

1 trunk and connecting highways, including the railroad and utility alteration and
2 relocation loan program under s. 84.065, and the disadvantaged business
3 demonstration and training program under s. 84.076, for such purposes. This
4 paragraph does not apply to major development of any southeast Wisconsin freeway,
5 as defined in s. 84.014 (1) (e).

6 *b3103/1.1* SECTION 36mg. 20.395 (3) (bx) of the statutes is amended to read:

7 20.395 (3) (bx) *Major highway development, federal funds.* All moneys received
8 from the federal government for major development of state trunk and connecting
9 highways and the disadvantaged business demonstration and training program
10 under s. 84.076, for such purposes. This paragraph does not apply to major
11 development of any southeast Wisconsin freeway, as defined in s. 84.014 (1) (e).

12 *b3103/1.1* SECTION 36mh. 20.395 (3) (cq) of the statutes, as affected by 2001
13 Wisconsin Act 16, is amended to read:

14 20.395 (3) (cq) *State highway rehabilitation, state funds.* As a continuing
15 appropriation, the amounts in the schedule for improvement of existing state trunk
16 and connecting highways; for improvement of bridges on state trunk or connecting
17 highways and other bridges for which improvement is a state responsibility, for
18 necessary approach work for such bridges and for replacement of such bridges with
19 at-grade crossing improvements; for the construction and rehabilitation of the
20 national system of interstate and defense highways and bridges and related
21 appurtenances; for special maintenance activities under s. 84.04 on roadside
22 improvements; for bridges under s. 84.10; for payment to a local unit of government
23 for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged business
24 demonstration and training program under s. 84.076; for the transfers required
25 under 1999 Wisconsin Act 9, section 9250 (1); and for the purposes described under

1 1999 Wisconsin Act 9, section 9150 (8g), and 2001 Wisconsin Act 16, section 9152 (4e).
2 This paragraph does not apply to any southeast Wisconsin freeway rehabilitation
3 projects under s. 84.014, or to the installation, replacement, rehabilitation, or
4 maintenance of highway signs, traffic control signals, highway lighting, pavement
5 markings, or intelligent transportation systems, unless incidental to the
6 improvement of existing state trunk and connecting highways.

7 ***b3103/1.1* SECTION 36mi.** 20.395 (3) (cv) of the statutes is amended to read:
8 20.395 (3) (cv) *State highway rehabilitation, local funds.* All moneys received
9 from any local unit of government or other source for the specific information sign
10 program under s. 86.195; for improvement of existing state trunk and connecting
11 highways; for improvement of bridges on state trunk or connecting highways and
12 other bridges for which improvement is a state responsibility, for necessary approach
13 work for such bridges and for replacement of such bridges with at-grade crossing
14 improvements; for the construction and rehabilitation of the national system of
15 interstate and defense highways and bridges and related appurtenances; for special
16 maintenance activities under s. 84.04 on roadside improvements; for the railroad
17 and utility alteration and relocation loan program under s. 84.065; and for the
18 disadvantaged business demonstration and training program under s. 84.076, for
19 such purposes. This paragraph does not apply to any southeast Wisconsin freeway
20 rehabilitation projects under s. 84.014.

21 ***b3103/1.1* SECTION 36mj.** 20.395 (3) (cx) of the statutes is amended to read:
22 20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys
23 received from the federal government for improvement of existing state trunk and
24 connecting highways; for improvement of bridges on state trunk or connecting
25 highways and other bridges for which improvement is a state responsibility, for

1 necessary approach work for such bridges and for replacement of such bridges with
2 at-grade crossing improvements; for the construction and rehabilitation of the
3 national system of interstate and defense highways and bridges and related
4 appurtenances; for special maintenance activities under s. 84.04 on roadside
5 improvements; and for the disadvantaged business demonstration and training
6 program under s. 84.076, for such purposes. This paragraph does not apply to any
7 southeast Wisconsin freeway rehabilitation projects under s. 84.014.

8 *b3066/1.2* **SECTION 36mk.** 20.395 (6) (at) of the statutes is created to read:
9 20.395 (6) (at) *Principal repayment and interest, major highway and*
10 *rehabilitation projects, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u)
11 for the payment of principal and interest costs incurred in financing major highway
12 and rehabilitation projects, as provided under s. 84.555.

13 *b2951/1.2* **SECTION 37m.** 20.410 (1) (gv) of the statutes is created to read:
14 20.410 (1) (gv) *Inmate visitor transportation.* The amounts in the schedule for
15 providing transportation to persons visiting inmates in state prisons. All moneys
16 received as fees under s. 301.205 (1) (b) 1. from persons to whom such transportation
17 is provided shall be credited to this appropriation account.

18 *b2391/1.2* **SECTION 37n.** 20.435 (1) (e) of the statutes is created to read:
19 20.435 (1) (e) *Public health emergency.* A sum sufficient to defray all expenses
20 necessary to respond to a state of emergency related to public health only if the
21 governor declares such an emergency and designates the department of health and
22 family services as the lead state agency to respond to the emergency under s. 166.03
23 (1) (b) 1.

24 *b2863/1.1* **SECTION 38r.** 20.435 (4) (iL) of the statutes, as created by 2001
25 Wisconsin Act 16, is repealed.

1 ***-4705/1.1*** **SECTION 40.** 20.436 (1) (b) of the statutes is created to read:

2 20.436 (1) (b) *Annual transfer from general fund.* Annually, beginning on June
3 15, 2004, a sum sufficient to be transferred to the tobacco control fund equal to
4 \$25,000,000, less the amount transferred from the permanent endowment fund
5 under s. 13.101 (16) (b) in that year.

6 ***-4663/1.1*** **SECTION 41.** 20.445 (3) (md) of the statutes, as affected by 2001
7 Wisconsin Act 16, is amended to read:

8 20.445 (3) (md) *Federal block grant aids.* The amounts in the schedule, less
9 the amounts withheld under s. 49.143 (3), for aids to individuals or organizations and
10 to be transferred to the appropriation accounts under ss. 20.255 (2) (kh), and (kp),
11 20.433 (1) (k), 20.434 (1) (kp) and (ky), 20.435 (3) (kc), (kd), (km), and (ky), (5) (ky),
12 (7) (ky), and (8) (kx), 20.465 (4) (k), and 20.835 (2) (kf). All block grant moneys
13 received for these purposes from the federal government or any of its agencies, all
14 moneys transferred under 2001 Wisconsin Act (this act), section 9223 (17), from
15 the appropriation account under s. 20.435 (7) (o), and all moneys recovered under s.
16 49.143 (3) shall be credited to this appropriation account.

17 ***b3052/1.4*** **SECTION 41g.** 20.455 (1) (title) of the statutes is amended to read:

18 20.455 (1) (title) LEGAL AND REGULATORY SERVICES.

19 ***b3052/1.4*** **SECTION 41k.** 20.455 (1) (g) of the statutes is created to read:

20 20.455 (1) (g) *Consumer protection, information, and education.* The amounts
21 in the schedule for consumer protection and consumer information and education.
22 All moneys received under s. 100.261 (3) (d) shall be credited to this appropriation
23 account, subject to the limit under s. 100.261 (3) (e).

24 ***b2372/2.1*** **SECTION 41m.** 20.455 (1) (gh) of the statutes is repealed.

25 ***b3052/1.4*** **SECTION 41mp.** 20.455 (1) (j) of the statutes is created to read:

1 20.455 (1) (j) *Telephone solicitation regulation.* All moneys received from
2 telephone solicitor registration and registration renewal fees paid under the rules
3 promulgated under s. 100.52 (3) (a) for establishing and maintaining the
4 nonsolicitation directory under s. 100.52 (2).

5 ***b2854/1.2* SECTION 41n.** 20.455 (2) (cr) of the statutes is created to read:

6 20.455 (2) (cr) *Automated fingerprint identification system grant.* The amounts
7 in the schedule for a grant to a law enforcement agency under 2001 Wisconsin Act
8 (this act), section 9131 (2x), for an automated fingerprint identification system
9 work station and for installation of a Badgernet line.

10 ***b2854/1.2* SECTION 41nb.** 20.455 (2) (cr) of the statutes, as created by 2001
11 Wisconsin Act (this act), is repealed.

12 ***b2260/3.1* SECTION 41r.** 20.455 (2) (fm) of the statutes, as affected by 2001
13 Wisconsin Act 16, is repealed.

14 ***b2391/1.3* SECTION 42x.** 20.465 (3) (e) of the statutes is amended to read:

15 20.465 (3) (e) *Disaster recovery aid.* A sum sufficient to pay the state share of
16 grants to individuals ~~and~~, to make payments to local governments as defined in 42
17 USC 5122 (6) under federal disaster recovery programs as authorized in s. 166.03 (2)
18 (b) 8., and to defray all expenses necessary to respond to a state of emergency related
19 to public health declared under s. 166.03 (1) (b) 1. if the department of health and
20 family services is not designated as the lead state agency.

21 ***b2296/2.2* SECTION 43c.** 20.465 (4) (c) of the statutes is renumbered 20.465
22 (4) (ka) and amended to read:

23 20.465 (4) (ka) *Youth Challenge program; public instruction funds.* The
24 ~~amounts in the schedule~~ All moneys received from the department of public

1 instruction under s. 121.095, for the operation of the Youth Challenge program under
2 s. 21.26.

3 ***b2900/2.12* SECTION 44b.** 20.505 (1) (im) of the statutes, as affected by 2001
4 Wisconsin Act 16, is amended to read:

5 20.505 (1) (im) *Services to nonstate governmental units.* The amounts in the
6 schedule to provide services and to repurchase inventory items that are provided
7 primarily to purchasers other than state agencies and to transfer to the
8 appropriation account under par. (kc) the amounts received from school districts
9 under s. 16.85 (15). All moneys received from the sale of services, other than services
10 provided under par. (is), and inventory items which are provided primarily to
11 purchasers other than state agencies shall be credited to this appropriation account.

12 ***b2900/2.12* SECTION 44bd.** 20.505 (1) (is) of the statutes is created to read:

13 20.505 (1) (is) *Information technology and telecommunications services;*
14 *nonstate entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.971 (14),
15 and 44.73 (2) (d), to provide computer services, telecommunications services, and
16 supercomputer services to state authorities, units of the federal government, local
17 governmental units, and entities in the private sector, the amounts in the schedule.

18 ***b2900/2.12* SECTION 44bL.** 20.505 (1) (it) of the statutes is created to read:

19 20.505 (1) (it) *Electronic communications services; nonstate entities.* From the
20 source specified in s. 16.971 (15), to provide electronic communications services to
21 state authorities, units of the federal government, local governmental units, and
22 entities in the private sector, the amounts in the schedule.

23 ***b2900/2.12* SECTION 44bp.** 20.505 (1) (kg) of the statutes is created to read:

1 20.505 (1) (kg) *Electronic communications services; state agencies.* From the
2 source specified in s. 16.971 (15), to provide electronic communications services to
3 state agencies, the amounts in the schedule.

4 ***b2900/2.12* SECTION 44c.** 20.505 (1) (kL) of the statutes is created to read:

5 20.505 (1) (kL) *Printing, mail processing, and information technology*
6 *processing services to agencies.* From the sources specified in ss. 16.972 and 16.973,
7 to provide printing, mail processing, and information technology processing services
8 to state agencies, the amounts in the schedule.

9 ***b2900/2.12* SECTION 44ce.** 20.505 (1) (kr) of the statutes is created to read:

10 20.505 (1) (kr) *Information technology development and management services.*
11 From the source specified in s. 16.971 (11), to provide information technology
12 development and management services to executive branch agencies under s.
13 16.971, the amounts in the schedule.

14 ***b2280/2.2* SECTION 44d.** 20.505 (1) (md) of the statutes is amended to read:

15 20.505 (1) (md) *Oil overcharge restitution funds.* All federal moneys received
16 as oil overcharge funds, as defined in s. 14.065 (1), for expenditure under proposals
17 approved by the joint committee on finance under s. 14.065, and for transfers under
18 1993 Wisconsin Act 16, section 9201 (1z), ~~and for allocation under 1999 Wisconsin~~
19 ~~Act 113, section 32 (7).~~

20 ***-4548/2.15* *-3361/P2.6* SECTION 47.** 20.505 (4) (dr) of the statutes is
21 created to read:

22 20.505 (4) (dr) *Sentencing commission.* The amounts in the schedule for the
23 general program operations of the sentencing commission. No money may be
24 encumbered from the appropriation under this paragraph after December 31, 2007.

1 *~~4548/2.16~~* *~~3361/P2.7~~* SECTION 48. 20.505 (4) (mr) of the statutes is
2 created to read:

3 20.505 (4) (mr) *Sentencing commission; federal aid.* All moneys received as
4 federal aid as authorized by the governor under s. 16.54 to carry out the purposes for
5 which the aid is provided. No money may be encumbered from the appropriation
6 under this paragraph after December 31, 2007.

7 *b2900/2.13* SECTION 50m. 20.505 (6) (j) 12. of the statutes, as affected by
8 2001 Wisconsin Act 16, is amended to read:

9 20.505 (6) (j) 12. The amount transferred to s. ~~20.530 sub.~~ (1) (kq) shall be the
10 amount in the schedule under s. ~~20.530 sub.~~ (1) (kq).

11 *~~4528/P1.3~~* SECTION 51. 20.505 (7) (b) (title) of the statutes is amended to
12 read:

13 20.505 (7) (b) (title) *Housing grants and loans; general purpose revenue.*

14 *~~4528/P1.4~~* SECTION 52. 20.505 (7) (j) of the statutes is created to read:

15 20.505 (7) (j) *Housing grants and loans; surplus transfer.* Biennially, the
16 amounts in the schedule for grants and loans under s. 16.33 and for grants under s.
17 16.336. All moneys received from the Wisconsin Housing and Economic
18 Development Authority under s. 234.165 (3) shall be credited to this appropriation
19 account.

20 *b2268/1.2* SECTION 52c. 20.505 (7) (j) of the statutes, as created by 2001
21 Wisconsin Act ... (this act), is repealed.

22 *b2258/1.1* SECTION 52g. 20.505 (8) (b) of the statutes, as created by 2001
23 Wisconsin Act 16, is repealed.

24 *b3118/2.7* SECTION 52gj. 20.510 (1) (q) of the statutes is amended to read:

1 20.510 (1) (q) *Wisconsin election campaign fund.* As a continuing
2 appropriation, from the Wisconsin election campaign fund, the moneys determined
3 under s. 11.50 to provide for payments to eligible candidates whose names are
4 certified under s. 7.08 (2) (c) and (cm) and to provide for public information as
5 authorized under s. 11.50 (2m).

6 ***b3053/3.1* SECTION 52gm.** 20.515 (2) (g) of the statutes is amended to read:

7 20.515 (2) (g) *Private employer health care coverage plan.* All moneys received
8 under subch. X of ch. 40 from employers who elect to participate in the private
9 employer health care coverage program under subch. X of ch. 40 and from any other
10 person under s. 40.98 (2) (h), for the costs of designing, marketing, and contracting
11 for or providing administrative services for the program and for lapsing to the
12 general fund the amounts required under s. 40.98 (6m).

13 ***b2900/2.14* SECTION 52h.** 20.530 (intro.) of the statutes, as created by 2001
14 Wisconsin Act 16, is repealed.

15 ***b2900/2.14* SECTION 52i.** 20.530 (1) (title) of the statutes, as created by 2001
16 Wisconsin Act 16, is repealed.

17 ***b2900/2.14* SECTION 52j.** 20.530 (1) (g) of the statutes, as created by 2001
18 Wisconsin Act 16, is repealed.

19 ***b2900/2.14* SECTION 52k.** 20.530 (1) (ir) of the statutes, as affected by 2001
20 Wisconsin Act 16, is renumbered 20.505 (1) (ir).

21 ***b2900/2.14* SECTION 52L.** 20.530 (1) (ja) of the statutes, as affected by 2001
22 Wisconsin Act 16, is renumbered 20.505 (1) (ja).

23 ***b2900/2.14* SECTION 52Lb.** 20.530 (1) (ke) of the statutes, as affected by 2001
24 Wisconsin Act 16, is renumbered 20.505 (1) (ke) and amended to read:

1 20.505 (1) (ke) *Telecommunications services; state agencies; veterans services.*

2 The amounts in the schedule to provide telecommunications services to state
3 agencies and to provide veterans services under s. ~~22.07~~ 16.973 (9). All moneys
4 received from the provision of telecommunications services to state agencies under
5 ss. ~~22.05 and 22.07~~ 16.972 and 16.973 or under s. 44.73 (2) (d), other than moneys
6 received and disbursed under par. (kL) and s. 20.225 (1) (kb), shall be credited to this
7 appropriation account.

8 ***b2900/2.14* SECTION 52Lc.** 20.530 (1) (kp) of the statutes, as affected by 2001
9 Wisconsin Act 16, is renumbered 20.505 (1) (kp) and amended to read:

10 20.505 (1) (kp) *Interagency assistance; justice information systems.* The
11 amounts in the schedule for the development and operation of automated justice
12 information systems under s. ~~22.03~~ 16.971 (9). All moneys transferred from the
13 appropriation accounts under s. ~~20.505 sub.~~ (6) (kt) and (m) shall be credited to this
14 appropriation account.

15 ***b2900/2.14* SECTION 52Ld.** 20.530 (1) (kq) of the statutes, as affected by 2001
16 Wisconsin Act 16, is renumbered 20.505 (1) (kq) and amended to read:

17 20.505 (1) (kq) *Justice information systems development, operation and*
18 *maintenance.* The amounts in the schedule for the purpose of developing, operating
19 and maintaining automated justice information systems under s. ~~22.03~~ 16.971 (9).
20 All moneys transferred from the appropriation account under s. ~~20.505 sub.~~ (6) (j) 12.
21 shall be credited to this appropriation account.

22 ***b2900/2.14* SECTION 52Ldb.** 20.530 (1) (m) of the statutes, as created by 2001
23 Wisconsin Act 16, is repealed.

24 ***b2384/1.1* SECTION 52Li.** 20.566 (1) (h) of the statutes, as affected by 2001
25 Wisconsin Act 16, is amended to read:

1 20.566 (1) (h) *Debt collection*. From moneys received from the collection of
2 debts owed to state agencies under ss. 71.93 and 565.30 (5), from the collection of
3 unpaid fines, forfeitures, costs, assessments, surcharges, and restitution payments
4 under s. 565.30 (5r) (b), from the collection of fees under s. 73.03 (52), and from
5 moneys received from the collection of debts owed to municipalities and counties
6 under s. 71.935, the amounts in the schedule to pay the administrative expenses of
7 the department of revenue for the collection of those debts, fines, forfeitures, costs,
8 assessments, surcharges, fees, and restitution payments. Notwithstanding s. 20.001
9 (3) (a), at the end of the fiscal year the unencumbered balance of this appropriation
10 account lapses to the general fund.

11 ***b2385/1.1* SECTION 52Lk.** 20.566 (1) (hn) of the statutes is created to read:

12 20.566 (1) (hn) *Collections under the multistate tax commission audit program*.
13 From moneys received from the amounts assessed under the multistate tax
14 commission audit program as provided under s. 73.03 (28d), a sum sufficient to pay
15 the fees necessary to participate in the multistate tax commission audit program.

16 ***b2338/2.2* SECTION 52m.** 20.765 (4) of the statutes is created to read:

17 20.765 (4) **CAPITOL OFFICES RELOCATION.** (a) *Capitol offices relocation costs*.
18 Biennially, the amounts in the schedule for office relocation costs related to the
19 assembly, senate, and legislative service agencies. Expenditures from this
20 appropriation may be made only with the approval of the cochairpersons of the joint
21 committee on legislative organization.

22 ***-4462/4.1* SECTION 53.** 20.835 (1) (b) of the statutes is amended to read:

23 20.835 (1) (b) *Small municipalities shared revenue*. A sum sufficient to make
24 the payments under s. 79.03 (3c). No moneys may be encumbered or expended from
25 this appropriation after December 31, 2004.

1 *~~4462/4.2~~* **SECTION 54.** 20.835 (1) (c) of the statutes is amended to read:

2 20.835 (1) (c) *Expenditure restraint program account.* A sum sufficient to make
3 the payments under s. 79.05. No moneys may be encumbered or expended from this
4 appropriation after December 31, 2004.

5 *~~4462/4.3~~* **SECTION 55.** 20.835 (1) (d) of the statutes is amended to read:

6 20.835 (1) (d) *Shared revenue account.* A sum sufficient to meet the
7 requirements of the shared revenue account established under s. 79.01 (2) to provide
8 for the distributions from the shared revenue account to counties, towns, villages,
9 and cities under ss. 79.03, 79.04, and 79.06. No moneys may be encumbered or
10 expended from this appropriation after December 31, 2004.

11 *~~b2339/2.2~~* **SECTION 55b.** 20.835 (1) (db) of the statutes is created to read:

12 20.835 (1) (db) *County and municipal aid account.* Beginning in 2004, a sum
13 sufficient to make payments to counties, towns, villages, and cities under ss. 79.035
14 and 79.036.

15 *~~4462/4.4~~* **SECTION 56.** 20.835 (1) (f) of the statutes is amended to read:

16 20.835 (1) (f) *County mandate relief account.* A sum sufficient to make the
17 payments to counties under s. 79.058. No moneys may be encumbered or expended
18 from this appropriation after December 31, 2004.

19 *~~b3053/3.2~~* **SECTION 57b.** 20.855 (1) (ch) of the statutes is created to read:

20 20.855 (1) (ch) *Payment to reimburse loan to general fund from the office of the*
21 *commissioner of insurance.* A sum sufficient to repay the loan to the general fund
22 under s. 601.34, but not to exceed the sum of the following:

23 1. The amounts lapsed to the general fund from the appropriation account
24 under s. 20.515 (2) (a) at the end of the 2001–03 fiscal biennium.

1 2. The amounts lapsed to the general fund from the appropriation account
2 under s. 20.515 (2) (g), as determined under s. 40.98 (6m).

3 3. Any amount that is needed to repay all principle and interest costs on the
4 loan to the general fund under s. 601.34 and that exceeds the amounts identified in
5 subds. 1. and 2.

6 *~~4459/3.1~~* **SECTION 58.** 20.855 (4) (f) of the statutes is amended to read:

7 20.855 (4) (f) *Supplemental title fee matching.* From the general fund, a sum
8 sufficient equal to the amount of supplemental title fees collected under ss. 101.9208
9 (1) (dm) and 342.14 (3m), as determined under s. 85.037, less \$555,000, to be
10 transferred to the environmental fund on October 1 annually.

11 *~~4550/8.2~~* **SECTION 59.** 20.855 (4) (rb) of the statutes is created to read:

12 20.855 (4) (rb) *Shared revenue payment.* From the permanent endowment
13 fund, a sum sufficient to make the payments under s. 79.02 (3).

14 *~~4550/8.3~~* **SECTION 60.** 20.855 (4) (rb) of the statutes, as created by 2001
15 Wisconsin Act (this act), is repealed.

16 *~~4550/8.4~~* **SECTION 61.** 20.855 (4) (rh) of the statutes, as created by 2001
17 Wisconsin Act 16, is amended to read:

18 20.855 (4) (rh) *Annual transfer from permanent endowment fund to general*
19 *fund.* From the permanent endowment fund, to be transferred to the general fund,
20 a sum sufficient equal to the amount that is required to be transferred to the general
21 fund under s. 13.101 (16).

22 *~~4691/3.2~~* **SECTION 63.** 20.855 (4) (v) of the statutes is created to read:

23 20.855 (4) (v) *Transfers to general fund; 2001–02 and 2002–03 fiscal years.*
24 From the transportation fund, the amounts in the schedule to be transferred to the
25 general fund.

1 *~~4691/3.3~~* **SECTION 64.** 20.855 (4) (v) of the statutes, as created by 2001
2 Wisconsin Act (this act), is repealed.

3 ***b2910/1.1*** **SECTION 64g.** 20.865 (4) (k) of the statutes, as created by 2001
4 Wisconsin Act 16, is amended to read:

5 20.865 (4) (k) *Public assistance programs supplementation.* All moneys
6 transferred under 2001 Wisconsin Act 16, section 9258 (2w), to supplement
7 appropriations, as provided in s. 13.101, for cash benefit payments to Wisconsin
8 works participants under s. 49.148 and all moneys transferred under 2001 Wisconsin
9 Act (this act), section 9258 (14d), to supplement appropriations, as provided in s.
10 13.101, for any purpose that is allowable under the federal temporary assistance for
11 needy families program under 42 USC 601 to 619.

12 ***b3066/1.3*** **SECTION 64h.** 20.866 (1) (u) of the statutes, as affected by 2001
13 Wisconsin Act 16, is amended to read:

14 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
15 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
16 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
17 20.255 (1) (d), 20.275 (1) (er), (es), (h), and (hb), 20.285 (1) (d), (db), (fh), (ih), (kd), and
18 (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar),
19 (at), (au), (ba), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq), and (er), 20.395 (6) (af), (aq),
20 and (ar), and (at), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e),
21 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), (g) and (kc),
22 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bp), (br), (bt), (g), (h),
23 (i), and (q) for the payment of principal and interest on public debt contracted under
24 subchs. I and IV of ch. 18.

1 ***b3033/2.5* SECTION 64L.** 20.866 (1) (u) of the statutes, as affected by 2001
2 Wisconsin Act 16, is amended to read:

3 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
4 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
5 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
6 20.255 (1) (d), ~~20.275 (1)~~ and (4) (er), (es), (h), and (hb), 20.285 (1) (d), (db), (fh), (ih),
7 (kd), and (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag),
8 (aq), (ar), (at), (au), (ba), (bq), (ca), (cb), (cc), (cd), (ce), (cf), (ea), (eq), and (er), 20.395
9 (6) (af), (aq), and (ar), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6)
10 (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (5) (c), (g) and (kc),
11 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bm), (bp), (br), (bt), (g), (h),
12 (i), and (q) for the payment of principal and interest on public debt contracted under
13 subchs. I and IV of ch. 18.

14 ***b2253/1.1* SECTION 64r.** 20.866 (2) (tm) of the statutes is amended to read:

15 20.866 (2) (tm) *Natural resources; pollution abatement and sewage collection*
16 *facilities, ORAP funding.* From the capital improvement fund, a sum sufficient to
17 the department of natural resources to acquire, construct, develop, enlarge or
18 improve point source water pollution abatement facilities and sewage collection
19 facilities under ss. 281.55 and 281.56. The state may contract public debt in an
20 amount not to exceed ~~\$146,850,000~~ \$145,060,325 for this purpose. Of this amount,
21 \$5,000,000 is allocated for point source water pollution abatement facilities and
22 sewage collection facilities under s. 281.56.

23 ***b3103/1.2* SECTION 64tg.** 20.866 (2) (ur) of the statutes is amended to read:

24 20.866 (2) (ur) *Transportation; accelerated highway improvements.* From the
25 capital improvement fund, a sum sufficient to acquire, construct, develop, enlarge,

1 or improve state highway facilities as provided by ss. 84.06 and 84.09. The state may
2 contract public debt in an amount not to exceed \$185,000,000 for this purpose. This
3 paragraph does not apply to any southeast Wisconsin freeway rehabilitation projects
4 under s. 84.014.

5 ***b3103/1.2* SECTION 64th.** 20.866 (2) (uu) of the statutes is amended to read:

6 20.866 (2) (uu) *Transportation; highway projects.* From the capital
7 improvement fund, a sum sufficient for the department of transportation to acquire,
8 construct, reconstruct, improve, or develop highway projects under ss. 84.06 and
9 84.09. The state may contract public debt in an amount not to exceed \$41,000,000 for
10 this purpose. This paragraph does not apply to any southeast Wisconsin freeway
11 rehabilitation projects under s. 84.014.

12 ***b3066/1.4* SECTION 64ti.** 20.866 (2) (uum) of the statutes is created to read:

13 20.866 (2) (uum) *Transportation; major highway and rehabilitation projects.*
14 From the capital improvement fund, a sum sufficient for the department of
15 transportation to fund major highway and rehabilitation projects, as provided under
16 s. 84.555. The state may contract public debt in an amount not to exceed
17 \$140,000,000 for this purpose.

18 ***-4573/1.1* SECTION 65.** 20.866 (2) (xc) of the statutes is amended to read:

19 20.866 (2) (xc) *Building commission; refunding tax-supported general*
20 *obligation debt.* From the capital improvement fund, a sum sufficient to refund the
21 whole or any part of any unpaid indebtedness used to finance facilities in which
22 general obligation bonds are paid from general purpose revenue. The state may
23 contract public debt in an amount not to exceed ~~\$2,125,000,000~~ \$2,102,086,430 for
24 this purpose. Such indebtedness shall be construed to include any premium and
25 interest payable with respect thereto. Debt incurred by this paragraph shall be

1 repaid under the appropriations providing for the retirement of public debt incurred
2 for tax-supported facilities in proportional amounts to the purposes for which the
3 debt was refinanced. It is the intent of the legislature that this refunding authority
4 only be used if the true interest costs to the state can be reduced.

5 ***-4573/1.2*** SECTION 66. 20.866 (2) (xd) of the statutes is amended to read:

6 20.866 (2) (xd) *Building commission; refunding self-amortizing general*
7 *obligation debt.* From the capital improvement fund, a sum sufficient to refund the
8 whole or any part of any unpaid indebtedness used to finance facilities in which
9 general obligation bonds are repaid from program revenues or segregated funds. The
10 state may contract public debt in an amount not to exceed \$275,000,000
11 \$272,863,033 for this purpose. Such indebtedness shall be construed to include any
12 premium and interest payable with respect thereto. Debt incurred by this paragraph
13 shall be repaid under the appropriations providing for the retirement of public debt
14 incurred for self-amortizing facilities in proportional amounts to the purposes for
15 which the debt was refinanced. It is the intent of the legislature that this refunding
16 authority only be used if the true interest costs to the state can be reduced.

17 ***-4573/1.3*** SECTION 67. 20.866 (2) (xe) (title) of the statutes, as created by
18 2001 Wisconsin Act 16, is amended to read:

19 20.866 (2) (xe) (title) *Building commission; refunding tax-supported and*
20 *self-amortizing general obligation debt incurred before June 30, 2003.*

21 ***-4573/1.4*** SECTION 68. 20.866 (2) (xm) of the statutes is created to read:

22 20.866 (2) (xm) *Building commission; refunding tax-supported and*
23 *self-amortizing general obligation debt.* From the capital improvement fund, a sum
24 sufficient to refund the whole or any part of any unpaid indebtedness used to finance
25 tax-supported or self-amortizing facilities. In addition to the amount that may be

1 contracted under par. (xe), the state may contract public debt in an amount not to
2 exceed \$440,000,000 for this purpose. Such indebtedness shall be construed to
3 include any premium and interest payable with respect thereto. Debt incurred by
4 this paragraph shall be repaid under the appropriations providing for the retirement
5 of public debt incurred for tax-supported and self-amortizing facilities in
6 proportional amounts to the purposes for which the debt was refinanced. No moneys
7 may be expended under this paragraph unless the true interest costs to the state can
8 be reduced by the expenditure.

9 ***b3079/1.1* SECTION 68d.** 20.866 (2) (z) 3m. b. of the statutes, as created by
10 2001 Wisconsin Act 16, is amended to read:

11 20.866 (2) (z) 3m. b. July 1, 2003, to June 30, 2005, ~~\$63,500,000~~ \$95,500,000.

12 ***b3079/1.1* SECTION 68e.** 20.866 (2) (z) 3m. c. of the statutes, as created by
13 2001 Wisconsin Act 16, is amended to read:

14 20.866 (2) (z) 3m. c. July 1, 2005, to June 30, 2007, ~~\$95,500,000~~ \$127,500,000.

15 ***b3079/1.1* SECTION 68f.** 20.866 (2) (z) 3m. d. of the statutes, as created by
16 2001 Wisconsin Act 16, is amended to read:

17 20.866 (2) (z) 3m. d. July 1, 2007, ~~to June 30, 2009, \$127,500,000 or thereafter,~~
18 \$158,500,000.

19 ***b3079/1.1* SECTION 68g.** 20.866 (2) (z) 3m. e. of the statutes, as created by
20 2001 Wisconsin Act 16, is repealed.

21 ***b3033/2.6* SECTION 68m.** 20.866 (2) (zc) of the statutes is amended to read:

22 20.866 (2) (zc) ~~Technology for educational achievement in Wisconsin board~~
23 Department of public instruction; school district educational technology
24 infrastructure financial assistance. From the capital improvement fund, a sum
25 sufficient for the ~~technology for educational achievement in Wisconsin board~~

1 department of public instruction to provide educational technology infrastructure
2 financial assistance to school districts under s. ~~44.72(4)~~ 115.999(4). The state may
3 contract public debt in an amount not to exceed \$100,000,000 for this purpose.

4 ***b3033/2.6* SECTION 68n.** 20.866 (2) (zcm) of the statutes, as affected by 2001
5 Wisconsin Act 16, is amended to read:

6 20.866 (2) (zcm) ~~Technology for educational achievement in Wisconsin board~~
7 Department of public instruction; public library educational technology
8 infrastructure financial assistance. From the capital improvement fund, a sum
9 sufficient for the ~~technology for educational achievement in Wisconsin board~~
10 department of public instruction to provide educational technology infrastructure
11 financial assistance to public library boards under s. ~~44.72(4)~~ 115.999(4). The state
12 may contract public debt in an amount not to exceed \$3,000,000 for this purpose.

13 ***-4548/2.17* *-3361/P2.8* SECTION 69.** 20.923 (4) (b) 7. of the statutes is
14 created to read:

15 20.923 (4) (b) 7. Sentencing commission: executive director.

16 ***b3033/2.7* SECTION 69g.** 20.923 (4) (e) 1b. of the statutes is repealed.

17 ***b2900/2.15* SECTION 69m.** 20.923 (4) (h) 2. of the statutes, as created by 2001
18 Wisconsin Act 16, is repealed.

19 ***-4548/2.18* *-3361/P2.9* SECTION 71.** 20.923 (6) (hr) of the statutes is
20 created to read:

21 20.923 (6) (hr) Sentencing commission: deputy director.

22 ***b2297/1.2* SECTION 71g.** 20.923 (16) of the statutes is amended to read:

23 20.923 (16) OVERTIME AND COMPENSATORY TIME EXCLUSION. The salary paid to
24 any person whose position is included under subs. (2), (4), (4g), (5), ~~(7)~~, and (8) to (12)
25 is deemed to compensate that person for all work hours. No overtime compensation

1 may be paid, and no compensatory time under s. 103.025 may be provided, to any
2 such person for hours worked in any workweek in excess of the standard basis of
3 employment as specified in s. 230.35 (5) (a).

4 ***b2340/2.2* SECTION 71m.** 20.924 (4) of the statutes, as affected by 2001
5 Wisconsin Act 16, is amended to read:

6 20.924 (4) In addition to the authorized building program for the historical
7 society, the society may expend any funds which are made available from the
8 appropriations under s. 20.245 (1) (~~ag~~) (a), (g), (h), (m), and (n).

9 ***b2296/2.4* SECTION 72c.** 21.26 of the statutes is renumbered 21.26 (1).

10 ***b2296/2.4* SECTION 72d.** 21.26 (2) of the statutes is created to read:

11 21.26 (2) Annually, the department of military affairs shall do all of the
12 following:

13 (a) Calculate 40% of the average cost per pupil attending the Youth Challenge
14 program and report this information to the department of public instruction.

15 (b) Notwithstanding s. 118.125, report to each school district in which a pupil
16 attending the program is enrolled the pupil's name and the name and address of the
17 pupil's custodial parent or guardian.

18 ***b2391/1.4* SECTION 72em.** 21.80 (title) of the statutes, as created by 2001
19 Wisconsin Act 26, is amended to read:

20 **21.80 (title) Reemployment rights after national guard or state**
21 **defense force, or public health emergency service.**

22 ***b2391/1.4* SECTION 72en.** 21.80 (1) (a) of the statutes, as created by 2001
23 Wisconsin Act 26, is renumbered 21.80 (1) (a) (intro.) and amended to read:

24 21.80 (1) (a) (intro.) "Active service" means ~~active~~ any of the following:

1 1. Active service in the national guard or the state defense force under an order
2 of the governor issued under this chapter or active service in the national guard
3 under 32 USC 502 (f) that is not considered to be service in the uniformed services.

4 ***b2391/1.4* SECTION 72ep.** 21.80 (1) (a) 2. of the statutes is created to read:

5 21.80 (1) (a) 2. Active service with the state laboratory of hygiene under s. 36.25
6 (11) (em) for the purpose of assisting the department of health and family services
7 under s. 250.042 during a state of emergency relating to public health declared by
8 the governor under s. 166.03 (1) (b) 1.

9 ***b2391/1.4* SECTION 72eq.** 21.80 (3) (a) 4. of the statutes, as created by 2001
10 Wisconsin Act 26, is amended to read:

11 21.80 (3) (a) 4. ~~The person's~~ In the case of active service in the national guard
12 or the state defense force, the active service has not been terminated under other
13 than honorable conditions.

14 ***b2391/1.4* SECTION 72er.** 21.80 (3) (c) 1. of the statutes, as created by 2001
15 Wisconsin Act 26, is amended to read:

16 21.80 (3) (c) 1. Any period of active service, as defined in sub. (1) (a) 1., beyond
17 that 5–year period that is required to complete an initial period of obligated active
18 service.

19 ***b2391/1.4* SECTION 72es.** 21.80 (3) (c) 2. of the statutes, as created by 2001
20 Wisconsin Act 26, is amended to read:

21 21.80 (3) (c) 2. Any period of active service, as defined in sub. (1) (a) 1., for which
22 the person, through no fault of the person's own, was unable to obtain orders
23 releasing the person from a period of active service before the expiration of the 5–year
24 period.

1 ***b2391/1.4* SECTION 72et.** 21.80 (3) (c) 3. of the statutes, as created by 2001
2 Wisconsin Act 26, is amended to read:

3 21.80 (3) (c) 3. Any period of active service, as defined in sub. (1) (a) 1., that was
4 performed to fulfill any additional training requirements determined and certified
5 in writing by the federal secretary of the army, the federal secretary of the air force,
6 or the adjutant general to be necessary for professional development or for
7 completion of skill training or retraining.

8 ***b2391/1.4* SECTION 72eu.** 21.80 (3) (f) 1. of the statutes, as created by 2001
9 Wisconsin Act 26, is amended to read:

10 21.80 (3) (f) 1. A person who submits an application for reemployment under
11 par. (e) 2. or 3. must, on the request of the person's employer, provide to the employer
12 documentation to establish that the application was submitted within the time
13 limits specified in par. (e) 2. or 3., that the person's cumulative length of all absences
14 from employment with the employer because of active service or service in the
15 uniformed services does not, except as permitted under par. (c), exceed 5 years, and,
16 in the case of active service in the national guard or the state defense force, that the
17 person's service was not terminated under other than honorable conditions.

18 ***b2900/2.16* SECTION 72fb.** Chapter 22 (title) of the statutes, as created by
19 2001 Wisconsin Act 16, is repealed.

20 ***b2900/2.16* SECTION 72fbm.** 22.01 (intro.) of the statutes is repealed.

21 ***b2900/2.16* SECTION 72fc.** 22.01 (1), (2), (2m), (3) and (4) of the statutes, as
22 affected by 2001 Wisconsin Act 16, are renumbered 16.97 (1m), (2), (2m), (3) and (4).

23 ***b2900/2.16* SECTION 72fd.** 22.01 (5) of the statutes, as created by 2001
24 Wisconsin Act 16, is repealed.

1 ***b2900/2.16* SECTION 72fe.** 22.01 (5m) to (10) of the statutes, as affected by
2 2001 Wisconsin Act 16, are renumbered 16.97 (5m) to (10).

3 ***b2900/2.16* SECTION 72ff.** 22.03 (title) of the statutes, as affected by 2001
4 Wisconsin Act 16, is renumbered 16.971 (title) and amended to read:

5 **16.971 (title) Responsibilities of department division.**

6 ***b2900/2.16* SECTION 72fg.** 22.03 (2) (intro.), (a) and (ae) of the statutes, as
7 affected by 2001 Wisconsin Act 16, are renumbered 16.971 (2) (intro.), (a) and (ae)
8 and amended to read:

9 16.971 (2) (intro.) The ~~department~~ division shall:

10 (a) Ensure that an adequate level of information technology services is made
11 available to all agencies by providing systems analysis and application programming
12 services to augment agency resources, as requested. The ~~department~~ division shall
13 also ensure that executive branch agencies, other than the board of regents of the
14 University of Wisconsin System, make effective and efficient use of the information
15 technology resources of the state. The ~~department~~ division shall, in cooperation with
16 agencies, establish policies, procedures and planning processes, for the
17 administration of information technology services, which executive branch agencies
18 shall follow. The policies, procedures and processes shall address the needs of
19 agencies, other than the board of regents of the University of Wisconsin System, to
20 carry out their functions. The ~~department~~ division shall monitor adherence to these
21 policies, procedures and processes.

22 (ae) Except as provided in sub. (2m), review and approve, modify or reject all
23 forms approved by a records and forms officer for jurisdiction, authority,
24 standardization of design and nonduplication of existing forms. Unless the
25 ~~department~~ division rejects for cause or modifies the form within 20 working days

1 after receipt, it is considered approved. The department's division's rejection of any
2 form is appealable to the public records board. If the head of an agency certifies to
3 the department division that the form is needed on a temporary basis, approval by
4 the department division is not required.

5 *b2900/2.16* SECTION 72fh. 22.03 (2) (am) to (k) of the statutes, as affected by
6 2001 Wisconsin Act 16, are renumbered 16.971 (2) (am) to (k).

7 *b2900/2.16* SECTION 72fi. 22.03 (2) (L) to (m) of the statutes, as affected by
8 2001 Wisconsin Act 16, are renumbered 16.971 (2) (L) to (m) and amended to read:

9 16.971 (2) (L) Require each executive branch agency, other than the board of
10 regents of the University of Wisconsin System, to adopt and submit to the
11 ~~department~~ division, in a form specified by the ~~department~~ division, no later than
12 March 1 of each year, a strategic plan for the utilization of information technology
13 to carry out the functions of the agency in the succeeding fiscal year for review and
14 approval under s. ~~22.13~~ 16.976.

15 (Lm) No later than 60 days after enactment of each biennial budget act, require
16 each executive branch agency, other than the board of regents of the University of
17 Wisconsin System, that receives funding under that act for an information
18 technology development project to file with the ~~department~~ division an amendment
19 to its strategic plan for the utilization of information technology under par. (L). The
20 amendment shall identify each information technology development project for
21 which funding is provided under that act and shall specify, in a form prescribed by
22 the ~~chief information officer administrator~~, the benefits that the agency expects to
23 realize from undertaking the project.

24 (m) Assist in coordination and integration of the plans of executive branch
25 agencies relating to information technology approved under par. (L) and, using these

1 plans and the statewide long-range telecommunications plan under s. ~~22.41~~ 16.979
2 (2) (a), formulate and revise biennially a consistent statewide strategic plan for the
3 use and application of information technology. The ~~department~~ division shall, no
4 later than September 15 of each even-numbered year, submit the statewide strategic
5 plan to the cochairpersons of the joint committee on information policy and
6 technology and the governor.

7 *b2900/2.16* SECTION 72fj. 22.03 (2) (n) of the statutes, as affected by 2001
8 Wisconsin Act 16, is renumbered 16.971 (2) (n).

9 *b2900/2.16* SECTION 72fk. 22.03 (2m) (intro.) of the statutes, as affected by
10 2001 Wisconsin Act 16, is renumbered 16.971 (2m) (intro.) and amended to read:

11 16.971 (2m) (intro.) The following forms are not subject to review or approval
12 by the ~~department~~ division:

13 *b2900/2.16* SECTION 72fl. 22.03 (2m) (a) to (h) of the statutes, as affected by
14 2001 Wisconsin Act 16, are renumbered 16.971 (2m) (a) to (h).

15 *b2900/2.16* SECTION 72fm. 22.03 (3) and (4) (a) of the statutes, as affected
16 by 2001 Wisconsin Act 16, are renumbered 16.971 (3) and (4) (a) and amended to
17 read:

18 16.971 (3) (a) The ~~chief information officer~~ administrator shall notify the joint
19 committee on finance in writing of the proposed acquisition of any information
20 technology resource that the ~~department~~ division considers major or that is likely to
21 result in a substantive change of service, and that was not considered in the regular
22 budgeting process and is to be financed from general purpose revenues or
23 corresponding revenues in a segregated fund. If the cochairpersons of the committee
24 do not notify the ~~chief information officer~~ administrator that the committee has
25 scheduled a meeting for the purpose of reviewing the proposed acquisition within 14

1 working days after the date of the ~~officer's~~ administrator's notification, the
2 department division may approve acquisition of the resource. If, within 14 working
3 days after the date of the ~~officer's~~ administrator's notification, the cochairpersons of
4 the committee notify the ~~officer~~ administrator that the committee has scheduled a
5 meeting for the purpose of reviewing the proposed acquisition, the ~~department~~
6 division shall not approve acquisition of the resource unless the acquisition is
7 approved by the committee.

8 (b) The ~~chief information officer~~ administrator shall promptly notify the joint
9 committee on finance in writing of the proposed acquisition of any information
10 technology resource that the ~~department~~ division considers major or that is likely to
11 result in a substantive change in service, and that was not considered in the regular
12 budgeting process and is to be financed from program revenues or corresponding
13 revenues from program receipts in a segregated fund.

14 (4) (a) The ~~department~~ division may license or authorize executive branch
15 agencies to license computer programs developed by executive branch agencies to the
16 federal government, other states and municipalities. Any agency other than an
17 executive branch agency may license a computer program developed by that agency
18 to the federal government, other states and municipalities.

19 *b2900/2.16* SECTION 72fn. 22.03 (4) (b) and (c) and (6) of the statutes, as
20 affected by 2001 Wisconsin Act 16, are renumbered 16.971 (4) (b) and (c) and (6).

21 *b2900/2.16* SECTION 72fo. 22.03 (9) and (11) of the statutes, as affected by
22 2001 Wisconsin Act 16, are renumbered 16.971 (9) and (11) and amended to read:

23 16.971 (9) In conjunction with the public defender board, the director of state
24 courts, the departments of corrections and justice and district attorneys, the
25 ~~department of electronic government~~ division may maintain, promote and

1 coordinate automated justice information systems that are compatible among
2 counties and the officers and agencies specified in this subsection, using the moneys
3 appropriated under s. ~~20.530~~ 20.505 (1) (ja), (kp) and (kq). The ~~department of~~
4 ~~electronic government~~ division shall annually report to the legislature under s.
5 13.172 (2) concerning the ~~department's~~ division's efforts to improve and increase the
6 efficiency of integration of justice information systems.

7 (11) The ~~department~~ division may charge executive branch agencies for
8 information technology development and management services provided to them by
9 the ~~department~~ division under this section.

10 *b2900/2.16* **SECTION 72fp.** 22.05 (title) of the statutes, as affected by 2001
11 Wisconsin Act 16, is renumbered 16.972 (title) and amended to read:

12 **16.972 (title) Powers of the department division.**

13 *b2900/2.16* **SECTION 72fq.** 22.05 (1) of the statutes, as affected by 2001
14 Wisconsin Act 16, is renumbered 16.972 (1).

15 *b2900/2.16* **SECTION 72fr.** 22.05 (2) (intro.) and (a) to (d) of the statutes, as
16 affected by 2001 Wisconsin Act 16, are renumbered 16.972 (2) (intro.) and (a) to (d)
17 and amended to read:

18 16.972 (2) (intro.) The ~~department~~ division may:

19 (a) Provide such telecommunications services to agencies as the ~~department~~
20 division considers to be appropriate.

21 (b) Provide such computer services and telecommunications services to local
22 governmental units and the broadcasting corporation and provide such
23 telecommunications services to qualified private schools, postsecondary
24 institutions, museums and zoos, as the ~~department~~ division considers to be
25 appropriate and as the ~~department~~ division can efficiently and economically provide.

1 The ~~department~~ division may exercise this power only if in doing so it maintains the
2 services it provides at least at the same levels that it provides prior to exercising this
3 power and it does not increase the rates chargeable to users served prior to exercise
4 of this power as a result of exercising this power. The ~~department~~ division may
5 charge local governmental units, the broadcasting corporation, and qualified private
6 schools, postsecondary institutions, museums and zoos, for services provided to them
7 under this paragraph in accordance with a methodology determined by the ~~chief~~
8 ~~information officer~~ administrator. Use of telecommunications services by a qualified
9 private school or postsecondary institution shall be subject to the same terms and
10 conditions that apply to a municipality using the same services. The department
11 shall prescribe eligibility requirements for qualified museums and zoos to receive
12 telecommunications services under this paragraph.

13 (c) Provide such supercomputer services to agencies, local governmental units
14 and entities in the private sector as the ~~department~~ division considers to be
15 appropriate and as the ~~department~~ division can efficiently and economically provide.
16 The ~~department~~ division may exercise this power only if in doing so it maintains the
17 services it provides at least at the same levels that it provides prior to exercising this
18 power and it does not increase the rates chargeable to users served prior to exercise
19 of this power as a result of exercising this power. The ~~department~~ division may
20 charge agencies, local governmental units and entities in the private sector for
21 services provided to them under this paragraph in accordance with a methodology
22 determined by the ~~chief information officer~~ administrator.

23 (d) Undertake such studies, contract for the performance of such studies, and
24 appoint such councils and committees for advisory purposes as the ~~department~~
25 division considers appropriate to ensure that the ~~department's~~ division's plans,

1 capital investments and operating priorities meet the needs of agencies local
2 governmental units and entities in the private sector served by the ~~department~~
3 division. The ~~department~~ division may compensate members of any council or
4 committee for their services and may reimburse such members for their actual and
5 necessary expenses incurred in the discharge of their duties.

6 *b2900/2.16* **SECTION 72frm.** 22.05 (2) (e) of the statutes, as affected by 2001
7 Wisconsin Act 16, is renumbered 16.972 (2) (e).

8 *b2900/2.16* **SECTION 72fs.** 22.05 (2) (f) and (g) of the statutes, as affected by
9 2001 Wisconsin Act 16, are renumbered 16.972 (2) (f) and (g) and amended to read:

10 16.972 (2) (f) Acquire, operate, and maintain any information technology
11 equipment or systems required by the ~~department~~ division to carry out its functions,
12 and provide information technology development and management services related
13 to those information technology systems. The ~~department~~ division may assess
14 executive branch agencies, other than the board of regents of the University of
15 Wisconsin System, for the costs of equipment or systems acquired, operated,
16 maintained, or provided or services provided under this paragraph in accordance
17 with a methodology determined by the ~~chief information officer~~ administrator. The
18 ~~department~~ division may also charge any agency for such costs as a component of any
19 services provided by the ~~department~~ division to the agency.

20 (g) Assume direct responsibility for the planning and development of any
21 information technology system in the executive branch of state government outside
22 of the University of Wisconsin System that the ~~chief information officer~~
23 administrator determines to be necessary to effectively develop or manage the
24 system, with or without the consent of any affected executive branch agency. The
25 ~~department~~ division may charge any executive branch agency for the ~~department's~~

1 division's reasonable costs incurred in carrying out its functions under this
2 paragraph on behalf of that agency.

3 *b2900/2.16* SECTION 72ft. 22.05 (2) (h) and (i) of the statutes, as created by
4 2001 Wisconsin Act 16, are renumbered 16.972 (2) (h) and (i).

5 *b2900/2.16* SECTION 72fu. 22.07 (intro.), (1) and (2) of the statutes, as
6 affected by 2001 Wisconsin Act 16, are renumbered 16.973 (intro.), (1) and (2) and
7 amended to read:

8 **16.973 Duties of the department division.** (intro.) The ~~department~~
9 division shall:

10 (1) Provide or contract with a public or private entity to provide computer
11 services to agencies. The ~~department~~ division may charge agencies for services
12 provided to them under this subsection in accordance with a methodology
13 determined by the ~~chief information officer~~ administrator.

14 (2) Promulgate methodologies for establishing all fees and charges established
15 or assessed by the ~~department~~ division or the ~~chief information officer~~ administrator
16 under this chapter.

17 *b2900/2.16* SECTION 72fv. 22.07 (3) of the statutes, as affected by 2001
18 Wisconsin Act 16, is renumbered 16.973 (3).

19 *b2900/2.16* SECTION 72fw. 22.07 (4) to (8) of the statutes, as affected by 2001
20 Wisconsin Act 16, are renumbered 16.973 (4) to (8) and amended to read:

21 16.973 (4) Ensure responsiveness to the needs of agencies for delivery of
22 high-quality information technology processing services on an efficient and
23 economical basis, while not unduly affecting the privacy of individuals who are the
24 subjects of the information being processed by the ~~department~~ division.

1 (5) Utilize all feasible technical means to ensure the security of all information
2 submitted to the ~~department~~ division for processing by agencies, local governmental
3 units and entities in the private sector.

4 (6) With the advice of the ethics board, adopt and enforce standards of ethical
5 conduct applicable to its paid consultants which are similar to the standards
6 prescribed in subch. III of ch. 19, except that the ~~department~~ division shall not
7 require its paid consultants to file statements of economic interests.

8 (7) Prescribe and revise as necessary performance measures to ensure
9 financial controls and accountability, optimal personnel utilization, and customer
10 satisfaction for all information technology functions in the executive branch outside
11 of the University of Wisconsin System and annually, no later than March 31, report
12 to the joint committee on information policy and technology and the board
13 concerning the performance measures utilized by the ~~department~~ division and the
14 actual performance of the ~~department~~ division and the executive branch agencies
15 measured against the performance measures then in effect.

16 (8) Offer the opportunity to local governmental units to voluntarily obtain
17 computer or supercomputer services from the ~~department~~ division when those
18 services are provided under s. ~~22.05~~ 16.972 (2) (b) or (c), and to voluntarily
19 participate in any master contract established by the ~~department~~ division under s.
20 ~~22.05~~ 16.972 (2) (h) or in the use of any informational system or device provided by
21 the ~~department~~ division under ~~22.09 (3)~~ 16.971 (15).

22 ***b2900/2.16* SECTION 72fx.** 22.07 (9) of the statutes, as created by 2001
23 Wisconsin Act 16, is renumbered 16.973 (9).

1 ***b2900/2.16* SECTION 72fy.** 22.09 (intro.) and (1) to (3) of the statutes, as
2 created by 2001 Wisconsin Act 16, are renumbered 16.974 (intro.) and (1) to (3) and
3 amended to read:

4 **16.974 Powers of the chief information officer administrator.** (intro.)

5 The ~~chief information officer~~ administrator may:

6 (1) Establish and collect assessments and charges for all authorized services
7 provided by the ~~department~~ division, subject to applicable agreements under sub.
8 (2).

9 (2) Subject to s. ~~22.05~~ 16.972 (2) (b), enter into and enforce an agreement with
10 any agency, any authority, any unit of the federal government, any local
11 governmental unit, or any entity in the private sector to provide services authorized
12 to be provided by the ~~department~~ department to that agency, authority, unit, or entity
13 at a cost specified in the agreement.

14 (3) Develop or operate and maintain any system or device facilitating Internet
15 or telephone access to information about programs of agencies, authorities, local
16 governmental units, or entities in the private sector, or otherwise permitting the
17 transaction of business by agencies, authorities, local governmental units, or entities
18 in the private sector by means of electronic communication. The ~~chief information~~
19 ~~officer~~ administrator may assess executive branch agencies, other than the board of
20 regents of the University of Wisconsin System, for the costs of systems or devices that
21 are developed, operated, or maintained under this subsection in accordance with a
22 methodology determined by the ~~officer~~ administrator. The ~~chief information officer~~
23 administrator may also charge any agency, authority, local governmental unit, or
24 entity in the private sector for such costs as a component of any services provided by
25 the ~~department~~ division to that agency, authority, local governmental unit, or entity.

1 ***b2900/2.16* SECTION 72fz.** 22.09 (5) of the statutes, as created by 2001
2 Wisconsin Act 16, is renumbered 16.974 (5).

3 ***b2900/2.16* SECTION 72fza.** 22.11 of the statutes, as affected by 2001
4 Wisconsin Act 16, is renumbered 16.975 and amended to read:

5 **16.975 Access to information.** The ~~department~~ division shall withhold from
6 access under s. 19.35 (1) all information submitted to the ~~department~~ division by
7 agencies, authorities, units of the federal government, local governmental units or
8 entities in the private sector for the purpose of processing. The ~~department~~ division
9 may not process such information without the consent of the agency, authority, unit
10 or other entity which submitted the information and may not withhold such
11 information from the agency, authority, unit or other entity or from any other person
12 authorized by the agency, authority, unit or entity to have access to the information.
13 The agency, authority, unit or other entity submitting the information remains the
14 custodian of the information while it is in the custody of the ~~department~~ division and
15 access to such information by that agency, authority, unit or entity or any other
16 person shall be determined by that agency, authority, unit or other entity and in
17 accordance with law.

18 ***b2900/2.16* SECTION 72fzb.** 22.13 (title) of the statutes, as created by 2001
19 Wisconsin Act 16, is renumbered 16.976 (title).

20 ***b2900/2.16* SECTION 72fzc.** 22.13 (1) of the statutes, as created by 2001
21 Wisconsin Act 16, is renumbered 16.976 (1) and amended to read:

22 16.976 (1) As a part of each proposed strategic plan submitted under s. ~~22-03~~
23 16.971 (2) (L), the ~~department~~ division shall require each executive branch agency
24 to address the business needs of the agency and to identify all proposed information
25 technology development projects that serve those business needs, the priority for

1 undertaking such projects, and the justification for each project, including the
2 anticipated benefits of the project. Each proposed plan shall identify any changes
3 in the functioning of the agency under the plan. In each even-numbered year, the
4 plan shall include identification of any information technology development project
5 that the agency plans to include in its biennial budget request under s. 16.42 (1).

6 ***b2900/2.16* SECTION 72fzd.** 22.13 (2) of the statutes, as created by 2001
7 Wisconsin Act 16, is renumbered 16.976 (2).

8 ***b2900/2.16* SECTION 72fze.** 22.13 (3) to (6) of the statutes, as created by 2001
9 Wisconsin Act 16, are renumbered 16.976 (3) to (6) and amended to read:

10 16.976 (3) Following receipt of a proposed strategic plan from an executive
11 branch agency, the ~~chief information officer~~ administrator shall, before June 1, notify
12 the agency of any concerns that the ~~officer~~ administrator may have regarding the
13 plan and provide the agency with his or her recommendations regarding the
14 proposed plan. The ~~chief information officer~~ administrator may also submit any
15 concerns or recommendations regarding any proposed plan to the board for its
16 consideration. The board shall then consider the proposed plan and provide the ~~chief~~
17 ~~information officer~~ administrator with its recommendations regarding the plan. The
18 executive branch agency may submit modifications to its proposed plan in response
19 to any recommendations.

20 (4) Before June 15, the ~~chief information officer~~ administrator shall consider
21 any recommendations provided by the board under sub. (3) and shall then approve
22 or disapprove the proposed plan in whole or in part.

23 (5) No executive branch agency, other than the board of regents of the
24 University of Wisconsin System, may implement a new or revised information
25 technology development project authorized under a strategic plan until the

1 implementation is approved by the ~~chief information officer~~ administrator in
2 accordance with procedures prescribed by the ~~officer~~ administrator.

3 (6) The department division shall consult with the joint committee on
4 information policy and technology in providing guidance for planning by executive
5 branch agencies.

6 *b2900/2.16* SECTION 72fzf. 22.15 (intro.) of the statutes, as created by 2001
7 Wisconsin Act 16, is renumbered 16.977 (intro.) and amended to read:

8 **16.977 Information technology portfolio management.** (intro.) With the
9 assistance of executive branch agencies and the advice of the board, the department
10 division shall manage the information technology portfolio of state government in
11 accordance with a management structure that includes all of the following:

12 *b2900/2.16* SECTION 72fzg. 22.15 (1) to (3) of the statutes, as created by 2001
13 Wisconsin Act 16, are renumbered 16.977 (1) to (3).

14 *b2900/2.16* SECTION 72fzh. 22.17 (title) of the statutes, as created by 2001
15 Wisconsin Act 16, is renumbered 16.978 (title).

16 *b2900/2.16* SECTION 72fzi. 22.17 (1) to (4) of the statutes, as created by 2001
17 Wisconsin Act 16, are renumbered 16.978 (1) to (4) and amended to read:

18 16.978 (1) The board shall provide the ~~chief information officer~~ administrator
19 with its recommendations concerning any elements of the strategic plan of an
20 executive branch agency that are referred to the board under s. ~~22.13~~ 16.976 (3).

21 (2) The board may advise the ~~chief information officer~~ administrator with
22 respect to management of the information technology portfolio of state government
23 under s. ~~22.15~~ 16.977.

24 (3) The board may, upon petition of an executive branch agency, review any
25 decision of the ~~chief information officer~~ administrator under this chapter affecting

1 that agency. Upon review, the board may affirm, modify, or set aside the decision. If
2 the board modifies or sets aside the decision of the ~~chief information officer~~
3 administrator, the decision of the board stands as the decision of the ~~chief~~
4 ~~information officer~~ administrator and the decision is not subject to further review or
5 appeal.

6 (4) The board may monitor progress in attaining goals for information
7 technology and telecommunications development set by the ~~chief information officer~~
8 administrator or executive branch agencies, other than the board of regents of the
9 University of Wisconsin System, and may make recommendations to the ~~officer~~
10 administrator or agencies concerning appropriate means of attaining those goals.

11 *b2900/2.16* **SECTION 72fzj.** 22.19 of the statutes, as affected by 2001
12 Wisconsin Act 16, is renumbered 16.9785 and amended to read:

13 **16.9785 Purchases of computers by teachers.** The ~~department~~ division
14 shall negotiate with private vendors to facilitate the purchase of computers and other
15 educational technology, as defined in s. 24.60 (1r), by public and private elementary
16 and secondary school teachers for their private use. The ~~department~~ division shall
17 attempt to make available types of computers and other educational technology
18 under this section that will encourage and assist teachers in becoming
19 knowledgeable about the technology and its uses and potential uses in education.

20 *b2900/2.16* **SECTION 72fzk.** 22.41 (title) of the statutes, as affected by 2001
21 Wisconsin Act 16, is renumbered 16.979 (title).

22 *b2900/2.16* **SECTION 72fzL.** 22.41 (2) (intro.) of the statutes, as affected by
23 2001 Wisconsin Act 16, is renumbered 16.979 (2) (intro.) and amended to read:

24 **16.979 (2) POWERS AND DUTIES.** (intro.) The ~~department~~ division shall ensure
25 maximum utility, cost-benefit and operational efficiency of all telecommunications

1 systems and activities of this state, and those which interface with cities, counties,
2 villages, towns, other states and the federal government. The department division,
3 with the assistance and cooperation of all other agencies, shall:

4 ***b2900/2.16* SECTION 72fzm.** 22.41 (2) (a) to (f) of the statutes, as affected by
5 2001 Wisconsin Act 16, are renumbered 16.979 (2) (a) to (f).

6 ***b2900/2.16* SECTION 72fzn.** 22.41 (3) of the statutes, as affected by 2001
7 Wisconsin Act 16, is renumbered 16.979 (3) and amended to read:

8 16.979 (3) PRIVATE COLLEGE AND UNIVERSITY PARTICIPATION IN STATE
9 TELECOMMUNICATIONS NETWORK. The department division may allow regionally
10 accredited 4-year nonprofit colleges and universities that are incorporated in this
11 state or that have their regional headquarters and principal place of business in this
12 state to participate in any telecommunications network administered by the
13 department division.

14 ***b2531/1.2* SECTION 72h.** 23.09 (3) (b) of the statutes is amended to read:

15 23.09 (3) (b) If the department and the board of regents of the University of
16 Wisconsin System enter into an agreement to create a faculty position at the
17 University of Wisconsin–Madison for a forest landscape ecologist, the department
18 and the University of Wisconsin–Madison shall develop an annual work plan for the
19 ecologist. In developing the annual work plan, the department shall consult with the
20 ~~governor's council on forestry created by executive order under s. 14.019.~~

21 ***b2277/1.1* SECTION 72k.** 23.0917 (7) (e) of the statutes is amended to read:

22 23.0917 (7) (e) For any land for which moneys are proposed to be obligated from
23 the appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to
24 a governmental unit under s. 23.09 (19), (20), or (20m) or 30.277 or to a nonprofit
25 conservation organization under s. 23.096, the department shall use at least 2

1 appraisals to determine the fair market value of the land. The governmental unit
2 or nonprofit conservation organization shall submit to the department two
3 appraisals if the department estimates that the fair market value of the land exceeds
4 \$200,000 one appraisal that is paid for by the governmental unit or nonprofit
5 conservation organization. The department shall obtain its own independent
6 appraisal. The department may also require that the governmental unit or nonprofit
7 conservation organization submit a 3rd independent appraisal. The department
8 shall reimburse the governmental unit or nonprofit conservation organization up to
9 50% of the costs of the 3rd appraisal as part of the acquisition costs of the land if the
10 land is acquired by the governmental unit or nonprofit conservation organization
11 with moneys obligated from the appropriation under s. 20.866 (2) (ta). This
12 paragraph does not apply if the fair market value of the land is estimated by the
13 department to be \$200,000 or less.

14 ***b2498/2.1* SECTION 72L.** 23.10 (1m) of the statutes is created to read:

15 23.10 (1m) The department shall designate a conservation warden as the chief
16 warden and may designate one or more deputy chief wardens. The chief warden
17 shall have the duty to direct, supervise, and control conservation wardens in the
18 performance of their duties under sub. (1) and s. 29.921. The chief warden shall
19 designate an employee of the department as an internal affairs officer to investigate
20 complaints against conservation wardens when the chief warden determines an
21 investigation is necessary and shall designate an employee of the department as a
22 complaint officer to resolve complaints against conservation wardens.

23 ***b2289/1.1* SECTION 72m.** 23.155 of the statutes is created to read:

24 **23.155 Contracts to sell or exchange state-owned land under the**
25 **jurisdiction of the department. (1)** In this section, “department land” means an

1 area of land that is owned by the state, that is under the jurisdiction of the
2 department, and that is used for one of the purposes described in s. 23.09 (2) (d) 1.,
3 2., 3., 6., 7., 8., 10., 11., 12., 13., 14., 15., or 16.

4 (2) The department may not enter into a contract to sell or exchange
5 department land that has a fair market value in excess of \$75,000 unless the
6 department first notifies the joint committee on finance in writing of the proposed
7 contract. If the cochairpersons of the committee do not notify the department within
8 14 working days after the date of the department's notification that the committee
9 has scheduled a meeting to review the proposed contract, the department may enter
10 into the contract. If, within 14 working days after receiving the notification from the
11 department, the cochairpersons of the committee notify the department that the
12 committee has scheduled a meeting to review the proposed contract, the department
13 may enter into the contract only on the approval of the committee.

14 (3) The joint committee on finance may approve a contract under sub. (2) to sell
15 department land only if the committee determines that the level of reimbursement
16 to be received by the state adequately reimburses the state for its cost in acquiring
17 and developing the department land. The joint committee on finance may approve
18 a contract under sub. (2) to exchange department land for other land only if the
19 committee determines that the value of the land to be received by the state in the
20 exchange adequately reflects the state's cost in acquiring and developing the
21 department land.

22 (4) The approval process under subs. (2) and (3) is in addition to any approval
23 process that may apply to the sale or exchange of the department land under s. 13.48
24 (14) (d).

25 *b2263/1.1* **SECTION 72p.** 23.197 (6g) of the statutes is created to read:

1 23.197 (6g) PLOVER RIVER; CONSERVATION EASEMENTS. From the appropriation
2 under s. 20.866 (2) (ta), the department shall provide funding in the amount of
3 \$250,000 to acquire conservation easements along the Plover River in Marathon
4 County and Portage County. For the purposes of s. 23.0917, moneys provided under
5 this subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as
6 moneys obligated under the subprogram for land acquisition.

7 ***b3063/1.3* SECTION 72t.** 23.22 of the statutes is created to read:

8 **23.22 Invasive species. (1) DEFINITIONS.** In this section:

9 (a) “Control” means to cut, remove, destroy, suppress, or prevent the
10 introduction or spread of.

11 (b) “Council” means the invasive species council.

12 (c) “Invasive species” means nonindigenous species whose introduction causes
13 or is likely to cause economic or environmental harm or harm to human health.

14 (d) “State agency” means a board, commission, committee, department, or
15 office in the state government.

16 **(2) DEPARTMENT RESPONSIBILITIES.** (a) The department shall establish a
17 statewide program to control invasive species in this state.

18 (b) As part of the program established under par. (a), the department shall do
19 all of the following:

20 1. Create and implement a statewide management plan to control invasive
21 species in this state, which shall include inspections as specified under sub. (5).

22 2. Administer the program established under s. 23.24 as it relates to invasive
23 aquatic plants.

24 3. Encourage cooperation among state agencies and other entities to control
25 invasive species in this state.

1 4. Seek public and private funding for the program.

2 6. Promulgate rules to classify invasive species for purposes of the program.

3 In promulgating these rules, the department shall consider the recommendations of
4 the council under sub. (3) (a).

5 (c) Under the program established under par. (a), the department shall
6 promulgate rules to establish a procedure to award cost-sharing grants to public and
7 private entities for up to 50% of the costs of projects to control invasive species. Any
8 rules promulgated under this paragraph shall establish criteria for determining
9 eligible projects and eligible grant recipients and shall allow cost-share
10 contributions to be in the form of money or in-kind goods or services or any
11 combination thereof. In promulgating these rules, the department shall consider the
12 recommendations of the council under sub. (3) (c).

13 **(3) COUNCIL DUTIES.** (a) The council shall make recommendations to the
14 department for a system for classifying invasive species under the program
15 established under sub. (2). The recommendations shall contain criteria for each
16 classification to be used, the allowed activities associated with each classification,
17 criteria for determining state priorities for controlling invasive species under each
18 classification, and criteria for determining the types of actions to be taken in
19 response to the introduction or spread of a native species under each classification.

20 (b) Under the program established under sub. (2), the council shall conduct
21 studies of issues related to controlling invasive species. The studies shall address
22 all of the following:

23 1. The effect of the state's bait industry on the introduction and spread of
24 invasive species.

1 2. The effect of the state's pet industry on the introduction and spread of
2 invasive species.

3 3. The acquisition of invasive species through mail order and Internet sales.

4 4. Any other issue as determined by the council.

5 (c) The council shall make recommendations to the department on the
6 establishment of a procedure for awarding cost-sharing grants under sub. (2) (c) to
7 public and private entities for up to 50% of the costs of eligible projects to control
8 invasive species. The recommendations shall contain criteria for determining
9 eligibility for these grants and for determining which applicants should be awarded
10 the grants.

11 (d) To assist the council in its work, the council shall create 4 subcommittees
12 on the subjects of education, research, regulation, and interagency coordination. The
13 council may create additional subcommittees on other subjects.

14 **(5) INSPECTIONS.** As part of the statewide management plan, the department
15 shall create a watercraft inspection program under which the department shall
16 conduct periodic inspections of boats, boating equipment, and boat trailers entering
17 and leaving navigable waters and shall educate boaters about the threat of invasive
18 species that are aquatic species. The department shall encourage the use of
19 volunteers or may use department employees for these inspections.

20 **(6) REPORTS.** (a) The department shall submit to the legislature under s. 13.172
21 (2), and to the governor and the council, a biennial report that includes all of the
22 following:

23 1. Details on the administration of the program established under sub. (2),
24 including an assessment as to the progress that is being made in controlling invasive
25 species in this state.

1 2. A description of state funding that has been expended under the program.

2 3. A description of funding from other sources that has been expended to control
3 invasive species in this state.

4 4. An assessment of the future needs of the program.

5 (b) The department shall submit the biennial report under par. (a) before July
6 1 of each even-numbered year. The first biennial report shall be submitted no later
7 than July 1, 2004. Each report shall cover the 24-month period ending on the March
8 31 that immediately precedes the date of the report.

9 (c) In addition to the report required under par. (a), the department shall
10 submit an interim performance report to the legislature under s. 13.172 (2), and to
11 the governor and the council, on the progress that has been made on the control of
12 invasive species. The department shall submit this interim performance report
13 before July 1 of each odd-numbered year. The first interim performance report shall
14 be submitted no later than July 1, 2005. Each interim performance report shall cover
15 the 12-month period ending on the March 31 that immediately precedes the date of
16 the interim performance report.

17 (7) APPEARANCE BEFORE LEGISLATURE. Upon request of a standing committee of
18 the legislature with jurisdiction over matters related to the environment, natural
19 resources, or agriculture, the director of the program shall appear to testify.

20 ***b3063/1.3* SECTION 72td.** 23.23 (title) of the statutes is repealed.

21 ***b3063/1.3* SECTION 72tj.** 23.23 (1) of the statutes is renumbered 23.235 (1)

22 (b) and amended to read:

23 23.235 (1) (b) ~~In this section, “purple~~ “Purple loosestrife” means any nonnative
24 member of the genus *Lythrum*.

1 ***b3063/1.3* SECTION 72tm.** 23.23 (2) of the statutes is renumbered 23.235
2 (3m) and amended to read:

3 23.235 **(3m) RESEARCH.** The Under the program established under s. 23.22, the
4 department shall make a reasonable effort to conduct research to determine
5 alternative methods to contain and control purple loosestrife in the most
6 environmentally sound manner and may conduct other research on the control of
7 nuisance weeds. The secretaries of natural resources and of agriculture, trade and
8 consumer protection may authorize any person to plant or cultivate nuisance weeds
9 for the purpose of controlled experimentation.

10 ***b3063/1.3* SECTION 72tq.** 23.23 (3) (a) of the statutes is renumbered 23.235
11 (2m) (a) and amended to read:

12 23.235 **(2m) (a)** The Under the program established under s. 23.22, the
13 department shall make a reasonable effort to develop a statewide program plan to
14 control purple loosestrife on both public and private lands, as provided in this
15 subsection.

16 ***b3063/1.3* SECTION 72tv.** 23.23 (3) (b) of the statutes is renumbered 23.235
17 (2m) (b) and amended to read:

18 23.235 **(2m) (b)** The department shall make a reasonable effort to implement
19 control and quarantine methods on public lands as soon as practicable. The
20 department shall make a reasonable effort to employ the least environmentally
21 harmful methods available that are effective, based on research conducted under
22 sub. ~~(2)~~ (3m).

23 ***b3063/1.3* SECTION 72ud.** 23.23 (3) (c) of the statutes is renumbered 23.235
24 (2m) (c).

1 ***b3063/1.3* SECTION 72uj.** 23.23 (3) (d) of the statutes is renumbered 23.235
2 (2m) (d).

3 ***b3063/1.3* SECTION 72um.** 23.23 (3) (e) of the statutes is renumbered 23.235
4 (2m) (e).

5 ***b3063/1.3* SECTION 72uq.** 23.23 (4) (a) of the statutes is renumbered 23.235
6 (4) (a) and amended to read:

7 23.235 (4) (a) The Under the program established under s. 23.22, the
8 department shall make a reasonable effort to develop a statewide education ~~program~~
9 effort on the effects of ~~purple loosestrife~~ nuisance weeds, as provided in this
10 subsection.

11 ***b3063/1.3* SECTION 72uv.** 23.23 (4) (b) of the statutes is renumbered 23.235
12 (4) (b) and amended to read:

13 23.235 (4) (b) The department shall make a reasonable effort to educate the
14 authorities in charge of the maintenance of all federal, state and county trunk
15 highways and all forest and park land in this state on methods to identify and control
16 ~~purple loosestrife and multiflora rose~~ nuisance weeds. The department of
17 transportation and all other authorities in charge of the maintenance of highways,
18 forests and parks may cooperate with the department in efforts under this
19 paragraph.

20 ***b3063/1.3* SECTION 72vd.** 23.23 (4) (c) of the statutes is renumbered 23.235
21 (4) (c).

22 ***b3063/1.3* SECTION 72vj.** 23.235 (1) of the statutes is renumbered 23.235 (1)
23 (intro.) and amended to read:

24 23.235 (1) DEFINITIONS. (intro.) In this section, ~~“nuisance;~~

1 (a) “Nuisance weeds” means ~~any nonnative member of the genus Lythrum~~
2 (~~purple loosestrife~~) or hybrids thereof and multiflora rose.

3 ***b3063/1.3* SECTION 72vm.** 23.235 (2) of the statutes, as affected by 2001
4 Wisconsin Act 16, is amended to read:

5 23.235 (2) PROHIBITION. Except as provided in sub. (3) (3m), no person may sell,
6 offer for sale, distribute, plant, or cultivate any multiflora rose or seeds thereof.

7 ***b3063/1.3* SECTION 72vq.** 23.235 (2m) (title) of the statutes is created to read:

8 23.235 (2m) (title) CONTROL EFFORTS.

9 ***b3063/1.3* SECTION 72vv.** 23.235 (3) of the statutes is repealed.

10 ***b3063/1.3* SECTION 72wd.** 23.235 (4) (title) of the statutes is created to read:

11 23.235 (4) (title) EDUCATION.

12 ***b3063/1.3* SECTION 72wj.** 23.235 (5) of the statutes is amended to read:

13 23.235 (5) PENALTY. Any person who knowingly violates ~~this section~~ sub. (2)
14 shall forfeit not more than \$100. Each violation of this section is a separate offense.

15 ***b3063/1.3* SECTION 72wm.** 23.24 (1) (g) of the statutes, as created by 2001
16 Wisconsin Act 16, is amended to read:

17 23.24 (1) (g) “Invasive aquatic plant” means an aquatic plant that is designated
18 under sub. (2) (b) 1.

19 ***b3063/1.3* SECTION 72wq.** 23.24 (2) (title) of the statutes, as created by 2001
20 Wisconsin Act 16, is repealed and recreated to read:

21 23.24 (2) (title) DEPARTMENT DUTIES.

22 ***b3063/1.3* SECTION 72wv.** 23.24 (2) (a) 1. of the statutes, as created by 2001
23 Wisconsin Act 16, is amended to read:

24 23.24 (2) (a) 1. ~~Protect~~ Implement efforts to protect and develop diverse and
25 stable communities of native aquatic plants.

1 ***b3063/1.3* SECTION 72xd.** 23.24 (2) (a) 3. of the statutes, as created by 2001
2 Wisconsin Act 16, is renumbered 23.22 (2) (b) 5. and amended to read:

3 23.22 (2) (b) 5. Provide education and encourage and conduct research
4 concerning invasive aquatic plants species.

5 ***b3063/1.3* SECTION 72xj.** 23.24 (2) (b) (intro.) and 1. of the statutes, as
6 created by 2001 Wisconsin Act 16, are consolidated, renumbered 23.24 (2) (b) and
7 amended to read:

8 23.24 (2) (b) Under the program implemented under par. (a), the department
9 shall ~~do all of the following:~~ ~~1. Designate~~ designate by rule which aquatic plants are
10 invasive aquatic plants for purposes of this section. The department shall designate
11 Eurasian water milfoil, curly leaf pondweed, and purple loosestrife as invasive
12 aquatic plants and may designate any other aquatic plant as an invasive aquatic
13 plant if it has the ability to cause significant adverse change to desirable aquatic
14 habitat, to significantly displace desirable aquatic vegetation, or to reduce the yield
15 of products produced by aquaculture.

16 ***b3063/1.3* SECTION 72xm.** 23.24 (2) (b) 2. of the statutes, as created by 2001
17 Wisconsin Act 16, is renumbered 23.24 (2) (a) 4.

18 ***b3063/1.3* SECTION 72xq.** 23.24 (2) (c) (intro.) of the statutes, as created by
19 2001 Wisconsin Act 16, is amended to read:

20 23.24 (2) (c) (intro.) The requirements promulgated under par. ~~(b) 2.~~ (a) 4. may
21 specify any of the following:

22 ***b3063/1.3* SECTION 72xv.** 23.24 (3) (a) (intro.) of the statutes, as created by
23 2001 Wisconsin Act 16, is amended to read:

1 23.24 (3) (a) (intro.) Unless a person has a valid aquatic plant management
2 permit issued ~~under the program established under sub. (2) by the department,~~ no
3 person may do any of the following:

4 *~~4548/2.19~~* *~~3266/P1.8~~* SECTION 73. 23.33 (13) (cg) of the statutes is
5 amended to read:

6 23.33 (13) (cg) *Penalties related to causing death or injury; interference with*
7 *signs and standards.* A person who violates sub. (8) (f) 1. ~~shall be fined not more than~~
8 ~~\$10,000 or imprisoned for not more than 3 years or both is guilty of a Class H felony~~
9 if the violation causes the death or injury, as defined in s. 30.67 (3) (b), of another
10 person.

11 *b3054/1.2* SECTION 79q. 25.17 (16) (a) 1. of the statutes, as created by 2001
12 Wisconsin Act 16, is repealed.

13 *b3054/1.2* SECTION 79r. 25.17 (16) (a) 2. of the statutes, as created by 2001
14 Wisconsin Act 16, is amended to read:

15 25.17 (16) (a) 2. All proceeds of, and investment earnings on, investments of
16 the permanent endowment fund made under s. 25.18 (1) (p) that are received in the
17 fiscal year, less the amount transferred to the tobacco control fund under s. 13.101
18 (16) (b) in that year.

19 *b2946/1.1* SECTION 79s. 25.17 (71) of the statutes is created to read:

20 25.17 (71) (a) Before June 30, 2004, make an effort to commit to invest an
21 amount not less than \$50,000,000 in venture capital investment firms. The amount
22 that is committed to be invested under this paragraph shall be in addition to any
23 amount that is invested in venture capital investment firms before the effective date
24 of this paragraph [revisor inserts date]. In selecting the venture capital

1 investment firms in which to make investments, the board is subject to the standard
2 of responsibility under s. 25.15 (2) and shall consider all of the following factors:

3 1. The experience of the venture capital investment firms in making
4 investments.

5 2. The commitment of the venture capital investment firms to making venture
6 capital investments in health care, biotechnology, and other technological
7 industries.

8 3. The willingness of the venture capital investment firms to make at least 75%
9 of the investments in businesses headquartered in this state.

10 4. Whether the venture capital investment firms have a place of business in this
11 state.

12 5. The overall experience of the venture capital investment firms in making
13 investments in businesses that are in the venture capital stage.

14 6. The relationships that the venture capital investment firms have with
15 technology transfer organizations, such as the Wisconsin Alumni Research
16 Foundation, Inc.

17 7. The ability of the venture capital investment firms to do lead and follow-on
18 investments.

19 (b) Any venture capital investment firm in which the investment board makes
20 an investment under par. (a) shall make an effort to invest in businesses located in
21 the areas of Green Bay, Eau Claire, Madison, Janesville–Beloit, La Crosse, Stevens
22 Point–Marshfield, Racine–Kenosha, Milwaukee, Sheboygan–Manitowoc, Superior,
23 the Fox River Valley, and Wausau and within the boundaries of any federally
24 recognized Indian reservation. The investment board shall determine the
25 geographic boundaries of each area.

1 (c) Nothing in this subsection limits the authority of the board to make any
2 other investments that are otherwise authorized by law or restricts the authority of
3 the board or any venture capital investment firm to make investments in any area
4 of this state.

5 *b3118/2.8* SECTION 79t. 25.42 of the statutes is amended to read:

6 **25.42 Wisconsin election campaign fund.** All moneys appropriated under
7 s. 20.855 (4) (b) together with all moneys deposited under ss. 8.35 (4) (a), 11.07 (5),
8 11.12 (2), 11.16 (2), 11.19 (1), 11.23 (2), 11.26 (1t) and (2t), and 11.38 (6), all moneys
9 reverting to the state under s. 11.50 (8) and all gifts, bequests and devises received
10 under s. 11.50 (13) constitute the Wisconsin election campaign fund, to be expended
11 for the purposes of s. 11.50. All moneys in the fund not disbursed by the state
12 treasurer shall continue to accumulate indefinitely.

13 *b3042/2.1* SECTION 80m. 25.60 of the statutes, as affected by 2001 Wisconsin
14 Act 16, is amended to read:

15 **25.60 Budget stabilization fund.** There is created a separate nonlapsible
16 trust fund designated as the budget stabilization fund, consisting of moneys
17 transferred to the fund from the general fund under s. 16.518 (3) and moneys
18 deposited into the fund under 2001 Wisconsin Act (this act), section 9107 (1b).

19 *–4705/1.2* SECTION 81. 25.66 (1) (e) of the statutes is created to read:

20 25.66 (1) (e) Beginning in fiscal year 2003–04, all moneys transferred from the
21 general fund under s. 20.436 (1) (b).

22 *–4550/8.6* SECTION 82. 25.69 of the statutes, as created by 2001 Wisconsin
23 Act 16, is amended to read:

24 **25.69 Permanent endowment fund.** There is established a separate
25 nonlapsible trust fund designated as the permanent endowment fund, consisting of

1 all of the proceeds from the sale of the state's right to receive payments under the
2 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,
3 and all investment earnings on the proceeds. Moneys in the permanent endowment
4 fund shall be used only to make the transfers under s. 20.855 (4) (rc), (rh), (rp), and
5 (rv) and to make the appropriation under s. 20.855 (4) (rb).

6 *~~4550/8.7~~* **SECTION 83.** 25.69 of the statutes, as affected by 2001 Wisconsin
7 Acts 16 and (this act), is repealed and recreated to read:

8 **25.69 Permanent endowment fund.** There is established a separate
9 nonlapsible trust fund designated as the permanent endowment fund, consisting of
10 all of the proceeds from the sale of the state's right to receive payments under the
11 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,
12 and all investment earnings on the proceeds. Moneys in the permanent endowment
13 fund shall be used only to make the transfers under ss. 13.101 (16) and 20.855 (4) (rh).

14 *b2531/1.3* **SECTION 83s.** 26.02 of the statutes is created to read:

15 **26.02 Council on forestry. (1) DUTIES.** The council on forestry shall advise
16 the governor, the legislature, the department of natural resources, the department
17 of commerce, and other state agencies, as determined to be appropriate by the
18 council, on all of the following topics as they affect forests located in this state:

- 19 (a) The protection of forests from fire, insects, and disease.
20 (b) The practice of sustainable forestry, as defined in s. 28.04 (1) (e).
21 (c) Reforestation and forestry genetics.
22 (d) Management and protection of urban forests.
23 (e) Increasing the public's knowledge and awareness of forestry issues.
24 (f) Forestry research.

1 (g) Increasing the economic development of the forestry industry and
2 employment in the forestry industry.

3 (h) Marketing and use of forest products.

4 (i) Legislation that impacts on the management of forest lands in this state.

5 (j) Staffing and funding needs for forestry programs conducted by the state.

6 **(2) REPORT.** (a) The council on forestry shall prepare a biennial report on the
7 status of the state's forest resources and forestry industry. The report shall include
8 a summary of each of the following:

9 1. The magnitude, nature, and extent of the forest resources in this state.

10 2. The current use in this state for forest products and the benefits that these
11 forest products provide to the state.

12 3. The projected future demand for forest products and the projected benefits
13 that these forest products will provide to the state in the future.

14 4. The types of owners and forms of ownership that apply to forests in this state,
15 including the reasons why persons own forest land.

16 5. The success of existing incentives that are offered to stimulate the
17 development of forest resources.

18 6. The possible economic opportunities in this state that may result if improved
19 forest-product marketing, and increased business dealing in or use of forest
20 products, occurs in this state.

21 7. Recommendations for increasing the economic development of the forestry
22 industry and employment in the forestry industry.

23 8. The effect of state and local governmental laws and policy on forestry
24 management and the location of markets for forest products.

1 9. Recommendations as to staffing and funding needs for forestry programs
2 and other conservation programs related to forestry that are conducted by the state
3 to support and enhance the development of forest resources.

4 10. Recommendations as to the need to increase the public's knowledge and
5 awareness of forestry issues.

6 (b) The council on forestry shall submit the report under this subsection no
7 later than June 1 of each odd-numbered year for distribution to the governor and to
8 the appropriate standing committees of the legislature under s. 13.172 (3). The first
9 report shall be submitted no later than June 1, 2005. Each report shall cover the
10 24-month period ending on the December 31 immediately preceding the date of the
11 report.

12 *~~4548/2.20~~* *~~3266/P1.9~~* **SECTION 84.** 26.14 (8) of the statutes is amended
13 to read:

14 26.14 (8) Any person who intentionally sets fire to the land of another or to a
15 marsh ~~shall be fined not more than \$10,000 or imprisoned for not more than 7 years~~
16 ~~and 6 months or both~~ is guilty of a Class H felony.

17 ***b2321/1.1*** **SECTION 84g.** 26.145 (2m) of the statutes is created to read:

18 26.145 (2m) **EFFECT OF OTHER FINANCIAL ASSISTANCE.** The department may
19 consider any cost which has been or will be paid or reimbursed from moneys received
20 under another federal or state financial assistance program as an ineligible cost for
21 the purposes of calculating the amount of a grant under sub. (1), except that the
22 department shall consider any cost that has been or will be paid or reimbursed from
23 moneys received under s. 101.573 (3) as an eligible cost for the purposes of calculating
24 the amount of a grant under sub. (1).

1 ***b2321/1.1* SECTION 84gh.** 26.145 (2m) of the statutes, as created by 2001
2 Wisconsin Act (this act) is repealed.

3 ***b3026/3.1* SECTION 84gn.** 26.39 (4) of the statutes, as created by 2001
4 Wisconsin Act 16, is renumbered 26.39 (4) (a) and amended to read:

5 26.39 (4) (a) The department shall credit to the appropriation account under
6 s. 20.370 (1) (cu) the moneys received as surcharges under s. 28.06 (2m) during fiscal
7 year 2001–02, up to a total amount of \$300,000. The department shall credit any
8 balance over \$300,000 that remains from the moneys received as such surcharges
9 during fiscal year 2001–02 to the appropriation account under s. 20.370 (1) (cv).

10 ***b3026/3.1* SECTION 84gp.** 26.39 (4) (b) of the statutes is created to read:

11 26.39 (4) (b) For fiscal year 2002–03 and each fiscal year thereafter, the
12 department shall credit 50% of the moneys received as surcharges under s. 28.06
13 (2m) during the applicable fiscal year to the appropriation account under s. 20.370
14 (1) (cu) and the remaining 50% to the appropriation account under s. 20.370 (1) (cv).

15 ***b2460/2.2* SECTION 84j.** 29.001 (20) of the statutes is created to read:

16 29.001 (20) “Deer” means white-tailed deer and does not include farm-raised
17 deer.

18 ***b2460/2.2* SECTION 84k.** 29.001 (22) of the statutes is created to read:

19 29.001 (22) “Elk” means elk that is present in the wild and that does not have
20 an ear tag or other mark identifying it as being raised on a farm.

21 ***b2460/2.2* SECTION 84km.** 29.001 (36) of the statutes is amended to read:

22 29.001 (36) “Game animals” ~~includes~~ means deer, moose, elk, bear, rabbits,
23 squirrels, fox ~~and~~, raccoon, and any other wild animals specified by the department.

24 ***b2460/2.2* SECTION 84kmb.** 29.024 (2) (a) of the statutes is amended to read:

1 29.024 (2) (a) ~~A~~ Except as provided in s. 29.182 (4), a hunting, trapping, or
2 fishing approval may be issued only to and obtained only by a natural person entitled
3 to the approval.

4 ***b2460/2.2* SECTION 84kmd.** 29.024 (2) (d) of the statutes is amended to read:

5 29.024 (2) (d) Except as provided under s. 29.182 (4) or 29.519 (2) (d) or by rule,
6 no person may transfer his or her approval or permit the use of any approval by any
7 other person.

8 ***b2900/2.17* SECTION 84m.** 29.038 (1) (a) of the statutes, as affected by 2001
9 Wisconsin Act 16, is amended to read:

10 29.038 (1) (a) “Local governmental unit” has the meaning given in s. ~~22.01~~
11 16.97 (7).

12 ***b2460/2.2* SECTION 84mf.** 29.047 (1m) of the statutes is amended to read:

13 29.047 (1m) Unless prohibited by the laws of an adjoining state, any person
14 who has lawfully killed a deer or an elk in this state may take the deer or elk or its
15 carcass into the adjoining state and ship the deer or elk or carcass from any point in
16 the adjoining state to any point in this state.

17 ***b3062/1.1* SECTION 84mg.** 29.053 (1) of the statutes is amended to read:

18 29.053 (1) All fishing seasons on inland waters shall open on a Saturday. All
19 fishing seasons on inland waters and outlying waters shall close on a Sunday.

20 ***b2460/2.2* SECTION 84mh.** 29.089 (3) of the statutes is amended to read:

21 29.089 (3) A person may hunt deer, elk, wild turkeys, or small game in a state
22 park, or in a portion of a state park, if the department has authorized by rule the
23 hunting of that type of game in the state park, or in the portion of the state park, and
24 if the person holds the approvals required under this chapter for hunting that type
25 of game.

1 ***b2460/2.2* SECTION 84mj.** 29.161 of the statutes is amended to read:

2 **29.161 Resident small game hunting license.** A resident small game
3 hunting license shall be issued subject to s. 29.024 by the department to any resident
4 applying for this license. The resident small game hunting license does not authorize
5 the hunting of bear, deer, elk, or wild turkey.

6 ***b2460/2.2* SECTION 84mm.** 29.171 (2) of the statutes is amended to read:

7 **29.171 (2)** A resident archer hunting license authorizes the hunting of all
8 game, except bear, elk, and wild turkey, during the open seasons for hunting that
9 game with bow and arrow established by the department. This license authorizes
10 hunting with a bow and arrow only, unless hunting with a crossbow is authorized by
11 a Class A, Class B, or Class C permit issued under s. 29.193 (2) or a permit issued
12 under sub. (4).

13 ***b2460/2.2* SECTION 84mp.** 29.182 of the statutes is created to read:

14 **29.182 Elk hunting licenses. (1) DEPARTMENT AUTHORITY.** The department
15 may issue elk hunting licenses and may limit the number of elk hunters and elk
16 harvested in any area of the state. The department may establish by rule closed
17 zones where elk hunting is prohibited.

18 **(2) APPLICATION.** A person who applies for an elk hunting license under this
19 section shall pay the processing fee under s. 29.553 at the time of application.

20 **(3) AUTHORIZATION. (a)** A resident elk hunting license authorizes a resident of
21 this state to hunt elk with a firearm or bow and arrow, or with a crossbow, if the
22 resident has a Class A, Class B, or Class C permit issued under s. 29.193 (2) that
23 authorizes hunting with a crossbow, or if the resident has a crossbow permit issued
24 under s. 29.171 (4) (a).

1 (b) A nonresident elk hunting license authorizes a nonresident of this state to
2 hunt elk with a firearm or with a bow and arrow.

3 (4) ISSUANCE. (a) Except as provided in pars. (c) and (d) and sub. (4m), if the
4 department issues elk hunting licenses, the department shall issue a resident or
5 nonresident elk hunting license to any person who applies for such a license, and who
6 pays the fees required for the license.

7 (b) In issuing resident elk hunting licenses and nonresident elk hunting
8 licenses under this section, the department shall determine the number of licenses
9 it will issue in a given elk hunting season and shall allocate the licenses to residents
10 and nonresidents in the following manner:

11 1. If the total number of licenses to be issued is 100 licenses or less, the licenses
12 shall be allocated for issuance only as resident elk hunting licenses.

13 2. If the number of licenses to be issued is more than 100 licenses, the first 100
14 licenses and 95% of the amount over 100 shall be allocated for issuance as resident
15 elk hunting licenses and the remaining licenses shall be allocated for issuance as
16 nonresident elk hunting licenses.

17 (c) If the number of applicants for resident elk hunting licenses exceeds the
18 number of resident elk hunting licenses that are available under par. (b), the
19 department shall select at random the residents to be issued the licenses. If the
20 number of applicants for resident elk hunting licenses is less than the number of
21 resident elk hunting licenses available under par. (b), the department shall
22 reallocate the unissued licenses to be issued as nonresident elk hunting licenses
23 under par. (d).

24 (d) If the number of applicants for nonresident elk hunting licenses exceeds the
25 number of nonresident elk hunting licenses that are available under par. (b), the

1 department shall select at random the nonresidents to be issued the licenses. If the
2 number of applicants for nonresident elk hunting licenses is less than the number
3 of nonresident elk hunting licenses available under par. (b), the department shall
4 reallocate the unissued licenses to be issued as resident elk hunting licenses.

5 (e) In addition to any other elk hunting license that the department issues
6 under this subsection, the department shall issue one resident elk hunting license
7 in an elk hunting season to an organization known as the Rocky Mountain Elk
8 Foundation if the organization applies for the license for that season and pays the
9 required fees for the license. The organization may apply for the license only during
10 the first 5 elk hunting seasons for which licenses are issued under this section.

11 (f) The organization known as the Rocky Mountain Elk Foundation shall award
12 the license that is issued under par. (e) as a prize in a raffle conducted by a subunit
13 of the organization that is licensed to conduct raffles under ch. 563.

14 (g) The organization known as the Rocky Mountain Elk Foundation shall
15 transfer the license awarded or under par. (f) only to a person who is qualified to
16 receive a resident elk hunting license and shall transfer to that person the carcass
17 tag and back tag that was issued by the department to the organization under subs.
18 (6) and (7).

19 (h) If the organization known as the Rocky Mountain Elk Foundation fails to
20 transfer the license under par. (g), the license shall become invalid, and the
21 department may issue another resident elk hunting license under this subsection.

22 (i) The organization known as the Rocky Mountain Elk Foundation shall use
23 the proceeds from the raffle under par. (f) in this state to promote elk management,
24 to promote the reintroduction of eastern elk, or to further elk research.

1 **(4m) LIMITATION OF ONE LICENSE.** A person may be issued, or transferred under
2 par. (g), only one resident elk hunting license in his or her lifetime, and the resident
3 elk hunting license shall be valid for only one elk hunting season. The issuance, or
4 transfer under par. (g), of the license to the person is subject to s. 29.024 (2g).

5 **(5) FEES.** Fees received from the issuance of licenses under this section shall
6 be credited to the appropriation account under s. 20.370 (1) (hq).

7 **(6) CARCASS TAG.** The department shall issue an elk carcass tag to each person
8 and organization who is issued an elk hunting license under this section.

9 **(7) BACK TAG.** (a) The department shall issue a back tag to each person and
10 organization who is issued an elk hunting license under this section.

11 (b) No person may hunt elk unless there is attached to the center of the person's
12 coat, shirt, jacket, or similar outermost garment where it can be clearly seen, the
13 back tag issued to the person under par. (a).

14 ***b2460/2.2* SECTION 84n.** 29.204 of the statutes is amended to read:

15 **29.204 Nonresident annual small game hunting license.** A nonresident
16 annual small game hunting license shall be issued subject to s. 29.024 by the
17 department to any nonresident applying for this license. The nonresident annual
18 small game hunting license authorizes the hunting of small game during the
19 appropriate open season but does not authorize the hunting of deer, elk, bear, wild
20 turkey, or fur-bearing animals.

21 ***b2460/2.2* SECTION 84nab.** 29.207 of the statutes is amended to read:

22 **29.207 Nonresident 5-day small game hunting license.** A nonresident
23 5-day small game hunting license shall be issued subject to s. 29.024 by the
24 department to any nonresident applying for this license. The nonresident 5-day
25 small game hunting license authorizes the hunting of small game for which there is

1 an open season during the 5–day period for which it is issued but does not authorize
2 the hunting of deer, elk, bear, wild turkey, or fur–bearing animals.

3 ***b2460/2.2* SECTION 84nad.** 29.213 of the statutes is amended to read:

4 **29.213 Nonresident fur–bearing animal hunting license.** A nonresident
5 fur–bearing animal hunting license shall be issued subject to s. 29.024 by the
6 department to any nonresident applying for this license. The nonresident
7 fur–bearing animal hunting license authorizes the hunting of skunk, raccoon, fox,
8 weasel, opossum, coyote, bobcat and cougar during the appropriate open season but
9 does not authorize the hunting of other fur–bearing animals, other small game, deer,
10 elk, or bear.

11 ***b2460/2.2* SECTION 84naf.** 29.216 (2) of the statutes is amended to read:

12 29.216 (2) AUTHORIZATION. The nonresident archer hunting license authorizes
13 the hunting of all game, except bear, elk, wild turkey, and fur–bearing animals,
14 during the open season for the hunting of that game with a bow and arrow. This
15 license authorizes hunting with a bow and arrow only unless hunting with a
16 crossbow is authorized by a Class A, Class B, or Class C permit issued under s.
17 29.193 (2).

18 ***b3047/1.2* SECTION 84nb.** 29.235 (2) of the statutes is amended to read:

19 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.
20 A resident conservation patron license confers upon the licensee all the combined
21 privileges conferred by a resident small game hunting license, resident deer hunting
22 license, resident wild turkey hunting license, resident archer hunting license,
23 waterfowl hunting stamp, pheasant hunting stamp, a wild turkey hunting stamp,
24 resident annual fishing license, ~~sturgeon spearing license~~, an inland waters trout
25 stamp, a Great Lakes trout and salmon stamp, and trapping license.

1 ***b3047/1.2* SECTION 84nc.** 29.235 (2m) of the statutes is amended to read:

2 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
3 nonresident conservation patron license confers upon the licensee all the combined
4 privileges conferred by a nonresident small game hunting license, nonresident deer
5 hunting license, nonresident wild turkey hunting license, nonresident archer
6 hunting license, waterfowl hunting stamp, pheasant hunting stamp, a wild turkey
7 hunting stamp, nonresident annual fishing license, ~~sturgeon spearing license~~, an
8 inland waters trout stamp, and a Great Lakes trout and salmon stamp.

9 ***b3047/1.2* SECTION 84nf.** 29.237 (1) of the statutes is renumbered 29.237 (1)
10 (intro.) and amended to read:

11 29.237 (1) (intro.) In this section, ~~“validated”~~:

12 (b) “Validated” means marked with specified information in the manner
13 required by the department.

14 ***b3047/1.2* SECTION 84ng.** 29.237 (1) (a) of the statutes is created to read:

15 29.237 (1) (a) “Lake Winnebago and upper Fox and Wolf rivers system” means
16 Buttes des Morts Lake, Winneconne Lake, Poygan Lake, Winnebago Lake, and all
17 of the following:

18 1. Each stream that flows into any of these lakes, from the mouth of the stream
19 upstream to the first dam on the stream.

20 2. The Fox River from the point that it flows into Lake Winnebago upstream
21 to the dam above the city of Princeton.

22 3. Each tributary of the Fox River from the point that it flows into the Fox River
23 upstream to the first dam on the tributary.

24 4. The Wolf River from its mouth upstream to the dam in the city of Shawano.

1 5. Each tributary of the Wolf River from the point that it flows into the Wolf
2 River to the first dam on the tributary.

3 ***b3047/1.2* SECTION 84ni.** 29.237 (1m) (c) of the statutes is repealed.

4 ***b3047/1.2* SECTION 84nk.** 29.237 (2) of the statutes is amended to read:

5 29.237 (2) The sturgeon spearing license shall be accompanied by sturgeon
6 carcass tags in the quantity to correspond with the season bag limit for spearing ~~rock~~
7 ~~or~~ lake sturgeon established by the department. The serial numbers of these tags
8 shall be entered on the license by the person issuing the license or by the department.

9 ***b3047/1.2* SECTION 84nL.** 29.237 (3) of the statutes is amended to read:

10 29.237 (3) A sturgeon spearing license authorizes the spearing of ~~rock~~ ~~or~~ lake
11 sturgeon subject to any limit imposed under s. 29.192 (3) and only during the open
12 season for spearing these sturgeon established by the department. No person may
13 fish for sturgeon by means of a spear ~~unless the person is issued a conservation~~
14 ~~patron license or~~ unless the person is issued a sturgeon spearing license. The
15 ~~conservation patron license or~~ the sturgeon spearing license shall be carried on the
16 person of the licensee at all times while fishing for sturgeon by means of a spear.

17 ***b3047/1.2* SECTION 84nm.** 29.237 (4) of the statutes is amended to read:

18 29.237 (4) Any person having taken a ~~rock~~ ~~or~~ lake sturgeon by means of a spear
19 shall immediately attach a current, validated sturgeon carcass tag issued to that
20 person to the tail of the sturgeon. No person may possess, control, store or transport
21 a ~~rock~~ ~~or~~ lake sturgeon carcass unless it is tagged as required under this section.

22 ***b3047/1.2* SECTION 84no.** 29.237 (5) of the statutes is created to read:

23 29.237 (5) The department shall deposit receipts from the sale of sturgeon
24 spearing licenses under this subsection into the conservation fund and shall credit
25 these receipts to the appropriation account under s. 20.370 (4) (kw).

1 ***b2460/2.2* SECTION 84noh.** 29.314 (3) (title) of the statutes is amended to
2 read:

3 29.314 (3) (title) SHINING DEER, ELK OR BEAR WHILE HUNTING OR POSSESSING
4 WEAPONS PROHIBITED.

5 ***b2460/2.2* SECTION 84noj.** 29.314 (3) (a) of the statutes is amended to read:

6 29.314 (3) (a) *Prohibition.* No person may use or possess with intent to use a
7 light for shining deer, elk, or bear while the person is hunting deer, elk, or bear or in
8 possession of a firearm, bow and arrow, or crossbow.

9 ***b2460/2.2* SECTION 84nom.** 29.347 (title) of the statutes is amended to read:

10 **29.347 (title) Possession of deer and elk; heads and skins.**

11 ***b2460/2.2* SECTION 84np.** 29.347 (2) of the statutes is amended to read:

12 29.347 (2) DEER OR ELK CARCASS TAGS. Except as provided under sub. (5) and s.
13 29.324 (3), any person who kills a deer shall immediately attach to the ear or antler
14 of the deer a current validated deer carcass tag which is authorized for use on the
15 type of deer killed. Any person who kills an elk shall immediately attach to the ear
16 or antler of the elk a current validated elk carcass tag. Except as provided under sub.
17 (2m) or s. 29.871 (7), (8), or (14) or 29.89 (6), no person may possess, control, store,
18 or transport a deer carcass unless it is tagged as required under this subsection.
19 Except as provided under sub. (2m), no person may possess, control, store, or
20 transport an elk carcass unless it is tagged as required under this subsection. A
21 person who kills a deer or elk shall register the deer or elk in the manner required
22 by the department. The carcass tag may not be removed before registration. The
23 removal of a carcass tag from a deer or elk before registration renders the deer or elk
24 untagged.

25 ***b2460/2.2* SECTION 84nq.** 29.347 (2m) (a) of the statutes is amended to read:

1 29.347 (2m) (a) A deer carcass tag attached under sub. (2) and a registration
2 tag attached by the department or a car kill tag attached under sub. (5) may be
3 removed from a gutted carcass at the time of butchering, but the person who killed
4 or obtained the deer or elk shall retain all tags until the meat is consumed.

5 ***b2460/2.2* SECTION 84ns.** 29.347 (2m) (b) of the statutes is amended to read:

6 29.347 (2m) (b) Any person who retains a tag under par. (a) may give deer or
7 elk meat to another person. The person who receives the gift of deer or elk meat is
8 not required to possess a tag.

9 ***b2460/2.2* SECTION 84nt.** 29.347 (3) of the statutes is amended to read:

10 29.347 (3) HEADS AND SKINS. The head and skin of any deer or elk lawfully
11 killed, when severed from the rest of the carcass, are not subject to this chapter; but
12 no person ~~shall~~ may have possession or control of the green head or green skin of a
13 deer or elk during the period beginning 30 days after the close of the open deer
14 applicable season and the opening of the succeeding applicable season, ~~or~~. Unless
15 authorized by the department, no person may at any time have possession or control
16 of a deer or elk head in the velvet, or a deer or elk skin in the red, blue, or spotted coat.

17 ***b2460/2.2* SECTION 84nu.** 29.347 (4) of the statutes is amended to read:

18 29.347 (4) ANTLERS REMOVED OR BROKEN. Any deer ~~taken during an open season~~
19 ~~for hunting antlered deer only or for hunting antlerless deer only~~ from which the
20 antlers have been removed, broken, shed, or altered so as to make determination of
21 the legality of the deer impossible is an illegal deer if the deer is taken during an open
22 season for hunting only antlered deer or during an open season for hunting only
23 antlerless deer. Any elk from which the antlers have been removed, broken, shed,
24 or altered so as to make determination of the legality of the elk impossible is an illegal

1 elk if the elk is taken during an open season for hunting only antlered elk or during
2 an open season for hunting antlerless elk.

3 *b2460/2.2* SECTION 84nv. 29.347 (6) of the statutes is repealed.

4 *b2460/2.2* SECTION 84pb. 29.361 (title) of the statutes is amended to read:

5 **29.361 (title) Transportation of deer or elk.**

6 *b2460/2.2* SECTION 84pd. 29.361 (1) of the statutes is amended to read:

7 29.361 (1) No common carrier may receive for transportation or transport or
8 attempt to transport any deer or elk or the carcass of any deer or elk except as
9 provided in this section.

10 *b2460/2.2* SECTION 84pr. 29.361 (2) of the statutes is amended to read:

11 29.361 (2) Any person may transport a lawfully taken deer or elk if it is properly
12 tagged and registered, except as otherwise provided by rule during the open season
13 for deer or elk and for 3 days thereafter.

14 *b2460/2.2* SECTION 84pt. 29.361 (2m) of the statutes is amended to read:

15 29.361 (2m) Any person may transport an antlerless deer killed under the
16 authority of his or her hunter's choice, bonus, or other deer hunting permit on any
17 highway, as defined s. 340.01 (22), in order to register the deer in the deer
18 management area where the deer deer was killed or in an adjoining management
19 area.

20 *b2460/2.2* SECTION 84pv. 29.361 (5) of the statutes is amended to read:

21 29.361 (5) This section does not apply to a person who has a valid taxidermist
22 permit and who is transporting, attempting to transport, or receiving the carcass of
23 a deer or elk in connection with his or her business.

24 *b2460/2.2* SECTION 84px. 29.361 (6) of the statutes is repealed.

25 *b3062/1.1* SECTION 84r. 29.404 (1m) of the statutes is created to read:

1 29.404 (1m) REMOVAL DATE. If the department establishes by order or by rule
2 a date no later than which a building, vehicle, tent, fish shanty, or similar shelter
3 must be removed from the ice under the authority granted the department under
4 sub. (1), that date shall always fall on a Sunday.

5 ***b3047/1.2* SECTION 84ra.** 29.503 (3) of the statutes is amended to read:

6 29.503 (3) ~~ROCK AND LAKE~~ LAKE STURGEON. A wholesale fish dealer license does
7 not authorize a person to sell, buy, barter, trade, possess, control or transport ~~rock~~
8 ~~or~~ lake sturgeon.

9 ***b2460/2.2* SECTION 84rb.** 29.539 (1) (a) 1. of the statutes is amended to read:

10 29.539 (1) (a) 1. Deer, elk, bear, squirrel, game bird, game fish, or the carcass
11 of any of these wild animals at any time.

12 ***b2460/2.2* SECTION 84rd.** 29.541 (1) (a) 1. of the statutes is amended to read:

13 29.541 (1) (a) 1. The meat of any deer, elk, bear, squirrel, game bird, or game
14 fish taken from inland waters at any time.

15 ***b2460/2.2* SECTION 84rf.** 29.553 (1) (hm) of the statutes is created to read:

16 29.553 (1) (hm) Elk hunting license.

17 ***b2460/2.2* SECTION 84rh.** 29.563 (2) (a) 5m. of the statutes is created to read:

18 29.563 (2) (a) 5m. Elk: \$39.25.

19 ***b2460/2.2* SECTION 84rj.** 29.563 (2) (b) 3m. of the statutes is created to read:

20 29.563 (2) (b) 3m. Elk: \$199.25.

21 ***b3047/1.2* SECTION 84rk.** 29.563 (3) (a) 10. of the statutes is created to read:

22 29.563 (3) (a) 10. Sturgeon spearing: \$19.25.

23 ***b3047/1.2* SECTION 84rkm.** 29.563 (3) (b) 7. of the statutes is created to read:

24 29.563 (3) (b) 7. Sturgeon spearing: \$49.25.

1 ***b3047/1.2* SECTION 84rL.** 29.563 (3) (d) (title) and 2. of the statutes are
2 consolidated and renumbered 29.563 (3) (d).

3 ***b3047/1.2* SECTION 84rLm.** 29.563 (3) (d) 1. of the statutes is repealed.

4 ***b2460/2.2* SECTION 84rm.** 29.563 (12) (a) 5. of the statutes is created to read:
5 29.563 (12) (a) 5. Elk: \$13.

6 ***b2460/2.2* SECTION 84rp.** 29.563 (14) (a) 3. of the statutes is created to read:
7 29.563 (14) (a) 3. The processing fee for applications for elk hunting licenses:
8 \$2.75.

9 ***b2460/2.2* SECTION 84rr.** 29.563 (14) (c) 3. of the statutes is amended to read:
10 29.563 (14) (c) 3. Each application for a hunter's choice permit, bonus deer
11 hunting permit, elk hunting license, wild turkey hunting license, Canada goose
12 hunting permit, sharp-tailed grouse hunting permit, bobcat hunting and trapping
13 permit, otter trapping permit, fisher trapping permit, or sturgeon fishing permit: 25
14 cents.

15 ***b2460/2.2* SECTION 84rt.** 29.567 of the statutes is created to read:

16 **29.567 Voluntary contributions; elk research.** (1) Any applicant for an
17 elk hunting license under s. 29.182 may, in addition to paying any fee charged for the
18 license, elect to make a voluntary contribution of at least \$1 to be used for elk
19 research.

20 (2) All moneys collected under sub. (1) shall be credited to the appropriation
21 account under s. 20.370 (1) (hq).

22 ***b3047/1.2* SECTION 84ru.** 29.569 (3) (b) of the statutes, as affected by 2001
23 Wisconsin Act 77, is amended to read:

24 29.569 (3) (b) *Restrictions on issuance of sturgeon spearing licenses during the*
25 *open season.* Except as provided in par. (bm), no sturgeon spearing license may be

1 issued during a period beginning on November 1 and ending on the last day of the
2 open season for the spearing of ~~rock~~ or lake sturgeon that follows that November 1.

3 ***b3047/1.2* SECTION 84rv.** 29.569 (3) (bm) (intro.) of the statutes, as created
4 by 2001 Wisconsin Act 77, is amended to read:

5 29.569 (3) (bm) *Exceptions.* (intro.) A sturgeon spearing license may be issued
6 during a period beginning on November 1 and ending on the last day of the open
7 season for the spearing of ~~rock~~ or lake sturgeon that follows that November 1 to any
8 of the following:

9 ***b2460/2.2* SECTION 84sb.** 29.595 of the statutes is created to read:

10 **29.595 Elk hunter education program.** (1) ESTABLISHMENT. The
11 department shall establish and conduct an elk hunter education program.

12 (2) INSTRUCTION. The elk hunter education program shall provide a course of
13 instruction that includes all of the following:

14 (a) History and recovery of elk in this state and the eastern United States.

15 (b) Elk census and population estimation methods used in this state.

16 (c) Elk biology and disease prevention.

17 (d) Elk hunting techniques and hunter ethics.

18 (e) Elk hunting zones.

19 (f) Rules promulgated by the department concerning elk hunting.

20 (g) Native American hunting.

21 (3) CERTIFICATE OF ACCOMPLISHMENT. (a) The department shall issue a
22 certificate of accomplishment to a person who successfully completes the course of
23 instruction under the elk hunter education program.

1 (b) Except as provided in par. (c), no person may be issued an elk hunting license
2 unless he or she holds a valid certificate of accomplishment issued under this
3 subsection.

4 (c) A person may be issued an elk hunting license if the person holds evidence
5 that demonstrates to the satisfaction of the department that he or she has
6 successfully completed in another state or province an elk hunter education course
7 and if the course is recognized by the department under a reciprocity agreement with
8 that state or province.

9 (4) FEE PROHIBITED. The department may not charge a fee for the course of
10 instruction or the certificate of accomplishment.

11 *b2460/2.2* SECTION 84sd. 29.875 (title) of the statutes is amended to read:

12 **29.875 (title) Disposal of escaped deer or elk.**

13 *b2460/2.2* SECTION 84sf. 29.875 (1) of the statutes is renumbered 29.875 (1r).

14 *b2460/2.2* SECTION 84sg. 29.875 (1g) of the statutes is created to read:

15 29.875 (1g) In this section, “deer” means any species of deer.

16 *b2460/2.2* SECTION 84sj. 29.875 (2) of the statutes is amended to read:

17 29.875 (2) Notwithstanding sub. (1) (1r), the department may dispose of the
18 deer immediately if the department of agriculture, trade and consumer protection
19 determines that the deer poses a risk to public safety or to the health of other
20 domestic or wild animals.

21 *b2460/2.2* SECTION 84sm. 29.889 (1) (f) of the statutes is created to read:

22 29.889 (1) (f) Elk, if the department has promulgated a rule that establishes
23 a season for hunting elk.

24 *b2460/2.2* SECTION 84sp. 29.921 (7) of the statutes is amended to read:

1 29.921 (7) DOGS INJURING WILDLIFE. A warden may kill a dog found running,
2 injuring, causing injury to, or killing, any deer, ~~other than farm-raised deer or elk,~~
3 or destroying game birds, their eggs, or nests, if immediate action is necessary to
4 protect the deer, elk, or game birds, their nests or eggs, from injury or death.

5 ***b2460/2.2* SECTION 84sr.** 29.927 (8) of the statutes is amended to read:

6 29.927 (8) Any dog found running deer, ~~except farm-raised deer, or elk~~ at any
7 time, or used in violation of this chapter.

8 ***b2460/2.2* SECTION 84st.** 29.934 (1) (e) of the statutes is amended to read:

9 29.934 (1) (e) This subsection does not apply to a deer killed, or so injured that
10 it must be killed, by a collision with a motor vehicle on a highway. ~~For purposes of~~
11 ~~this subsection, "deer" does not include farm-raised deer.~~

12 ***-4548/2.21* *-3266/P1.10* SECTION 85.** 29.971 (1) (c) of the statutes is
13 amended to read:

14 29.971 (1) (c) ~~For~~ A person having fish in his or her possession in violation of
15 this chapter ~~and is guilty of a Class I felony if the value of the fish under par. (d)~~
16 exceeds \$1,000, ~~by a fine of not more than \$10,000 or imprisonment for not more than~~
17 ~~3 years or both.~~

18 ***-4548/2.22* *-3266/P1.11* SECTION 86.** 29.971 (1m) (c) of the statutes is
19 amended to read:

20 29.971 (1m) (c) ~~For~~ A person possessing clams in violation of s. 29.537, is guilty
21 of a Class I felony if the value of the clams under par. (d) exceeds \$1,000, ~~by a fine~~
22 ~~of not more than \$10,000 or imprisonment for not more than 3 years or both.~~

23 ***b2460/2.3* SECTION 86g.** 29.971 (3m) of the statutes is amended to read:

24 29.971 (3m) For unlawfully hunting a moose ~~or an elk~~, by a forfeiture of not
25 less than \$1,000 nor more than \$2,000 and the mandatory revocation of all hunting