



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb2364/P1

January 2002 Special Session

RJM

LFB:..... - Joint Finance Superamendment

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY BILL 1

A

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

2 *b2330/1.1* 1. Page 1, line 3: after "expenditures" insert ", and the priority of
3 a wage claim lien".

4 *b2300/1.1* 2. Page 28, line 9: delete lines 9 to 25.

5 *b2300/1.2* 3. Page 29, line 1: delete lines 1 to 14.

6 *b2246/1.1* 4. Page 32, line 21: delete the material beginning with that line
7 and ending with page 33, line 2.

8 *b2254/1.1* 5. Page 33, line 3: delete lines 3 to 8.

9 *b2302/1.1* 6. Page 34, line 9: delete "district attorney" and substitute
10 "prosecutor".

11 *b2279/1.1* 7. Page 35, line 6: after that line insert:

*b2302/1 #

→ Page 34, line 19: on lines 19 and 20, delete "district attorney" and substitute "prosecutor".

1 ***b2279/1.1*** **SECTION 14m.** 16.003 (2) of the statutes is amended to read:

2 16.003 (2) **STAFF.** Except as provided in ss. ~~16.548, 16.57, 978.03 (1), (1m) and~~
3 (2), 978.04 and 978.05 (8) (b), the secretary shall appoint the staff necessary for
4 performing the duties of the department. All staff shall be appointed under the
5 classified service except as otherwise provided by law.”

6 ***b2309/1.1* 8.** Page 35, line 6: after that line insert:

7 ***b2309/1.1*** **SECTION 14d.** 15.197 (25) (c) of the statutes is amended to read:
8 15.197 (25) (c) This subsection does not apply beginning on July 1, ~~2002~~ 2003.”

9 ***b2268/1.1* 9.** Page 35, line 11: after that line insert:

10 ***b2268/1.1*** **SECTION 15c.** 16.33 (1) (a) of the statutes, as affected by 2001
11 Wisconsin Act (this act), is amended to read:

12 16.33 (1) (a) Subject to sub. (2), make grants or loans, directly or through agents
13 designated under s. 16.334, from the appropriations appropriation under s. 20.505
14 (7) (b) and (j) to persons or families of low or moderate income to defray housing costs
15 of the person or family.”

16 ***b2342/2.1* 10.** Page 35, line 14: delete lines 14 to 20.

17 ***b2246/1.2* 11.** Page 35, line 21: delete the material beginning with that line
18 and ending with page 38, line 23.

19 ***b2279/1.2* 12.** Page 38, line 23: after that line insert:

20 ***b2279/1.2*** **SECTION 20m.** 16.548 (1) of the statutes is amended to read:
21 16.548 (1) The department may maintain a federal-state relations office in
22 Washington, D.C., for the purpose of promoting federal-state cooperation, ~~headed by~~
23 ~~a director. The director and a staff assistant for the office shall be appointed by the~~
24 ~~governor outside the classified service, subject to the concurrence of the joint~~

1 ~~committee on legislative organization. The director and staff assistant shall serve~~
2 ~~at the pleasure of the governor."~~

3 *b2343/1.1* **13.** Page 38, line 24: delete the material beginning with that line
4 and ending with page 39, line 17.

5 *b2257/3.1* **14.** Page 39, line 18: delete the material beginning with that line
6 and ending with page 40, line 12.

7 *b2297/1.1* **15.** Page 40, line 15: after that line insert:

8 *b2297/1.1* "SECTION 24m. 19.42 (13) (c) of the statutes is amended to read:

9 19.42 (13) (c) All positions identified under s. 20.923 (2), (4), (4g), (6) (f) to (h),
10 (7), and (8) to (10), except clerical positions."

11 *b2280/2.1* **16.** Page 41, line 2: increase the dollar amount for fiscal year
12 2001-02 by \$1,000,000 to increase funding for the purposes for which the
13 appropriation is made.

14 *b2324/1.1* **17.** Page 41, line 3: delete lines 3 to 6.

15 *b2252/2.1* **18.** Page 41, line 6: after that line insert:

16 "20.370 Natural resources, department of

17 (6) ENVIRONMENTAL AIDS

18 (bw) Wheelchair Recycling Project SEG A -0- 20,000".

19 *b2303/2.1* **19.** Page 41, line 18: increase the dollar amount for fiscal year
20 2002-03 by \$144,800 to fund the positions authorized under SECTION 9101 (3) of this
21 act.

22 *b2257/3.2* **20.** Page 41, line 19: delete lines 19 to 21.

23 *b2338/2.1* **21.** Page 42, line 3: after that line insert:

1 **“20.765 Legislature**

2 (4) CAPITOL OFFICES RELOCATION

3 (a) Capitol offices relocation costs GPR B 2,652,000 -0-”.

4 ***b2340/2.1* 22.** Page 42, line 12: after that line insert:

5 ***b2340/2.1*** “SECTION 30m. 20.245 (1) (a) of the statutes, as affected by 2001
6 Wisconsin Act 16, is amended to read:

7 20.245 (1) (a) *General program operations.* The amounts in the schedule for
8 general program operations of the historical society, ~~except as provided under par.~~
9 (ag).

10 ***b2340/2.1* SECTION 30p.** 20.245 (1) (ag) of the statutes, as affected by 2001
11 Wisconsin Act 16, is repealed.”.

12 ***b2296/2.1* 23.** Page 42, line 16: after “121.09,” insert “121.095”.

13 ***b2320/1.1* 24.** Page 42, line 17: after “year” insert “, equal to the amount
14 determined by law in the 2003–04 fiscal year and biennially thereafter.”.

15 ***b2320/1.2* 25.** Page 42, line 19: delete “thereafter” and substitute “and
16 biennially thereafter”.

17 ***b2348/1.1* 26.** Page 42, line 20: delete that line.

18 ***b2324/1.2* 27.** Page 43, line 7: delete lines 7 to 9.

19 ***b2252/2.2* 28.** Page 43, line 19: after that line insert:

20 ***b2252/2.2*** “SECTION 36kb. 20.370 (6) (bw) of the statutes is created to read:

21 20.370 (6) (bw) ~~Wheelchair Recycling Project~~. From the recycling fund, the
22 amounts in the schedule for the ~~Wheelchair Recycling Project~~ under 2001 Wisconsin

23 Act (this act) section 9137 (1q).

1 ***b2252/2.2* SECTION 36kc.** 20.370 (6) (bw) of the statutes, as created by 2001
2 Wisconsin Act (this act), is repealed.”.

3 ***b2291/2.1* 29.** Page 43, line 19: after that line insert:

4 ***b2291/2.1* “SECTION 36d.** 20.370 (1) (mu) of the statutes is amended to read:
5 20.370 (1) (mu) *General program operations — state funds.* The amounts in
6 the schedule for general program operations that do not relate to the management
7 and protection of the state’s fishery resources under ss. 23.09 to 23.11, 27.01, 30.203,
8 and 30.277, subch. VI of ch. 77, and chs. 26, 28, and 29, to provide funding under 2001
9 Wisconsin Act (this act), section 9137 (1w), and for transfers to the appropriation
10 account under s. 20.285 (1) (kf).

11 ***b2291/2.1* SECTION 36db.** 20.370 (1) (mu) of the statutes, as affected by 2001
12 Wisconsin Act (this act), is amended to read:

13 20.370 (1) (mu) *General program operations — state funds.* The amounts in
14 the schedule for general program operations that do not relate to the management
15 and protection of the state’s fishery resources under ss. 23.09 to 23.11, 27.01, 30.203
16 and 30.277, subch. VI of ch. 77 and chs. 26, 28 and 29, to provide funding under 2001
17 Wisconsin Act (this act), section 9137 (1w), and for transfers to the appropriation
18 account under s. 20.285 (1) (kf).”.

19 ***b2319/1.1* 30.** Page 43, line 19: after that line insert:

20 ***b2319/1.1* “SECTION 36m.** 20.370 (1) (kk) of the statutes, as created by 2001
21 Wisconsin Act 16, is amended to read:

22 20.370 (1) (kk) *Wild crane study.* From the general fund, the amounts in the
23 schedule for the study on crop damage by wild cranes under 2001 Wisconsin Act 16,
24 section 9137 (6f). All moneys transferred from the appropriation account under s.

1 20.505 (8) (hm) 8n. shall be credited to this appropriation account. Notwithstanding
2 s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to
3 the appropriation account under s. 20.505 (8) (hm). No moneys may be encumbered
4 from this appropriation after June 30, 2003.”

5 *b2306/1.1* **31.** Page 43, line 20: delete that line.

6 *b2260/3.1* **32.** Page 44, line 20: after that line insert:

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

9 *b2296/2.2* **33.** Page 45, line 3: delete that line and substitute:

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

12 20.465 (4) (ka) *Youth Challenge program; public instruction funds.* The
13 ~~amounts in the schedule~~ All moneys received from the department of public
14 instruction under s. 121.095, for the operation of the Youth Challenge program under
15 s. 21.26.”

16 *b2296/2.3* **34.** Page 45, line 4: before that line insert:

17 *b2296/2.3* “SECTION 43k. 20.465 (4) (j) of the statutes is created to read:

18 20.465 (4) (j) *Youth Challenge program; county funds.* All moneys received
19 from counties under s. 21.26 (3), for the operation of the Youth Challenge program.”

20 *b2280/2.2* **35.** Page 45, line 5: after that line insert:

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

22 20.505 (1) (md) *Oil overcharge restitution funds.* All federal moneys received
23 as oil overcharge funds, as defined in s. 14.065 (1), for expenditure under proposals
24 approved by the joint committee on finance under s. 14.065, and for transfers under

1 1993 Wisconsin Act 16, section 9201 (1z), and for allocation under 1999 Wisconsin
2 Act 113, section 32 (7).”.

3 *b2257/3.3* **36.** Page 46, line 9: delete lines 9 to 14.

4 *b2258/1.1* **37.** Page 46, line 22: after that line insert:

5 *b2258/1.1* “SECTION 52m. 20.505 (8) (b) of the statutes, as created by 2001
6 Wisconsin Act 16, is repealed.”.

7 *b2268/1.2* **38.** Page 46, line 22: after that line insert:

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

10 *b2338/2.2* **39.** Page 46, line 22: after that line insert:

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

12 20.765 (4) CAPITOL OFFICES RELOCATION. (a) *Capitol offices relocation costs.* The
13 amounts in the schedule for office relocation costs related to the assembly, senate,
14 and legislative service agencies. Expenditures from this appropriation may be made
15 only with the written approval of the cochairpersons of the joint committee on
16 legislative organization.”.

17 *b2339/2.1* **40.** Page 47, line 3: on lines 3, 7, 13 and 17, delete “June 30, 2004”
18 and substitute “December 31, 2003”.

19 *b2339/2.2* **41.** Page 47, line 14: before that line insert:

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

21 20.835 (1) (db) *County and municipal aid account.* Beginning in 2003, a sum
22 sufficient to make payments to counties, towns, villages, and cities under s. 79.035.

23 *b2339/2.2* SECTION 55d. 20.835 (1) (dm) of the statutes is created to read:

1 20.835 (1) (dm) *Public utility distribution account*. Beginning in 2004, a sum
2 sufficient to make the payments under s. 79.04 (4), (6), and (7).”.

3 ***b2246/1.3* 42.** Page 47, line 18: delete lines 18 to 22.

4 ***b2339/2.3* 43.** Page 48, line 5: delete “(2) (b) and (c)” and substitute “(3)”.

5 ***b2342/2.2* 44.** Page 48, line 14: delete lines 14 to 20.

6 ***b2253/1.1* 45.** Page 49, line 2: after that line insert:

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

8 20.866 (2) (tm) *Natural resources; pollution abatement and sewage collection*
9 *facilities, ORAP funding*. From the capital improvement fund, a sum sufficient to
10 the department of natural resources to acquire, construct, develop, enlarge or
11 improve point source water pollution abatement facilities and sewage collection
12 facilities under ss. 281.55 and 281.56. The state may contract public debt in an
13 amount not to exceed ~~\$146,850,000~~ \$145,060,325 for this purpose. Of this amount,
14 \$5,000,000 is allocated for point source water pollution abatement facilities and
15 sewage collection facilities under s. 281.56.”.

16 ***b2279/1.3* 46.** Page 50, line 21: after that line insert:

17 ***b2279/1.3* “SECTION 69g.** 20.923 (4) (c) 1. of the statutes is repealed.

18 ***b2279/1.3* SECTION 69r.** 20.923 (6) (ah) of the statutes is repealed.”.

19 ***b2344/1.1* 47.** Page 50, line 22: delete lines 22 and 23.

20 ***b2297/1.2* 48.** Page 50, line 25: after that line insert:

21 ***b2297/1.2* “SECTION 71t.** 20.923 (16) of the statutes is amended to read:

22 20.923 (16) OVERTIME AND COMPENSATORY TIME EXCLUSION. The salary paid to
23 any person whose position is included under subs. (2), (4), (4g), (5), (7), and (8) to (12)
24 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* 49. Page 50, line 25: after that line insert:

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

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

10 *b2263/1.1* 50. Page 51, line 1: after that line insert:

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

12 23.197 (6g) PLOVER RIVER; CONSERVATION EASEMENTS. From the appropriation
13 under s. 20.866 (2) (ta), the department shall provide funding in the amount of
14 \$250,000 to acquire conservation easements along the Plover River in Marathon
15 County and Portage County. For the purposes of s. 23.0917, moneys provided under
16 this subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as
17 moneys obligated under the subprogram for land acquisition.”.

18 *b2266/1.1* 51. Page 51, line 1: after that line insert:

19 *b2266/1.1* “SECTION 72g. 23.0917 (4) (cm) 7. of the statutes is created to read:

20 23.0917 (4) (cm) 7. Development of a wildlife rehabilitation center under s.
21 23.197 (10).

22 *b2266/1.1* SECTION 72r. 23.197 (10) of the statutes is created to read:

23 23.197 (10) WILDLIFE REHABILITATION CENTER. From the appropriation under s.
24 20.866 (2) (ta), the department shall provide \$500,000 to the Wisconsin Humane

1 Society in Milwaukee for the development of an outdoor center to be used for the
2 rehabilitation of wildlife. For purposes of s. 23.0917, the moneys provided under this
3 subsection shall be treated as moneys obligated from either or both of the
4 subprograms under s. 23.0917 (3) and (4).”.

5 *b2277/1.1* **52.** Page 51, line 1: after that line insert:

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

7 23.0917 (7) (e) For any land for which moneys are proposed to be obligated from
8 the appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to
9 a governmental unit under s. 23.09 (19), (20), or (20m) or 30.277 or to a nonprofit
10 conservation organization under s. 23.096, the department shall use at least 2
11 appraisals to determine the fair market value of the land. The governmental unit
12 or nonprofit conservation organization shall submit to the department ~~two~~
13 appraisals if the department estimates that the fair market value of the land exceeds
14 \$200,000 one appraisal that is paid for by the governmental unit or nonprofit
15 conservation organization. The department shall obtain its own independent
16 appraisal. The department may also require that the governmental unit or nonprofit
17 conservation organization submit a 3rd independent appraisal. The department
18 shall reimburse the governmental unit or nonprofit conservation organization up to
19 50% of the costs of the 3rd appraisal as part of the acquisition costs of the land if the
20 land is acquired by the governmental unit or nonprofit conservation organization
21 with moneys obligated from the appropriation under s. 20.866 (2) (ta). This
22 paragraph does not apply if the fair market value of the land is estimated by the
23 department to be \$200,000 or less.”.

24 *b2289/1.1* **53.** Page 51, line 1: after that line insert:

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

2 **23.155 Contracts to sell or exchange state-owned land under the**
3 **jurisdiction of the department.** (1) In this section, “department land” means an
4 area of land that is owned by the state, that is under the jurisdiction of the
5 department, and that is used for one of the purposes described in s. 23.09 (2) (d) 1.,
6 2., 3., 6., 7., 8., 10., 11., 12., 13., 14., 15., or 16.

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

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

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

4 ***b2296/2.4* 54.** Page 51, line 1: delete that line and substitute:

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

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

7 21.26 (2) Annually, the department of military affairs shall do all of the
8 following:

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

11 (b) Notwithstanding s. 118.125, report to each school district in which a pupil
12 attending the program is enrolled the pupil’s name and the name and address of the
13 pupil’s custodial parent or guardian.

14 ***b2296/2.4* SECTION 72e.** 21.26 (3) of the statutes is created to read:

15 21.26 (3) Based on the information received under s. 121.095 (3), if the
16 department of military affairs determines that a pupil attending the Youth
17 Challenge program is enrolled in a school district that had its state aid reduced by
18 the amount under s. 121.095 (1) (b) 2., the county in which the pupil’s custodial
19 parent or guardian resided at the time of the pupil’s attendance in the program shall
20 pay to the state, from the funds received under s. 20.410 (3) (cd) and (ko), the
21 difference between the amount under s. 121.095 (1) (b) 2. and the amount calculated
22 under sub. (2) (a). The pupil’s custodial parent or guardian is the person who claims
23 the pupil as a dependent under section 151 (c) of the Internal Revenue Code, on his

1 or her tax return. The department shall notify the county where a pupil resides of
2 the amount that the county is required to pay to the state.”.

3 *b2264/2.1* **55.** Page 51, line 8: delete the material beginning with that line
4 and ending with page 54, line 7.

5 *b2342/2.3* **56.** Page 54, line 19: delete “appropriations” and substitute
6 “appropriation”.

7 *b2342/2.4* **57.** Page 54, line 19: delete “and (rm)”.

8 *b2342/2.5* **58.** Page 55, line 3: delete “and to make the appropriation under
9 s. 20.855 (4) (rm)”.

10 *b2321/1.1* **59.** Page 55, line 7: after that line insert:

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

12 26.145 (2m) EFFECT OF OTHER FINANCIAL ASSISTANCE. The department may
13 consider any cost which has been or will be paid or reimbursed from moneys received
14 under another federal or state financial assistance program as an ineligible cost for
15 the purposes of calculating the amount of a grant under sub. (1), except that the
16 department shall consider any cost that has been or will be paid or reimbursed from
17 moneys received under s. 101.573 (3) as an eligible cost for the purposes of calculating
18 the amount of a grant under sub. (1).

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

21 *b2324/1.3* **60.** Page 57, line 17: delete the material beginning with that line
22 and ending with page 59, line 18.

end of part A

23 ~~*b2324/1.4* **61.** Page 60, line 1: delete “38.307.”.~~

(PABA B)