boxing that is recognized by the United
22 States Olympic Committee under 36 USC 220521.

23 ***b2771/1.1* SECTION 464br.** 444.06 of the statutes is amended to read:

24 **444.06 Inspectors.** The department shall appoint official “inspectors”, each
25 of whom shall receive a card authorizing the inspector to act wherever the

1 department designates. The department may be, and at least one inspector shall be
2 present at all ~~exhibitions~~ professional boxing contests and see that the rules are
3 strictly observed. An inspector shall also be present at the counting up of the gross
4 receipts and shall immediately mail to the department the official box-office
5 statement received from the club. Inspectors shall be paid a per diem to be set by the
6 department, not to exceed \$25 for each day on which they are actually and
7 necessarily engaged in the performance of their duties, and shall be reimbursed for
8 their actual and necessary expenses incurred in the performance of their duties.

9 ***b2771/1.1* SECTION 464bt.** 444.09 (1) of the statutes is amended to read:

10 444.09 (1) ~~No boxing or sparring exhibition~~ professional boxing contest shall
11 be for more than 10 rounds except that where a championship is to be determined,
12 the ~~exhibition~~ contest shall not be for more than 15 rounds, and no round shall last
13 more than 3 minutes.

14 ***b2771/1.1* SECTION 464bv.** 444.09 (2) of the statutes is amended to read:

15 444.09 (2) There shall be one minute intermission between rounds of
16 professional boxing contests.

17 ***b2771/1.1* SECTION 464bx.** 444.09 (3) of the statutes is amended to read:

18 444.09 (3) Gloves weighing not less than 5 ounces shall be worn by contestants
19 who are in professional boxing contests and who weigh under 140 pounds, and not
20 less than 6 ounces by other contestants.

21 ***b2771/1.1* SECTION 464bz.** 444.09 (4) of the statutes is amended to read:

22 444.09 (4) No person under the age of 18 years shall participate in any
23 professional boxing ~~or sparring exhibition~~. ~~Amateur contestants between 14 and 18~~
24 ~~years of age may participate in amateur boxing or sparring exhibitions with the~~
25 ~~consent of their parents or guardians~~ contest.

1 ***b2771/1.1* SECTION 464cb.** 444.09 (5) of the statutes is amended to read:

2 444.09 (5) No betting at any ~~boxing or sparring exhibitions~~ professional boxing
3 contest shall be permitted before, after, or during any such contest, in the building
4 where the contest is held.

5 ***b2771/1.1* SECTION 464cd.** 444.09 (6) of the statutes is amended to read:

6 444.09 (6) Contestants in professional boxing contests shall break clean, and
7 must not hold and hit. Butting with head or shoulders, wrestling, or illegal use of
8 elbows shall not be allowed. There shall be no unsportsmanlike conduct on the part
9 of the contestants. This includes the use of abusive or insulting language.

10 ***b2771/1.1* SECTION 464cf.** 444.09 (7) of the statutes is amended to read:

11 444.09 (7) The department may allow or provide for decisions upon ~~exhibitions~~
12 professional boxing contests held under this chapter to be made by the referee or by
13 the referee and 2 judges appointed by the department under regulations prescribed
14 by the department.

15 ***b2771/1.1* SECTION 464ch.** 444.10 of the statutes is amended to read:

16 **444.10 Physician to examine contestants.** Prior to entering the ring, each
17 contestant in a professional boxing contest must be examined by a physician who has
18 been licensed to practice in Wisconsin not less than 5 years and who is appointed by
19 the department and certifies in writing, over his or her signature, as to the
20 contestant's physical and mental fitness to engage in such contest.

21 ***b2771/1.1* SECTION 464cj.** 444.11 of the statutes is amended to read:

22 **444.11 Licenses to matchmakers, referees, boxers, etc.** The department
23 may grant licenses upon application and the payment of the prescribed fees to
24 matchmakers, managers, referees, examining physicians, boxers ~~and~~, seconds, and
25 trainers in professional boxing contests. The fees to be paid per year shall be:

1 Matchmakers in cities with a population of over 150,000, \$25; matchmakers in other
2 cities and in villages and towns, \$10; managers, \$10; referees, \$15; examining
3 physicians, \$10; boxers, \$5; seconds and trainers, \$5. The department may limit,
4 suspend or revoke any such license or reprimand the holder thereof upon such cause
5 as it deems sufficient.

6 ***b2771/1.1* SECTION 464cL.** 444.12 of the statutes is amended to read:

7 **444.12 Referee to stop contest.** The referee must stop ~~the~~ a professional
8 boxing contest when either of the contestants shows a marked superiority or is
9 apparently outclassed.

10 ***b2771/1.1* SECTION 464cn.** 444.13 of the statutes is amended to read:

11 **444.13 Sham matches contests, license revoked.** Any club ~~which that~~
12 conducts, holds ~~or~~, gives, or participates in any sham or fake ~~boxing or sparring~~
13 ~~match~~ professional boxing contest shall ~~thereby~~ forfeit its license ~~which~~. That
14 license shall ~~thereupon~~ be revoked by the department, and ~~it~~ the club shall not
15 ~~thereafter~~ be entitled to another license, nor shall any license be issued to any club,
16 ~~which that~~ has a member who belonged to a club ~~which that~~ had its license revoked.

17 ***b2771/1.1* SECTION 464cp.** 444.14 of the statutes is amended to read:

18 **444.14 Sham matches contests; contestants penalized; forfeitures;**
19 **hearing.** Any contestant who participates in any sham or fake ~~boxing or sparring~~
20 ~~exhibition~~ professional boxing contest or violates any rule or regulation of the
21 department shall be penalized as follows: For the first offense the contestant shall
22 be restrained by order of the department for not less than 2 months nor more than
23 one year, the period to begin immediately after the occurrence of the offense, from
24 participation in the ~~exhibition~~ contest to be held or given by any licensed club; for a
25 2nd offense, the contestant shall be permanently disqualified from further

1 admission or participation in any such ~~exhibition~~ contest held or given by any
2 licensed club and in addition, for each such offense, shall forfeit such amount, out of
3 the share or purse agreed to be paid the contestant for the ~~exhibition~~ contest as the
4 department determines, the forfeit to be paid into the general fund of the state. The
5 department, upon determining the amount of the forfeit, may pay the same out of any
6 guarantee deposited with it for delivery to the contestant or may order it paid to the
7 department by the club employing the contestant out of the purse or share agreed by
8 it to be paid to the contestant. The department shall not determine the forfeit until
9 after due hearing held upon reasonable notice duly served upon the contestant or the
10 contestant's manager and upon the club by whom the contestant is employed. Any
11 member of the department or the secretary or any inspector of the department may
12 order the club to hold the share or purse of the contestant in its possession pending
13 the hearing and determination of the department. For failure to obey any order of
14 the department or the secretary of the department or any inspector of the
15 department given under this section, the license of the club may be limited,
16 suspended, canceled, or revoked, and the club may be reprimanded.

17 ***b2771/1.1* SECTION 464cr.** 444.15 of the statutes is amended to read:

18 **444.15 Reports; examination of books and officers.** Whenever any club
19 fails to make a report of any professional boxing contest at the time prescribed or
20 whenever a report is unsatisfactory to the department, the secretary of the
21 department may examine the books and records of the club and may subpoena and
22 examine, under oath, the club's officers and other witnesses to determine the total
23 amount of its gross receipts for any ~~exhibition~~ contest. The secretary may require
24 the club to pay the expenses of conducting the examination. If a club fails to pay the
25 amount of expenses determined by the secretary to be due within 20 days after

1 receiving notice of the amount, the club shall forfeit its license, be disqualified from
2 receiving any license under this chapter, and forfeit to the state the sum of \$1,000,
3 which may be recovered by the department of justice in the name of the state.

4 ***b2771/1.1* SECTION 464ct.** 444.17 of the statutes is repealed.

5 ***b2771/1.1* SECTION 464cv.** 444.18 of the statutes is amended to read:

6 **444.18 Insurance on boxers.** Any licensee authorized to conduct ~~boxing~~
7 ~~matches or exhibitions~~ professional boxing contests shall insure each contestant
8 participating therein for hospital, nursing, and medication expenses and physician's
9 and surgeon's services according to an equitable fee schedule, not to exceed in the
10 aggregate \$500, to be paid to, or for the use of, any contestant to compensate for
11 injuries sustained in any such contest; and shall insure each contestant for not less
12 than \$2,500 to be paid to the contestant's estate in the event of the contestant's death
13 as the result of participation in such ~~boxing match or exhibition~~ professional boxing
14 contest.

15 ***-4548/2.227* *-3266/P1.127* SECTION 465.** 446.07 of the statutes is
16 amended to read:

17 **446.07 Penalty.** Anyone violating this chapter may be fined not less than \$100
18 ~~nor~~ more than \$500 \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or
19 both.

20 ***b2333/1.1* SECTION 465t.** 447.04 (1) (c) 2. of the statutes, as created by 2001
21 Wisconsin Act 16, is amended to read:

22 447.04 (1) (c) 2. A license granted under subd. 1. authorizes the license holder
23 to practice dentistry only within educational facilities and only for the purpose of
24 carrying out the license holder's teaching duties.

1 *~~4548/2.228~~* *~~3266/P1.128~~* **SECTION 466.** 447.09 of the statutes is
2 amended to read:

3 **447.09 Penalties.** Any person who violates this chapter may be fined not more
4 than \$1,000 or imprisoned for not more than one year in the county jail or both for
5 the first offense and ~~may be fined not more than \$2,500 or imprisoned for not more~~
6 ~~than 3 years or both~~ is guilty of a Class I felony for the 2nd or subsequent conviction
7 within 5 years.

8 *~~4548/2.229~~* *~~3266/P1.129~~* **SECTION 467.** 450.11 (9) (b) of the statutes is
9 amended to read:

10 450.11 (9) (b) Any person who delivers, or who possesses with intent to
11 manufacture or deliver, a prescription drug in violation of this section ~~may be fined~~
12 ~~not more than \$10,000 or imprisoned for not more than 7 years and 6 months or both~~
13 is guilty of a Class H felony.

14 *~~4548/2.230~~* *~~3266/P1.130~~* **SECTION 468.** 450.14 (5) of the statutes is
15 amended to read:

16 450.14 (5) Any person who violates this section ~~may be fined not less than \$100~~
17 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
18 ~~and 6 months or both~~ is guilty of a Class H felony.

19 *~~4548/2.231~~* *~~3266/P1.131~~* **SECTION 469.** 450.15 (2) of the statutes is
20 amended to read:

21 450.15 (2) Any person who violates this section ~~may be fined not less than \$100~~
22 ~~nor more than \$1,000 or imprisoned for not less than one year nor more than 7 years~~
23 ~~and 6 months or both~~ is guilty of a Class H felony.

24 *~~4548/2.232~~* *~~3266/P1.132~~* **SECTION 470.** 551.58 (1) of the statutes is
25 amended to read:

1 551.58 (1) Any person who wilfully violates any provision of this chapter except
2 s. 551.54, or any rule under this chapter, or any order of which the person has notice,
3 or who violates s. 551.54 knowing or having reasonable cause to believe that the
4 statement made was false or misleading in any material respect, ~~may be fined not~~
5 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
6 guilty of a Class H felony. Each of the acts specified shall constitute a separate
7 offense and a prosecution or conviction for any one of such offenses shall not bar
8 prosecution or conviction for any other offense.

9 *~~4548/2.233~~* *~~3266/P1.133~~* **SECTION 471.** 552.19 (1) of the statutes is
10 amended to read:

11 552.19 (1) Any person, including a controlling person of an offeror or target
12 company, who wilfully violates this chapter or any rule under this chapter, or any
13 order of which the person has notice, ~~may be fined not more than \$5,000 or~~
14 ~~imprisoned for not more than 7 years and 6 months or both is guilty of a Class H~~
15 felony. Each of the acts specified constitutes a separate offense and a prosecution or
16 conviction for any one of the offenses does not bar prosecution or conviction for any
17 other offense.

18 *~~4548/2.234~~* *~~3266/P1.134~~* **SECTION 472.** 553.52 (1) of the statutes is
19 amended to read:

20 553.52 (1) Any person who wilfully violates s. 553.41 (2) to (5) or any order of
21 which the person has notice, or who violates s. 553.41 (1) knowing or having
22 reasonable cause to believe either that the statement made was false or misleading
23 in any material respect or that the failure to report a material event under s. 553.31
24 (1) was false or misleading in any material respect, ~~may be fined not more than~~
25 ~~\$5,000 or imprisoned for not more than 7 years and 6 months or both is guilty of a~~

1 Class G felony. Each of the acts specified is a separate offense, and a prosecution or
2 conviction for any one of those offenses does not bar prosecution or conviction for any
3 other offense.

4 *~~4548/2.235~~* *~~3266/P1.135~~* **SECTION 473.** 553.52 (2) of the statutes is
5 amended to read:

6 553.52 (2) Any person who employs, directly or indirectly, any device, scheme
7 or artifice to defraud in connection with the offer or sale of any franchise or engages,
8 directly or indirectly, in any act, practice, or course of business which operates or
9 would operate as a fraud or deceit upon any person in connection with the offer or
10 sale of any franchise ~~shall be fined not more than \$5,000 or imprisoned for not more~~
11 ~~than 7 years and 6 months or both~~ is guilty of a Class G felony.

12 *~~4498/1.3~~* **SECTION 475.** 560.17 (5c) (a) 3. of the statutes is amended to read:

13 560.17 (5c) (a) 3. The grant proceeds will be used to pay for services related to
14 the start-up, modernization, or expansion of the dairy farm or other agricultural
15 business, or for management assistance, ~~as defined in s. 560.20 (1) (ef),~~ continuing
16 after the completion of the start-up, modernization, or expansion of the dairy farm
17 or other agricultural business.

18 *~~4498/1.4~~* **SECTION 476.** 560.18 (1) of the statutes is renumbered 560.18 (1m)
19 and amended to read:

20 560.18 (1m) From the appropriation under s. 20.143 (1) (t), the department
21 may award grants to nonprofit organizations, ~~as defined in s. 560.20 (1) (d),~~ to
22 develop forestry educational programs and instructional materials for use in the
23 public schools. The department may not award a grant unless it enters into a
24 memorandum of understanding with the grant recipient and the director of the

1 timber management program at the University of Wisconsin–Stevens Point
2 regarding the use of the funds.

3 ***-4498/1.5* SECTION 477.** 560.18 (1c) of the statutes is created to read:

4 560.18 (1c) In this section, “nonprofit organization” means a nonprofit
5 corporation, as defined in s. 181.0103 (17), and any organization described in section
6 501 (c) (3) of the Internal Revenue Code that is exempt from federal income tax under
7 section 501 (a) of the Internal Revenue Code.

8 ***-4498/1.6* SECTION 478.** 560.18 (2) of the statutes is amended to read:

9 560.18 (2) The recipient of a grant under sub. (1) (1m) shall submit the
10 programs and materials developed with the funds to the department and the director
11 of the timber management program at the University of Wisconsin–Stevens Point
12 College of Natural Resources for approval. Upon request, the grant recipient shall
13 provide approved programs and materials to school districts free of charge.

14 ***-4498/1.7* SECTION 479.** 560.20 (title) of the statutes is repealed.

15 ***-4498/1.8* SECTION 480.** 560.20 (1) (intro.) of the statutes is repealed.

16 ***-4498/1.9* SECTION 481.** 560.20 (1) (a) of the statutes is renumbered 560.21
17 (1) (a).

18 ***-4498/1.10* SECTION 482.** 560.20 (1) (b) of the statutes is renumbered 560.21
19 (1) (b).

20 ***-4498/1.11* SECTION 483.** 560.20 (1) (c) of the statutes is repealed.

21 ***-4498/1.12* SECTION 484.** 560.20 (1) (cf) of the statutes is renumbered 560.17
22 (1) (br).

23 ***-4498/1.13* SECTION 485.** 560.20 (1) (cm) of the statutes is repealed.

24 ***-4498/1.14* SECTION 486.** 560.20 (1) (d) of the statutes is repealed.

25 ***-4498/1.15* SECTION 487.** 560.20 (1) (e) of the statutes is repealed.

1 *~~4498/1.16~~* SECTION 488. 560.20 (1) (f) of the statutes is repealed.

2 *~~4498/1.17~~* SECTION 489. 560.20 (1) (g) of the statutes is repealed.

3 *~~4498/1.18~~* SECTION 490. 560.20 (1m) of the statutes is repealed.

4 *~~4498/1.19~~* SECTION 491. 560.20 (2) of the statutes is repealed.

5 *~~4498/1.20~~* SECTION 492. 560.20 (3) (a) of the statutes is repealed.

6 *~~4498/1.21~~* SECTION 493. 560.20 (3) (b) of the statutes is repealed.

7 *~~4498/1.22~~* SECTION 494. 560.20 (3) (c) of the statutes is repealed.

8 *~~4498/1.23~~* SECTION 495. 560.20 (3) (cm) of the statutes is repealed.

9 *~~4498/1.24~~* SECTION 496. 560.20 (3) (d) of the statutes is repealed.

10 *~~4498/1.25~~* SECTION 497. 560.20 (3) (e) of the statutes is repealed.

11 *~~4498/1.26~~* SECTION 498. 560.20 (3) (f) (intro.) and 4. of the statutes are
12 consolidated, renumbered 560.21 (2) and amended to read:

13 560.21 (2) The department shall ~~do all of the following:~~ ~~4. Deposit~~ deposit in
14 the ~~appropriation account under s. 20.143 (1) (in) general fund~~ all interest and
15 principal received in repayment of loans under ~~this subsection s. 560.20 (3), 1999~~
16 stats., any proceeds from equity investments made by the community development
17 finance company under s. 234.965, 1991 stats., that are received by the department
18 or the community development finance company, and any unencumbered grant
19 funds returned to the department under 1993 Wisconsin Act 437, section 9115 (1t).

20 *~~4498/1.27~~* SECTION 499. 560.20 (3) (f) 1. of the statutes is repealed.

21 *~~4498/1.28~~* SECTION 500. 560.20 (3) (f) 2. of the statutes is repealed.

22 *~~4498/1.29~~* SECTION 501. 560.20 (3) (f) 3. of the statutes is repealed.

23 *~~4498/1.30~~* SECTION 502. 560.20 (3) (g) of the statutes is repealed.

24 *~~4498/1.31~~* SECTION 503. 560.20 (3) (h) of the statutes is renumbered 560.21

25 (3).

1 *~~4498/1.32~~* SECTION 504. 560.21 of the statutes is created to read:

2 **560.21 General fund deposit.** (1) In this section:

3 *~~b2345/1.1~~* SECTION 504c. 560.62 (1) (intro.) of the statutes is amended to
4 read:

5 560.62 (1) (intro.) The Subject to subs. (1m) and (2), the board may award any
6 of the following under s. 560.61 to any of the following for any of the following
7 purposes:

8 *~~b2345/1.1~~* SECTION 504m. 560.62 (1m) of the statutes is created to read:

9 560.62 (1m) The board shall award in each biennium at least \$364,400 in
10 grants or loans under sub. (1) for projects related to pollution reduction or energy
11 conservation.

12 *~~4548/2.236~~* *~~3266/P1.136~~* SECTION 505. 562.13 (3) of the statutes is
13 amended to read:

14 562.13 (3) Whoever violates s. 562.11 (2) or (3) ~~may be fined not more than~~
15 ~~\$10,000 or imprisoned for not more than 3 years or both~~ is guilty of a Class I felony.

16 *~~4548/2.237~~* *~~3266/P1.137~~* SECTION 506. 562.13 (4) of the statutes is
17 amended to read:

18 562.13 (4) Whoever violates s. 562.09, 562.105, 562.11 (4) or 562.12 ~~may be~~
19 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
20 ~~or both~~ is guilty of a Class H felony.

21 *~~b2942/1.1~~* SECTION 506r. 563.93 (4) of the statutes is amended to read:

22 563.93 (4) Tickets for a proposed raffle may not be offered for sale more than
23 ~~180~~ 270 days before the raffle drawing.

24 *~~4548/2.238~~* *~~3266/P1.138~~* SECTION 507. 565.50 (2) of the statutes is
25 amended to read:

1 565.50 (2) Any person who alters or forges a lottery ticket or share or
2 intentionally utters or transfers an altered or forged lottery ticket or share ~~shall be~~
3 ~~fined not more than \$10,000 or imprisoned for not more than 7 years and 6 months~~
4 ~~or both~~ is guilty of a Class I felony.

5 *~~4548/2.239~~* *~~3266/P1.139~~* **SECTION 508.** 565.50 (3) of the statutes is
6 amended to read:

7 565.50 (3) Any person who possesses an altered or forged lottery ticket or share
8 with intent to defraud shall be fined not more than \$10,000 or imprisoned for not
9 more than ~~3 years~~ 9 months or both.

10 ***b3041/1.2*** **SECTION 508s.** 601.41 (8) of the statutes is created to read:

11 601.41 (8) UNIFORM EMPLOYEE APPLICATION FORM. (a) In this subsection:

12 1. “Group health benefit plan” has the meaning given in s. 632.745 (9).

13 2. “Small employer” has the meaning given in s. 635.02 (7).

14 3. “Small employer insurer” has the meaning given in s. 635.02 (8).

15 (b) In consultation with the life and disability advisory council established by
16 the commissioner, the commissioner shall by rule develop a uniform employee
17 application form that a small employer insurer must use when a small employer
18 applies for coverage under a group health benefit plan offered by the small employer
19 insurer. The commissioner shall revise the form at least every 2 years.

20 ***b3041/1.2*** **SECTION 508t.** 601.41 (9) of the statutes is created to read:

21 601.41 (9) UNIFORM CLAIM PROCESSING FORM. (a) In this subsection, “health care
22 provider” has the meaning given in s. 146.81 (1).

23 (b) If the federal government has not developed by July 1, 2003, a uniform claim
24 processing form that must be used by all health care providers for submitting claims
25 to insurers and by all insurers for processing claims submitted by health care

1 providers, the commissioner shall develop, by December 31, 2003, a uniform claim
2 processing form for that purpose.

3 *b3053/3.4* SECTION 508r. 601.34 of the statutes is created to read:

4 **601.34 Loan to general fund. (1)** No later than the first day of the 2nd month
5 beginning after the effective date of this subsection [revisor inserts date], an
6 amount equal to \$850,000 shall be lapsed from the appropriation account under s.
7 20.145 (1) (g) to the general fund. The amount lapsed from the appropriation account
8 shall be considered a loan to the general fund and interest shall accrue on the amount
9 lapsed at the average rate earned by the state on its deposits in the state investment
10 fund during the period of the loan.

11 (2) The secretary of administration shall pay the principle and interest costs
12 on the loan from the appropriation account under s. 20.855 (1) (ch) as follows:

13 (a) After the close of the 2002–03 fiscal year, the secretary shall make principle
14 and interest payments equal to the moneys lapsed to the general fund from the
15 appropriation account under s. 20.515 (2) (a) in that year, if any, and from moneys
16 lapsed to the general fund from the appropriation account under s. 20.515 (2) (g) in
17 the amounts specified in s. 40.98 (6m), if any.

18 (b) After the close of each fiscal year thereafter, the secretary shall make
19 principle and interest payments equal to the moneys lapsed to the general fund from
20 the appropriation account under s. 20.515 (2) (g) in the amounts specified in s. 40.98
21 (6m), if any.

22 (c) If the secretary determines during any fiscal year that the moneys paid
23 under pars. (a) and (b) will not be sufficient to repay the loan within a reasonable
24 period of time, as determined by the secretary and the commissioner, the secretary

1 shall pay all remaining principle and interest costs on the loan after the close of that
2 fiscal year.

3 ~~*-4548/2.240*~~ ~~*-3266/P1.140*~~ **SECTION 509.** 601.64 (4) of the statutes is
4 amended to read:

5 601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally
6 permits any person over whom he or she has authority to violate or intentionally aids
7 any person in violating any insurance statute or rule of this state, s. 149.13 or
8 149.144 or any effective order issued under s. 601.41 (4) ~~may is guilty of a Class I~~
9 ~~felony~~, unless a specific penalty is provided elsewhere in the statutes, ~~be fined not~~
10 ~~more than \$10,000 if a corporation or if a natural person be fined not more than~~
11 ~~\$5,000 or imprisoned for not more than 4 years and 6 months or both.~~ Intent has the
12 meaning expressed under s. 939.23.

13 ~~*b2827/1.1*~~ **SECTION 509c.** 609.10 (1) (am) of the statutes, as affected by 1999
14 Wisconsin Act 9, is amended to read:

15 609.10 (1) (am) Except as provided in ~~subs. (2) to sub. (4)~~, an employer that
16 offers any of its employees a health maintenance organization or a preferred provider
17 plan that provides comprehensive health care services shall also offer the employees
18 a standard plan that provides at least substantially equivalent coverage of health
19 care expenses and a point-of-service option plan, as provided in pars. (b) and (c).

20 ~~*b2827/1.1*~~ **SECTION 509cm.** 609.10 (2) of the statutes is repealed.

21 ~~*b2827/1.1*~~ **SECTION 509d.** 609.10 (3) of the statutes, as affected by 1999
22 Wisconsin Act 9, is repealed.

23 ~~*b3041/1.3*~~ **SECTION 509cm.** 610.65 of the statutes is created to read:

24 **610.65 Uniform claim processing form.** Beginning no later than July 1,
25 2004, every insurer shall use the uniform claim processing form developed by the

1 commissioner under s. 601.41 (9) (b) when processing a claim submitted by a health
2 care provider, as defined in s. 146.81 (1).

3
4 ***b3041/1.4* SECTION 509jm.** 635.10 of the statutes is created to read:

5 **635.10 Uniform employee application.** Beginning no later than the first
6 day of the 13th month beginning after the effective date of this section [revisor
7 inserts date], every small employer insurer shall use the uniform employee
8 application form developed by the commissioner by rule under s. 601.41 (8) (b) when
9 a small employer applies for coverage under a group health benefit plan offered by
10 the small employer insurer.

11 ***-4548/2.241* *-3266/P1.141* SECTION 510.** 641.19 (4) (a) of the statutes is
12 amended to read:

13 641.19 (4) (a) Any person who wilfully violates or fails to comply with any
14 provision of this chapter or the rules promulgated thereunder or who, knowingly,
15 makes a false statement, a false representation of a material fact, or who fails to
16 disclose a material fact in any registration, examination, statement or report
17 required under this chapter or the rules promulgated thereunder, ~~may be fined not~~
18 ~~more than \$5,000 or imprisoned for not more than 7 years and 6 months or both is~~
19 guilty of a Class H felony.

20 ***-4548/2.242* *-3266/P1.142* SECTION 511.** 641.19 (4) (b) of the statutes is
21 amended to read:

22 641.19 (4) (b) Any person who embezzles, steals, or unlawfully and wilfully
23 abstracts or converts to his or her own use or to the use of another, any of the moneys,
24 funds, securities, premiums, credits, property, or other assets of any employee
25 welfare fund, or of any fund connected therewith, ~~shall be fined not more than~~

1 ~~\$10,000 or imprisoned for not more than 7 years and 6 months or both~~ is guilty of a
2 Class H felony.

3 ***b3052/1.16* SECTION 511bg.** 704.90 (9) of the statutes is amended to read:
4 704.90 (9) RULES. The department of ~~agriculture, trade and consumer~~
5 ~~protection~~ justice may promulgate rules necessary to carry out the purposes of this
6 section.

7 ***b3052/1.16* SECTION 511br.** 704.90 (11) (title) of the statutes is amended to
8 read:

9 704.90 (11) (title) DUTIES OF THE DEPARTMENT OF ~~AGRICULTURE, TRADE AND~~
10 ~~CONSUMER PROTECTION~~ JUSTICE.

11 ***b3052/1.16* SECTION 511bz.** 704.90 (11) (a) of the statutes is amended to
12 read:

13 704.90 (11) (a) Except as provided in par. (c), the department of ~~agriculture,~~
14 ~~trade and consumer protection~~ justice shall investigate alleged violations of this
15 section and rules promulgated under sub. (9). To facilitate its investigations, the
16 department may subpoena persons and records and may enforce compliance with the
17 subpoenas as provided in s. 885.12.

18 ***b3052/1.16* SECTION 511h.** 707.49 (4) of the statutes is amended to read:

19 707.49 (4) SURETY BOND AND OTHER OPTIONS. Instead of placing deposits in an
20 escrow account, a developer may obtain a surety bond issued by a company
21 authorized to do business in this state, an irrevocable letter of credit or a similar
22 arrangement, in an amount which at all times is not less than the amount of the
23 deposits otherwise subject to the escrow requirements of this section. The bond,
24 letter of credit or similar arrangement shall be filed with the department of
25 ~~agriculture, trade and consumer protection~~ justice and made payable to the

1 department of ~~agriculture, trade and consumer protection~~ justice for the benefit of
2 aggrieved parties.

3
4 ***b3052/1.16* SECTION 511k.** 707.57 (2) of the statutes is amended to read:

5 707.57 (2) DEPARTMENT OF ~~AGRICULTURE, TRADE AND CONSUMER PROTECTION~~
6 JUSTICE AUTHORITY. (a) The department of ~~agriculture, trade and consumer~~
7 ~~protection~~ justice, or any district attorney upon informing the department of
8 ~~agriculture, trade and consumer protection~~ justice, may commence an action in
9 circuit court in the name of the state to restrain by temporary or permanent
10 injunction any violation of this chapter. Before entry of final judgment, the court may
11 make such orders or judgments as may be necessary to restore to any person any
12 pecuniary loss suffered because of the acts or practices involved in the action if proof
13 of these acts or practices is submitted to the satisfaction of the court.

14 (b) The department of ~~agriculture, trade and consumer protection~~ justice may
15 conduct hearings, administer oaths, issue subpoenas and take testimony to aid in its
16 investigation of violations of this chapter.

17 ***b3052/1.16* SECTION 511p.** 707.57 (3) of the statutes is amended to read:

18 707.57 (3) PENALTY. Any person who violates this chapter shall be required to
19 forfeit not more than \$5,000 for each offense. Forfeitures under this subsection shall
20 be enforced by action on behalf of the state by the department of ~~agriculture, trade~~
21 ~~and consumer protection~~ justice or by the district attorney of the county where the
22 violation occurs.

23 ***-4548/2.243* *-0590/P5.28* SECTION 512.** 753.061 (2m) of the statutes is
24 amended to read:

1 753.061 **(2m)** The chief judge of the 1st judicial administrative district is
2 authorized to designate 4 circuit court branches to primarily handle violent crime
3 cases that involve a violation of s. 939.63, if a felony is committed while armed, and
4 of ss. 940.01 to 940.03, 940.05, 940.06, 940.225, 943.23 (1g), ~~(1m) and (1r)~~ and 943.32
5 (2). If the circuit court branches are designated under this subsection, 2 shall begin
6 to primarily handle violent crime cases on September 1, 1991, and 2 shall begin to
7 primarily handle violent crime cases on August 1, 1992.

8 ***b2900/2.25* SECTION 512m.** 758.19 (7) of the statutes, as affected by 2001
9 Wisconsin Act 16, is amended to read:

10 758.19 (7) The director of state courts shall adopt, revise biennially and submit
11 to the cochairpersons of the joint committee on information policy and technology, the
12 governor and the ~~department of electronic government~~ secretary of administration,
13 no later than September 15 of each even-numbered year, a strategic plan for the
14 utilization of information technology to carry out the functions of the courts and
15 judicial branch agencies, as defined in s. 16.70 (5). The plan shall address the
16 business needs of the courts and judicial branch agencies and shall identify all
17 resources relating to information technology which the courts and judicial branch
18 agencies desire to acquire, contingent upon funding availability, the priority for such
19 acquisitions and the justification for such acquisitions. The plan shall also identify
20 any changes in the functioning of the courts and judicial branch agencies under the
21 plan.

22 ***b3112/1.5* SECTION 512f.** 755.01 (4) of the statutes is amended to read:

23 755.01 (4) Two or more cities, towns or villages of this state may enter into an
24 agreement under s. 66.0301 for the joint exercise of the power granted under sub. (1),
25 except that for purposes of this subsection, any agreement under s. 66.0301 shall be

1 effected by the enactment of identical ordinances by each affected city, town or
2 village. Electors of each municipality entering into the agreement shall be eligible
3 to vote for the judge of the municipal court so established. If a municipality enters
4 into an agreement with a municipality that already has a municipal court, the
5 municipalities may provide by ordinance or resolution that the judge for the existing
6 municipal court shall serve as the judge for the joint court until the end of the term
7 or until a special election is held under s. 8.50 (4) (fm). Each municipality shall adopt
8 an ordinance or bylaw under sub. (1) prior to entering into the agreement. The
9 contracting municipalities need not be contiguous and need not all be in the same
10 county. The Upon entering into or discontinuing such an agreement, the contracting
11 municipalities shall notify each transmit a certified copy of the ordinance or bylaw
12 effecting or discontinuing the agreement to the appropriate filing officer under s.
13 11.02 (3e) when the joint court is created. When a municipal judge is elected under
14 this subsection, candidates shall be nominated by filing nomination papers under s.
15 8.10 (6) (bm), and shall register with the filing officer specified in s. 11.02 (3e).

16 *~~4548/2.244~~* *~~3266/P1.143~~* SECTION 513. 765.30 (1) (intro.) of the statutes
17 is amended to read:

18 765.30 (1) (intro.) The following ~~shall~~ may be fined not less than ~~\$200~~ nor more
19 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

20 *~~4548/2.245~~* *~~3266/P1.144~~* SECTION 514. 765.30 (2) (intro.) of the statutes
21 is amended to read:

22 765.30 (2) (intro.) The following ~~shall~~ may be fined not less than ~~\$100~~ nor more
23 than ~~\$1,000~~ \$10,000 or imprisoned for not more than ~~2 years~~ 9 months or both:

24 *~~b2892/3.2~~* SECTION 514c. 767.11 (8) (b) 2. of the statutes is amended to read:

1 767.11 (8) (b) 2. Interspousal battery as described under s. 940.19 or 940.20
2 (1m) or domestic abuse as defined in s. 813.12 (1) ~~(a)~~ (am).

3 ***b2892/3.2* SECTION 514f.** 767.11 (10) (e) 2. of the statutes is amended to read:

4 767.11 (10) (e) 2. There is evidence of interspousal battery as described under
5 s. 940.19 or 940.20 (1m) or domestic abuse as defined in s. 813.12 (1) ~~(a)~~ (am).

6 ***b2892/3.2* SECTION 514h.** 767.24 (1m) (b) of the statutes is amended to read:

7 767.24 (1m) (b) Where the parent lives currently and where the parent intends
8 to live during the next 2 years. If there is evidence that the other parent engaged in
9 interspousal battery, as described under s. 940.19 or 940.20 (1m), or domestic abuse,
10 as defined in s. 813.12 (1) ~~(a)~~ (am), with respect to the parent providing the parenting
11 plan, the parent providing the parenting plan is not required to disclose the specific
12 address but only a general description of where he or she currently lives and intends
13 to live during the next 2 years.

14 ***b2892/3.2* SECTION 514k.** 767.24 (1m) (c) of the statutes is amended to read:

15 767.24 (1m) (c) Where the parent works and the hours of employment. If there
16 is evidence that the other parent engaged in interspousal battery, as described under
17 s. 940.19 or 940.20 (1m), or domestic abuse, as defined in s. 813.12 (1) ~~(a)~~ (am), with
18 respect to the parent providing the parenting plan, the parent providing the
19 parenting plan is not required to disclose the specific address but only a general
20 description of where he or she works.

21 ***b2892/3.2* SECTION 514m.** 767.24 (1m) (o) of the statutes is amended to read:

22 767.24 (1m) (o) If there is evidence that either party engaged in interspousal
23 battery, as described under s. 940.19 or 940.20 (1m), or domestic abuse, as defined
24 in s. 813.12 (1) ~~(a)~~ (am), with respect to the other party, how the child will be

1 transferred between the parties for the exercise of physical placement to ensure the
2 safety of the child and the parties.

3 ***b2892/3.2* SECTION 514p.** 767.24 (2) (b) 2. c. of the statutes is amended to
4 read:

5 767.24 (2) (b) 2. c. The parties will not be able to cooperate in the future decision
6 making required under an award of joint legal custody. In making this finding the
7 court shall consider, along with any other pertinent items, any reasons offered by a
8 party objecting to joint legal custody. Evidence that either party engaged in abuse,
9 as defined in s. 813.122 (1) (a), of the child, as defined in s. 48.02 (2), or evidence of
10 interspousal battery, as described under s. 940.19 or 940.20 (1m), or domestic abuse,
11 as defined in s. 813.12 (1) (a) (am), creates a rebuttable presumption that the parties
12 will not be able to cooperate in the future decision making required.

13 ***b2892/3.2* SECTION 514s.** 767.24 (5) (i) of the statutes is amended to read:

14 767.24 (5) (i) Whether there is evidence of interspousal battery as described
15 under s. 940.19 or 940.20 (1m) or domestic abuse as defined in s. 813.12 (1) (a) (am).

16 ***-4548/2.246* SECTION 515.** 767.242 (8) of the statutes is amended to read:

17 767.242 (8) PENALTY. Whoever intentionally violates an injunction issued
18 under sub. (5) (b) 2. c. ~~may be fined not more than \$10,000 or imprisoned for not more~~
19 ~~than 2 years or both~~ is guilty of a Class I felony.

20 ***-4548/2.247* *-3266/P1.145* SECTION 516.** 768.07 of the statutes is
21 amended to read:

22 **768.07 Penalty.** Any person who violates any provision of this chapter may
23 be fined not less than ~~\$100~~ nor more than ~~\$1,000~~ \$10,000 or imprisoned for not more
24 than ~~2 years~~ 9 months or both.

25 ***b3052/1.17* SECTION 516g.** 779.41 (1m) of the statutes is amended to read:

1 779.41 **(1m)** Annually, on January 1, the department of ~~agriculture, trade and~~
2 ~~consumer protection justice~~ shall adjust the dollar amounts identified under sub. (1)
3 (intro.), (a), (b) and (c) 1. to 4. by the annual change in the consumer price index, as
4 determined under s. 16.004 (8) (e) 1., and publish the adjusted figures.

5 ***b3052/1.17* SECTION 516n.** 779.93 (title) of the statutes is amended to read:

6 **779.93** (title) **Duties of the department of ~~agriculture, trade and~~**
7 **~~consumer protection justice.~~**

8 ***b3052/1.17* SECTION 516p.** 779.93 (1) of the statutes is amended to read:

9 779.93 **(1)** The department of ~~agriculture, trade and consumer protection~~
10 ~~justice~~ shall investigate violations of this subchapter and attempts to circumvent
11 this subchapter. The department of ~~agriculture, trade and consumer protection~~
12 ~~justice~~ may subpoena persons and records to facilitate its investigations, and may
13 enforce compliance with such subpoenas as provided in s. 885.12.

14 ***b3052/1.17* SECTION 516r.** 779.93 (2) (intro.) of the statutes is amended to
15 read:

16 779.93 **(2)** (intro.) The department of ~~agriculture, trade and consumer~~
17 ~~protection justice~~ may ~~in on~~ behalf of the state or ~~in on~~ behalf of any person who holds
18 a prepaid maintenance lien:

19 ***-4548/2.248* *-3266/P1.146* SECTION 517.** 783.07 of the statutes is
20 amended to read:

21 **783.07 Fine or imprisonment.** Whenever a peremptory mandamus shall be
22 is directed to any public officer, body, board or person, commanding the performance
23 of any duty specially enjoined by law, ~~if it shall appear to the court that such and the~~
24 officer or person or any member of ~~such~~ the body or board has, without just excuse,
25 refused or neglected to perform the duty so enjoined ~~the court may impose a fine, not~~

1 ~~exceeding \$5,000, upon every such, the~~ officer, person or member of such ~~the~~ body or
2 ~~board, or sentence the officer, person or member to imprisonment for not more than~~
3 ~~7 years and 6 months~~ is guilty of a Class H felony.

4 ~~*-4548/2.249* *-2889/P3.11*~~ **SECTION 518.** 801.50 (5) of the statutes is
5 amended to read:

6 801.50 (5) Venue of an action for certiorari to review a probation, extended
7 supervision or parole revocation, a denial by a program review committee under s.
8 302.113 (9g) of a petition for modification of a bifurcated sentence, or a refusal of
9 parole ~~by certiorari~~ shall be the county in which the relator was last convicted of an
10 offense for which the relator was on probation, extended supervision or parole or for
11 which the relator is currently incarcerated.

12 ~~*-4548/2.250* *-2889/P3.12*~~ **SECTION 519.** 801.50 (5c) of the statutes is
13 created to read:

14 801.50 (5c) Venue of an action for certiorari brought by the department of
15 corrections under s. 302.113 (9) (d) or 302.114 (9) (d) to review a decision to not revoke
16 extended supervision shall be in the county in which the person on extended
17 supervision was convicted of the offense for which he or she is on extended
18 supervision.

19 ~~*b3118/2.10*~~ **SECTION 519m.** 806.04 (11m) of the statutes is created to read:

20 806.04 (11m) CAMPAIGN FINANCE REGISTRATION. Any person who proposes to
21 publish, disseminate, or broadcast, or causes to be published, disseminated, or
22 broadcast, any communication may commence a proceeding under this section to
23 determine the application to that person of a registration requirement under s. 11.05
24 (1), (2), or (2g).

1 ***b2892/3.3* SECTION 519mb.** 813.12 (1) (a) (intro.), 1., 2. and 3. of the statutes
2 are renumbered 813.12 (1) (am) (intro.), 1., 2. and 3., and 813.12 (1) (am) (intro.), as
3 renumbered, is amended to read:

4 813.12 (1) (am) (intro.) “Domestic abuse” means any of the following engaged
5 in by an adult family member or adult household member against another adult
6 family member or adult household member, by an adult caregiver against an adult
7 who is under the caregiver’s care, by an adult against his or her adult former spouse,
8 by an adult against an adult with whom the individual has or had a dating
9 relationship, or by an adult against an adult with whom the person has a child in
10 common:

11 ***b2892/3.3* SECTION 519mc.** 813.12 (1) (a) 4. of the statutes is renumbered
12 813.12 (1) (am) 6. and amended to read:

13 813.12 (1) (am) 6. A threat to engage in the conduct under subd. 1., 2. ~~or~~ 3., or
14 5.

15 ***b2892/3.3* SECTION 519md.** 813.12 (1) (ad) of the statutes is created to read:

16 813.12 (1) (ad) “Caregiver” means an individual who is a provider of in-home
17 or community care to an individual through regular and direct contact.

18 ***b2892/3.3* SECTION 519mf.** 813.12 (1) (ag) of the statutes is created to read:

19 813.12 (1) (ag) “Dating relationship” means a romantic or intimate social
20 relationship between 2 adult individuals but “dating relationship” does not include
21 a casual relationship or an ordinary fraternization between 2 individuals in a
22 business or social context. A court shall determine if a dating relationship existed
23 by considering the length of the relationship, the type of the relationship, and the
24 frequency of the interaction between the adult individuals involved in the
25 relationship.

1 ***b2892/3.3* SECTION 519mg.** 813.12 (1) (am) 5. of the statutes is created to
2 read:

3 813.12 (1) (am) 5. A violation of s. 943.01, involving property that belongs to
4 the individual.

5 ***b2892/3.3* SECTION 519mj.** 813.12 (1) (cg) of the statutes is created to read:
6 813.12 (1) (cg) “Reasonable grounds” means more likely than not that a specific
7 event has occurred or will occur.

8 ***b2892/3.3* SECTION 519mL.** 813.12 (1) (cj) of the statutes is created to read:
9 813.12 (1) (cj) “Regular and direct contact” means face-to-face physical
10 proximity to an individual that is planned, scheduled, expected, or periodic.

11 ***b2892/3.3* SECTION 519mm.** 813.12 (2) (a) of the statutes is amended to read:
12 813.12 (2) (a) No action under this section may be commenced by complaint and
13 summons. An action under this section may be commenced only by a petition
14 described under sub. (5) (a). The action commences with service of the petition upon
15 the respondent if a copy of the petition is filed before service or promptly after service.
16 If the judge or family court commissioner extends the time for a hearing under sub.
17 (3) (c) and the petitioner files an affidavit with the court stating that personal service
18 by the sheriff or a private server under s. 801.11 (1) (a) or (b) was unsuccessful
19 because the respondent is avoiding service by concealment or otherwise, the judge
20 or family court commissioner shall inform the petitioner that he or she may serve the
21 respondent by publication of a summary of the petition as a class 1 notice, under ch.
22 985, and by mailing or sending a facsimile if the respondent’s post-office address or
23 facsimile number is known or can with due diligence be ascertained. The mailing or
24 sending of a facsimile may be omitted if the post-office address or facsimile number
25 cannot be ascertained with due diligence. A summary of the petition published as

1 a class 1 notice shall include the name of the respondent and of the petitioner, notice
2 of the temporary restraining order, and notice of the date, time, and place of the
3 hearing regarding the injunction.

4 *b2892/3.3* **SECTION 519mn.** 813.12 (3) (a) (intro.) of the statutes is amended
5 to read:

6 813.12 (3) (a) (intro.) A judge or family court commissioner shall issue a
7 temporary restraining order ordering the respondent to refrain from committing acts
8 of domestic abuse against the petitioner, to avoid the petitioner's residence, except
9 as provided in par. (am), or any ~~premises~~ other location temporarily occupied by the
10 petitioner or both, or to avoid contacting or causing any person other than a party's
11 attorney or a law enforcement officer to contact the petitioner unless the petitioner
12 consents in writing, or any combination of these remedies requested in the petition,
13 or any other appropriate remedy not inconsistent with the remedies requested in the
14 petition, if all of the following occur:

15 *b2892/3.3* **SECTION 519mo.** 813.12 (3) (a) 2. of the statutes is amended to
16 read:

17 813.12 (3) (a) 2. The judge or family court commissioner finds reasonable
18 grounds to believe that the respondent has engaged in, or based on prior conduct of
19 the petitioner and the respondent may engage in, domestic abuse of the petitioner.

20 (aj) In determining whether to issue a temporary restraining order, the judge
21 or family court commissioner shall consider the potential danger posed to the
22 petitioner and the pattern of abusive conduct of the respondent but may not base his
23 or her decision solely on the length of time since the last domestic abuse or the length
24 of time since the relationship ended. The judge or family court commissioner may
25 grant only the remedies requested or approved by the petitioner. The judge or family

1 court commissioner may not dismiss or deny granting a temporary restraining order
2 because of the existence of a pending action or of any other court order that bars
3 contact between the parties, nor due to the necessity of verifying the terms of an
4 existing court order.

5 ***b2892/3.3* SECTION 519mp.** 813.12 (3) (c) of the statutes is amended to read:

6 813.12 (3) (c) The temporary restraining order is in effect until a hearing is held
7 on issuance of an injunction under sub. (4). The temporary restraining order is not
8 voided if the respondent is admitted into a dwelling that the order directs him or her
9 to avoid. A judge or family court commissioner shall hold a hearing on issuance of
10 an injunction within 7 14 days after the temporary restraining order is issued, unless
11 the time is extended upon the written consent of the parties or extended once for 14
12 days upon a finding that the respondent has not been served with a copy of the
13 temporary restraining order although the petitioner has exercised due diligence.

14 ***b2892/3.3* SECTION 519mq.** 813.12 (4) (a) (intro.) of the statutes is amended
15 to read:

16 813.12 (4) (a) (intro.) A judge or family court commissioner may grant an
17 injunction ordering the respondent to refrain from committing acts of domestic abuse
18 against the petitioner, to avoid the petitioner's residence, except as provided in par.
19 (am), or any ~~premises~~ other location temporarily occupied by the petitioner or both,
20 or to avoid contacting or causing any person other than a party's attorney or a law
21 enforcement officer to contact the petitioner unless the petitioner consents to that
22 contact in writing, or any combination of these remedies requested in the petition,
23 or any other appropriate remedy not inconsistent with the remedies requested in the
24 petition, if all of the following occur:

1 ***b2892/3.3* SECTION 519mr.** 813.12 (4) (a) 2. of the statutes is amended to
2 read:

3 813.12 (4) (a) 2. The petitioner serves upon the respondent a copy or summary
4 of the petition and notice of the time for hearing on the issuance of the injunction,
5 or the respondent serves upon the petitioner notice of the time for hearing on the
6 issuance of the injunction.

7 ***b2892/3.3* SECTION 519ms.** 813.12 (4) (a) 3. of the statutes is amended to
8 read:

9 813.12 (4) (a) 3. After hearing, the judge or family court commissioner finds
10 reasonable grounds to believe that the respondent has engaged in, or based upon
11 prior conduct of the petitioner and the respondent may engage in, domestic abuse of
12 the petitioner.

13 (a) In determining whether to issue an injunction, the judge or family court
14 commissioner shall consider the potential danger posed to the petitioner and the
15 pattern of abusive conduct of the respondent but may not base his or her decision
16 solely on the length of time since the last domestic abuse or the length of time since
17 the relationship ended. The judge or family court commissioner may grant only the
18 remedies requested by the petitioner. The judge or family court commissioner may
19 not dismiss or deny granting an injunction because of the existence of a pending
20 action or of any other court order that bars contact between the parties, nor due to
21 the necessity of verifying the terms of an existing court order.

22 ***b2892/3.3* SECTION 519mt.** 813.12 (4) (c) 1. of the statutes is amended to
23 read:

24 813.12 (4) (c) 1. An injunction under this subsection is effective according to its
25 terms, for the period of time that the petitioner requests, but not more than 24 years.

1 An injunction granted under this subsection is not voided if the petitioner allows or
2 initiates contact with the respondent or by the admittance of the respondent into a
3 dwelling that the injunction directs him or her to avoid.

4 *b2892/3.3* SECTION 519mu. 813.12 (4) (c) 2. of the statutes is amended to
5 read:

6 813.12 (4) (c) 2. When an injunction granted for less than 2 4 years expires, the
7 court shall extend the injunction if the petitioner states that an extension is
8 necessary to protect him or her. This extension shall remain in effect until 2 4 years
9 after the date the court first entered the injunction.

10 *b2892/3.3* SECTION 519mv. 813.12 (5) (d) of the statutes is created to read:

11 813.12 (5) (d) A petition may be prepared and filed by the person who alleges
12 that he or she has been the subject of domestic abuse or by the guardian, as defined
13 in s. 880.01 (3), of an incompetent individual, as defined in s. 880.01 (4), who has been
14 the subject of domestic abuse.

15 *b2892/3.3* SECTION 519mw. 813.12 (5m) of the statutes is created to read:

16 813.12 (5m) CONFIDENTIALITY OF VICTIM'S ADDRESS. The petition under sub. (5)
17 and the court order under sub. (3) or (4) shall not disclose the address of the alleged
18 victim.

19 *b2892/3.3* SECTION 519mx. 813.12 (6) (d) of the statutes is created to read:

20 813.12 (6) (d) The issuance of an order under s. 813.12 (3) or (4) is enforceable
21 despite the existence of any other criminal or civil order restricting or prohibiting
22 contact.

23 *b2892/3.3* SECTION 519my. 813.12 (7) (c) of the statutes is created to read:

24 813.12 (7) (c) A respondent who does not appear at a hearing at which the court
25 orders an injunction under s. 813.12 (4) but who has been served with a copy of the

1 petition and notice of the time for hearing under s. 813.12 (3) has constructive
2 knowledge of the existence of the injunction and shall be arrested for violation of the
3 injunction regardless of whether he or she has been served with a copy of the
4 injunction.

5 ***b2892/3.3* SECTION 519mz.** 814.61 (1) (e) of the statutes is amended to read:

6 814.61 (1) (e) No fee charged under this subsection in any action commenced
7 under s. 813.122, 813.123, or 813.125 may be collected from a petitioner under s.
8 813.122, 813.123, or 813.125 if the petition alleges conduct that is the same as or
9 similar to conduct that is prohibited by s. 940.32 or that is listed in s. 813.12 (1) (a)
10 (am) 1. to 4. 6. If no fee is collected under this paragraph, the fee charged under this
11 subsection for petitions filed and granted under s. 813.122, 813.123, or 813.125 shall
12 be collected from the respondent under s. 813.122, 813.123, or 813.125 if he or she
13 is convicted of violating a temporary restraining order or injunction issued under s.
14 813.122 (4) or (5), 813.123 (4) or (5), or 813.125 (3) or (4).

15 ***-4532/2.1* SECTION 520.** 814.634 (1) (a) of the statutes is amended to read:

16 814.634 (1) (a) Except for an action for a safety belt use violation under s.
17 347.48 (2m), the clerk of circuit court shall charge and collect a \$40 ~~\$52~~ court support
18 services fee from any person, including any governmental unit as defined in s. 108.02
19 (17), paying a fee under s. 814.61 (1) (a), (3), or (8) (am) or 814.63 (1).

20 ***-4532/2.2* SECTION 521.** 814.634 (1) (b) of the statutes is amended to read:

21 814.634 (1) (b) Notwithstanding par. (a), the clerk of circuit court shall charge
22 and collect a ~~\$100~~ \$130 court support services fee from any person, including any
23 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.61 (1) (a) or
24 (3) or 814.62 (1) or (2), if the party paying the fee seeks the recovery of money and
25 the amount claimed exceeds the amount under s. 799.01 (1) (d).

1 *~~4532/2.3~~* SECTION 522. 814.634 (1) (c) of the statutes is amended to read:
2 814.634 (1) (c) Notwithstanding par. (a), the clerk of circuit court shall charge
3 and collect a \$~~30~~ \$39 court support services fee from any person, including any
4 governmental unit as defined in s. 108.02 (17), paying a fee under s. 814.62 (3) (a) or
5 (b), or paying a fee under s. 814.61 (1) (a) or (3) or 814.62 (1) or (2) if the party paying
6 the fee seeks the recovery of money and the amount claimed is equal to or less than
7 the amount under s. 799.01 (1) (d).

8 *~~b2892/3.4~~* SECTION 523c. 814.70 (1) of the statutes is amended to read:

9 814.70 (1) SERVICE OF PROCESS. For each service or attempted service of a
10 summons or any other process for commencement of an action, a writ, an order of
11 injunction, a subpoena, or any other order, \$12 for each defendant or person. If there
12 is more than one defendant or person to be served at a given address, \$6 for each
13 additional defendant or person. No fee charged under this subsection in any action
14 commenced under s. 813.12, 813.122, or 813.123 may be collected from a petitioner
15 under s. 813.12, 813.122, or 813.123. The fee charged under this subsection in any
16 action commenced under s. 813.12, 813.122, 813.123, or 813.125 shall be collected
17 from the respondent under s. 813.12, 813.122, or 813.123 if he or she is convicted of
18 violating a temporary restraining order or injunction issued under s. 813.12 (3) or (4),
19 813.122 (4) or (5), 813.123 (4) or (5), or 813.125 (3) or (4). No fee charged under this
20 subsection in any action commenced under s. 813.125 may be collected from a
21 petitioner under s. 813.125 if the petition alleges conduct that is the same as or
22 similar to conduct that is prohibited by s. 940.32 or that is listed in s. 813.12 (1) (a)
23 (am) 1. to ~~4.~~ 6. If no fee is collected under this subsection from a petitioner under
24 s. 813.125, the fee charged under this subsection in any action commenced under s.
25 813.125 shall be collected from the respondent under s. 813.125 if he or she is