



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2900/2  
JTK:cs:jf

SCC:.....Engel – CN5523, Department of Electronic Government abolished

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 1

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 5, line 4: after that line insert:

3 “SECTION 7m. 13.101 (14) of the statutes, as affected by 2001 Wisconsin Act 16,  
4 is amended to read:

5 13.101 (14) With the concurrence of the joint committee on information policy  
6 and technology, direct the department of ~~electronic government~~ administration to  
7 report to the committee concerning any specific information technology system  
8 project in accordance with s. 13.58 (5) (b) 4.”

9 **2.** Page 8, line 2: after that line insert:

1           “**SECTION 9m.** 13.58 (5) (a) 5. of the statutes, as affected by 2001 Wisconsin Act  
2 16, is amended to read:

3           13.58 (5) (a) 5. Upon receipt of strategic plans from the department of ~~electronic~~  
4 government administration, the joint committee on legislative organization and the  
5 director of state courts, review and transmit comments concerning the plans to the  
6 entities submitting the plans.

7           **SECTION 9n.** 13.58 (5) (b) 4. (intro.) of the statutes, as affected by 2001  
8 Wisconsin Act 16, is amended to read:

9           13.58 (5) (b) 4. (intro.) With the concurrence of the joint committee on finance,  
10 direct the department of ~~electronic government~~ administration to report  
11 semiannually to the committee and the joint committee on finance concerning any  
12 specific information technology system project which is being designed, developed,  
13 tested or implemented and which the committees anticipate will have a total cost to  
14 the state exceeding \$1,000,000 in the current or any succeeding fiscal biennium. The  
15 report shall include all of the following:”

16           **3.** Page 8, line 8: after that line insert:

17           “**SECTION 10m.** 13.90 (6) of the statutes, as affected by 2001 Wisconsin Act 16,  
18 is amended to read:

19           13.90 (6) The joint committee on legislative organization shall adopt, revise  
20 biennially and submit to the cochairpersons of the joint committee on information  
21 policy and technology, the governor and the ~~chief information officer~~ administrator  
22 of the division of electronic government in the department of administration, no later  
23 than September 15 of each even-numbered year, a strategic plan for the utilization  
24 of information technology to carry out the functions of the legislature and legislative

1 service agencies, as defined in s. 16.70 (6). The plan shall address the business needs  
2 of the legislature and legislative service agencies and shall identify all resources  
3 relating to information technology which the legislature and legislative service  
4 agencies desire to acquire, contingent upon funding availability, the priority for such  
5 acquisitions and the justification for such acquisitions. The plan shall also identify  
6 any changes in the functioning of the legislature and legislative service agencies  
7 under the plan.

8 **SECTION 10p.** 13.93 (2) (h) of the statutes, as affected by 2001 Wisconsin Act  
9 16, is amended to read:

10 13.93 (2) (h) Approve specifications and scheduling for computer databases  
11 containing the Wisconsin statutes and for the printing of the Wisconsin statutes as  
12 prescribed in ss. ~~22.03~~ 16.971 (6) and 35.56 (5).

13 **SECTION 11m.** 14.20 (1) (a) of the statutes, as affected by 2001 Wisconsin Act  
14 16, is amended to read:

15 14.20 (1) (a) "Local governmental unit" has the meaning given in s. ~~22.01~~ 16.97  
16 (7).".

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

18 "**SECTION 13m.** 15.07 (2) (L) of the statutes, as created by 2001 Wisconsin Act  
19 16, is amended to read:

20 15.07 (2) (L) The governor shall serve as chairperson of the information  
21 technology management board and the ~~chief information officer~~ administrator of the  
22 division of electronic government in the department of administration shall serve as  
23 secretary of that board.

24 **SECTION 13p.** 15.103 (6) of the statutes is created to read:

1           15.103 (6) There is created in the department of administration a division of  
2 electronic government.”.

3           **5.** Page 10, line 6: after that line insert:

4           “**SECTION 14b.** 15.107 (7) (f) of the statutes, as affected by 2001 Wisconsin Act  
5 16, is amended to read:

6           15.107 (7) (f) A representative of the department division of electronic  
7 government in the department of administration.”.

8           **6.** Page 10, line 8: after that line insert:

9           “**SECTION 14g.** 15.21 of the statutes, as created by 2001 Wisconsin Act 16, is  
10 repealed.

11           **SECTION 14h.** 15.215 (title) of the statutes, as created by 2001 Wisconsin Act  
12 16, is repealed.

13           **SECTION 14i.** 15.215 (1) of the statutes, as created by 2001 Wisconsin Act 16,  
14 is renumbered 15.105 (27) and amended to read:

15           15.105 (27) INFORMATION TECHNOLOGY MANAGEMENT BOARD. There is created an  
16 information technology management board which is attached to the department of  
17 electronic government administration under s. 15.03. The board shall consist of the  
18 governor, the cochairpersons of the joint committee on information policy and  
19 technology or a member of the legislature from the same house as a cochairperson  
20 designated by that cochairperson, one member of the minority party in each house  
21 of the legislature, appointed in the same manner as members of standing committees  
22 are appointed, the secretary of administration, 2 heads of departments or  
23 independent agencies appointed to serve at the pleasure of the governor, 2 other  
24 members appointed to serve for 4-year terms, and the ~~chief information officer~~

1 administrator of the division of electronic government in the department of  
2 administration.”

3 **7.** Page 11, line 2: after that line insert:

4 “**SECTION 17m.** 16.43 of the statutes, as affected by 2001 Wisconsin Act 16, is  
5 amended to read:

6 **16.43 Budget compiled.** The secretary shall compile and submit to the  
7 governor or the governor–elect and to each person elected to serve in the legislature  
8 during the next biennium, not later than November 20 of each even–numbered year,  
9 a compilation giving all of the data required by s. 16.46 to be included in the state  
10 budget report, except the recommendations of the governor and the explanation  
11 thereof. The secretary shall not include in the compilation any provision for the  
12 development or implementation of an information technology development project  
13 for an executive branch agency that is not consistent with the strategic plan of the  
14 agency, as approved under s. ~~22.13~~ 16.976.”

15 **8.** Page 11, line 9: after that line insert:

16 “**SECTION 20n.** 16.61 (2) (af) of the statutes, as affected by 2001 Wisconsin Act  
17 16, is amended to read:

18 16.61 (2) (af) “Form” has the meaning specified in s. ~~22.01~~ 16.97 (5p).

19 **SECTION 20p.** 16.61 (3n) of the statutes, as affected by 2001 Wisconsin Act 16,  
20 is amended to read:

21 16.61 (3n) **EXEMPT FORMS.** The board may not receive or investigate complaints  
22 about the forms specified in s. ~~22.03~~ 16.971 (2m).

23 **SECTION 20q.** 16.70 (4m) of the statutes, as created by 2001 Wisconsin Act 16,  
24 is amended to read:

1           16.70 (4m) “Information technology” has the meaning given in s. ~~22.01 16.97~~  
2 (6).

3           **SECTION 20r.** 16.70 (15) of the statutes, as created by 2001 Wisconsin Act 16,  
4 is amended to read:

5           16.70 (15) “Telecommunications” has the meaning given in s. ~~22.01 16.97~~ (10).

6           **SECTION 20s.** 16.71 (1m) of the statutes, as created by 2001 Wisconsin Act 16,  
7 is amended to read:

8           16.71 (1m) The department shall not delegate to any executive branch agency,  
9 other than the board of regents of the University of Wisconsin System, the authority  
10 to enter into any contract for materials, supplies, equipment, or contractual services  
11 relating to information technology or telecommunications prior to review and  
12 approval of the contract by the ~~chief information officer~~ administrator of the division  
13 of electronic government. No executive branch agency, other than the board of  
14 regents of the University of Wisconsin System, may enter into any such contract  
15 without review and approval of the contract by the ~~chief information officer~~  
16 administrator of the division of electronic government.

17           **SECTION 20sd.** 16.71 (2m) of the statutes, as created by 2001 Wisconsin Act 16,  
18 is repealed.

19           **SECTION 20sp.** 16.71 (4) of the statutes, as affected by 2001 Wisconsin Act 16,  
20 is amended to read:

21           16.71 (4) ~~With the approval of the department of electronic government, the~~  
22 The department of administration shall delegate authority to the technology for  
23 educational achievement in Wisconsin board to make purchases of educational  
24 technology equipment for use by school districts, cooperative educational service  
25 agencies and public educational institutions in this state, upon request of the board.

1           **SECTION 20t.** 16.72 (2) (a) of the statutes, as affected by 2001 Wisconsin Act 16,  
2 is amended to read:

3           16.72 (2) (a) The department of ~~administration~~ shall prepare standard  
4 specifications, as far as possible, for all state purchases. By “standard specifications”  
5 is meant a specification, either chemical or physical or both, prepared to describe in  
6 detail the article which the state desires to purchase, and trade names shall not be  
7 used. On the formulation, adoption and modification of any standard specifications,  
8 the department of administration shall also seek and be accorded without cost, the  
9 assistance, advice and cooperation of other agencies and officers. Each specification  
10 adopted for any commodity shall, insofar as possible, satisfy the requirements of any  
11 and all agencies which use it in common. Any specifications for the purchase of  
12 materials, supplies, equipment, or contractual services for information technology  
13 or telecommunications purposes are subject to the approval of the ~~chief information~~  
14 officer administrator of the division of electronic government.

15           **SECTION 20tf.** 16.72 (2) (b) of the statutes, as affected by 2001 Wisconsin Act  
16 16, is amended to read:

17           16.72 (2) (b) Except as provided in ~~par. (a) and~~ ss. 16.25 (4) (b), 16.751 and  
18 565.25 (2) (a) 4., the department shall prepare or review specifications for all  
19 materials, supplies, equipment, other permanent personal property and contractual  
20 services not purchased under standard specifications. Such “nonstandard  
21 specifications” may be generic or performance specifications, or both, prepared to  
22 describe in detail the article which the state desires to purchase either by its physical  
23 properties or programmatic utility. When appropriate for such nonstandard items  
24 or services, trade names may be used to identify what the state requires, but

1 wherever possible 2 or more trade names shall be designated and the trade name of  
2 any Wisconsin producer, distributor or supplier shall appear first.

3 **SECTION 20tm.** 16.72 (4) (a) of the statutes, as affected by 2001 Wisconsin Act  
4 16, is amended to read:

5 16.72 (4) (a) Except as provided in ~~ss. 16.71 and s.~~ 16.74 or as otherwise  
6 provided in this subchapter and the rules promulgated under s. 16.74 and this  
7 subchapter, all supplies, materials, equipment and contractual services shall be  
8 purchased for and furnished to any agency only upon requisition to the department.  
9 The department shall prescribe the form, contents, number and disposition of  
10 requisitions and shall promulgate rules as to time and manner of submitting such  
11 requisitions for processing. No agency or officer may engage any person to perform  
12 contractual services without the specific prior approval of the department for each  
13 such engagement. Purchases of supplies, materials, equipment or contractual  
14 services by ~~the department of electronic government,~~ the legislature, the courts or  
15 legislative service or judicial branch agencies do not require approval under this  
16 paragraph.

17 **SECTION 20ts.** 16.75 (3t) (a) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is amended to read:

19 16.75 (3t) (a) In this subsection, “form” has the meaning given under s. ~~22.01~~  
20 16.97 (5p).

21 **SECTION 20u.** 16.75 (6) (am) of the statutes, as affected by 2001 Wisconsin Act  
22 16, is amended to read:

23 16.75 (6) (am) Subsections (1) and (3t) do not apply to procurements by the  
24 ~~department~~ division of electronic government. Annually not later than October 1,  
25 the ~~department~~ division of electronic government shall report to the ~~department of~~



1 ~~administration~~ secretary, in the form specified by the secretary, concerning all  
2 procurements by the ~~department of electronic government~~ division during the  
3 preceding fiscal year that were not made in accordance with the requirements of  
4 subs. (1) and (3t).

5 **SECTION 20uc.** 16.752 (12) (i) of the statutes, as affected by 2001 Wisconsin Act  
6 16, is amended to read:

7 16.752 (12) (i) Paragraph (a) does not apply to procurements by the ~~department~~  
8 division of electronic government.

9 **SECTION 20uL.** 16.78 of the statutes, as affected by 2001 Wisconsin Act 16, is  
10 amended to read:

11 **16.78 Purchases from ~~department~~ division of electronic government.**

12 (1) Every agency other than the board of regents of the University of Wisconsin  
13 System ~~and or~~ or an agency making purchases under s. 16.74 shall make all  
14 purchases of materials, supplies, equipment, and contractual services relating to  
15 information technology or telecommunications from the ~~department~~ division of  
16 electronic government, unless the ~~department~~ division of electronic government  
17 requires the agency to purchase the materials, supplies, equipment, or contractual  
18 services pursuant to a master contract established under s. ~~22.05~~ 16.972 (2) (h), or  
19 grants written authorization to the agency to procure the materials, supplies,  
20 equipment, or contractual services under s. 16.75 (1) or (2m), to purchase the  
21 materials, supplies, equipment, or contractual services from another agency or to  
22 provide the materials, supplies, equipment, or contractual services to itself. The  
23 board of regents of the University of Wisconsin System may make purchases of  
24 materials, supplies, equipment, and contractual services relating to information

1 technology or telecommunications from the ~~department~~ division of electronic  
2 government.

3 (2) Sections 16.705 to 16.767 and 16.77 (1) do not apply to the purchase of  
4 materials, supplies, equipment, or contractual services by any agency from the  
5 ~~department~~ division of electronic government under sub. (1).

6 **SECTION 23c.** Subchapter VII (title) of chapter 16 [precedes s. 16.97] of the  
7 statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

8 **CHAPTER 16**

9 **SUBCHAPTER VII**

10 **EDUCATIONAL TECHNOLOGY**

11 **ELECTRONIC GOVERNMENT**

12 **SECTION 23d.** 16.97 of the statutes, as affected by 2001 Wisconsin Act 16, is  
13 repealed and recreated to read:

14 **16.97 Definitions.** In this subchapter:

15 (1) “Administrator” means the administrator of the division.

16 (5) “Division” means the division of electronic government.

17 **SECTION 23f.** 16.974 (intro.) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is repealed.

19 **SECTION 23g.** 16.974 (1) to (4) of the statutes, as affected by 2001 Wisconsin Act  
20 16, are renumbered 16.971 (13) to (16).

21 **SECTION 23h.** 19.36 (4) of the statutes, as affected by 2001 Wisconsin Act 16,  
22 is amended to read:

23 19.36 (4) **COMPUTER PROGRAMS AND DATA.** A computer program, as defined in s.  
24 ~~22.03~~ 16.971 (4) (c), is not subject to examination or copying under s. 19.35 (1), but  
25 the material used as input for a computer program or the material produced as a

1 product of the computer program is subject to the right of examination and copying,  
2 except as otherwise provided in s. 19.35 or this section.”.

3 **9.** Page 12, line 15: after that line insert:

4 “(1) SUPERVISION AND MANAGEMENT; LAND INFORMATION

5 BOARD.

6 (is) Information technology and tele-					
7 communications services; non-					
8 state entities	PR	A	–0–	12,666,600	
9 (it) Electric communications ser-					
10 vices; nonstate entities	PR	A	–0–	–0–	
11 (kg) Electronic communications ser-					
12 vices; state agencies	PR–S	A	–0–	–0–	
13 (kL) Printing, mail processing, and					
14 information technology process-					
15 ing services to agencies	PR–S	A	–0–	72,235,000	
16 (kr) Information technology develop-					
17 ment and management services	PR–S	A	–0–	–0–”.	

18 **10.** Page 13, line 13: after that line insert:

19 “SECTION 30e. 20.225 (1) (kb) of the statutes, as affected by 2001 Wisconsin Act  
20 16, is amended to read:

21 20.225 (1) (kb) *Emergency weather warning system operation.* From the  
22 moneys received by the department of ~~electronic government~~ administration for the  
23 provision of state telecommunications to state agencies, the amounts in the schedule  
24 for the operation of the emergency weather warning system under s. 39.11 (21).”.

1           **11.** Page 14, line 6: after that line insert:

2           “**SECTION 32d.** 20.275 (1) (s) of the statutes, as affected by 2001 Wisconsin Act  
3           16, is amended to read:

4           20.275 (1) (s) *Telecommunications access; school districts; grant.* Biennially,  
5           from the universal service fund, the amounts in the schedule to make payments to  
6           telecommunications providers under contracts with the department of  
7           administration under s. ~~16.974 (1)~~ 16.971 (13) to the extent that the amounts due are  
8           not paid from the appropriation under s. ~~20.530~~ 20.505 (1) (is); prior to January 1,  
9           2006, to make grants to school districts under s. 44.73 (6); and, in the 1999–2000  
10          fiscal year, to award a grant to the distance learning network under 1999 Wisconsin  
11          Act 9, section 9148 (4w).

12          **SECTION 32f.** 20.275 (1) (t) of the statutes, as affected by 2001 Wisconsin Act  
13          16, is amended to read:

14          20.275 (1) (t) *Telecommunications access; private and technical colleges and*  
15          *libraries.* Biennially, from the universal service fund, the amounts in the schedule  
16          to make payments to telecommunications providers under contracts with the  
17          department of administration under s. ~~16.974 (2)~~ 16.971 (14) to the extent that the  
18          amounts due are not paid from the appropriation under s. ~~20.530~~ 20.505 (1) (is).

19          **SECTION 32h.** 20.275 (1) (tm) of the statutes, as affected by 2001 Wisconsin Act  
20          16, is amended to read:

21          20.275 (1) (tm) *Telecommunications access; private schools.* Biennially, from  
22          the universal service fund, the amounts in the schedule to make payments to  
23          telecommunications providers under contracts with the department of  
24          administration under s. ~~16.974 (3)~~ 16.971 (15) to the extent that the amounts due are

1 not paid from the appropriation under s. ~~20.530~~ 20.505 (1) (is) and, prior to January  
2 1, 2006, to make grants to private schools under s. 44.73 (6).

3 **SECTION 32j.** 20.275 (1) (tu) of the statutes, as affected by 2001 Wisconsin Act  
4 16, is amended to read:

5 20.275 (1) (tu) *Telecommunications access; state schools.* Biennially, from the  
6 universal service fund, the amounts in the schedule to make payments to  
7 telecommunications providers under contracts with the department of  
8 administration under s. ~~16.974(4)~~ 16.971 (16) to the extent that the amounts due are  
9 not paid from the appropriation under s. ~~20.530~~ 20.505 (1) (kL).

10 **SECTION 32L.** 20.275 (1) (tw) of the statutes, as created by 2001 Wisconsin Act  
11 16, is amended to read:

12 20.275 (1) (tw) *Telecommunications access; secured correctional facilities.*  
13 Biennially, from the universal service fund, the amounts in the schedule to make  
14 payments to telecommunications providers under contracts with the department of  
15 administration under s. ~~16.974(1)~~ 16.971 (13) to the extent that the amounts due are  
16 not paid from the appropriation under s. ~~20.530~~ 20.505 (1) (ke).”

17 **12.** Page 17, line 24: after that line insert:

18 “**SECTION 44b.** 20.505 (1) (im) of the statutes, as affected by 2001 Wisconsin Act  
19 16, is amended to read:

20 20.505 (1) (im) *Services to nonstate governmental units.* The amounts in the  
21 schedule to provide services and to repurchase inventory items that are provided  
22 primarily to purchasers other than state agencies and to transfer to the  
23 appropriation account under par. (kc) the amounts received from school districts  
24 under s. 16.85 (15). All moneys received from the sale of services, other than services

1 provided under par. (is), and inventory items which are provided primarily to  
2 purchasers other than state agencies shall be credited to this appropriation account.

3 **SECTION 44bd.** 20.505 (1) (is) of the statutes is created to read:

4 20.505 (1) (is) *Information technology and telecommunications services;*  
5 *nonstate entities.* From the sources specified in ss. 16.972 (2) (b) and (c), 16.974 (2),  
6 and 44.73 (2) (d), to provide computer services, telecommunications services, and  
7 supercomputer services to state authorities, units of the federal government, local  
8 governmental units, and entities in the private sector, the amounts in the schedule.

9 **SECTION 44bL.** 20.505 (1) (it) of the statutes is created to read:

10 20.505 (1) (it) *Electronic communications services; nonstate entities.* From the  
11 source specified in s. 16.974 (3), to provide electronic communications services to  
12 state authorities, units of the federal government, local governmental units, and  
13 entities in the private sector, the amounts in the schedule.

14 **SECTION 44bp.** 20.505 (1) (kg) of the statutes is created to read:

15 20.505 (1) (kg) *Electronic communications services; state agencies.* From the  
16 source specified in s. 16.974 (3), to provide electronic communications services to  
17 state agencies, the amounts in the schedule.

18 **SECTION 44c.** 20.505 (1) (kL) of the statutes is created to read:

19 20.505 (1) (kL) *Printing, mail processing, and information technology*  
20 *processing services to agencies.* From the sources specified in ss. 16.972 and 16.973,  
21 to provide printing, mail processing, and information technology processing services  
22 to state agencies, the amounts in the schedule.

23 **SECTION 44ce.** 20.505 (1) (kr) of the statutes is created to read:

24 20.505 (1) (kr) *Information technology development and management services.*  
25 From the source specified in s. 16.971 (11), to provide information technology

1 development and management services to executive branch agencies under s.  
2 16.971, the amounts in the schedule.”.

3 **13.** Page 19, line 8: after that line insert:

4 “SECTION 50m. 20.505 (6) (j) 12. of the statutes, as affected by 2001 Wisconsin  
5 Act 16, is amended to read:

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

8 **14.** Page 19, line 20: after that line insert:

9 “SECTION 52h. 20.530 (intro.) of the statutes, as created by 2001 Wisconsin Act  
10 16, is repealed.

11 SECTION 52i. 20.530 (1) (title) of the statutes, as created by 2001 Wisconsin Act  
12 16, is repealed.

13 SECTION 52j. 20.530 (1) (g) of the statutes, as created by 2001 Wisconsin Act  
14 16, is repealed.

15 SECTION 52k. 20.530 (1) (ir) of the statutes, as affected by 2001 Wisconsin Act  
16 16, is renumbered 20.505 (1) (ir).

17 SECTION 52L. 20.530 (1) (ja) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is renumbered 20.505 (1) (ja).

19 SECTION 52Lb. 20.530 (1) (ke) of the statutes, as affected by 2001 Wisconsin  
20 Act 16, is renumbered 20.505 (1) (ke) and amended to read:

21 20.505 (1) (ke) *Telecommunications services; state agencies; veterans services.*

22 The amounts in the schedule to provide telecommunications services to state  
23 agencies and to provide veterans services under s. ~~22.07~~ 16.973 (9). All moneys  
24 received from the provision of telecommunications services to state agencies under

1 ss. ~~22.05 and 22.07~~ 16.972 and 16.973 or under s. 44.73 (2) (d), other than moneys  
2 received and disbursed under par. (kL) and s. 20.225 (1) (kb), shall be credited to this  
3 appropriation account.

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

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

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

13 20.505 (1) (kq) *Justice information systems development, operation and*  
14 *maintenance.* The amounts in the schedule for the purpose of developing, operating  
15 and maintaining automated justice information systems under s. ~~22.03~~ 16.971 (9).  
16 All moneys transferred from the appropriation account under s. ~~20.505 sub.~~ (6) (j) 12.  
17 shall be credited to this appropriation account.

18 **SECTION 52Ldb.** 20.530 (1) (m) of the statutes, as created by 2001 Wisconsin  
19 Act 16, is repealed.”.

20 **15.** Page 24, line 4: after that line insert:

21 “**SECTION 69m.** 20.923 (4) (h) 2. of the statutes, as created by 2001 Wisconsin  
22 Act 16, is repealed.”.

23 **16.** Page 25, line 15: after that line insert:



1           “**SECTION 72fb.** Chapter 22 (title) of the statutes, as created by 2001 Wisconsin  
2 Act 16, is repealed.

3           **SECTION 72fbm.** 22.01 (intro.) of the statutes is repealed.

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

6           **SECTION 72fd.** 22.01 (5) of the statutes, as created by 2001 Wisconsin Act 16,  
7 is repealed.

8           **SECTION 72fe.** 22.01 (5m) to (10) of the statutes, as affected by 2001 Wisconsin  
9 Act 16, are renumbered 16.97 (5m) to (10).

10          **SECTION 72ff.** 22.03 (title) of the statutes, as affected by 2001 Wisconsin Act  
11 16, is renumbered 16.971 (title) and amended to read:

12           **16.971 (title) Responsibilities of department division.**

13          **SECTION 72fg.** 22.03 (2) (intro.), (a) and (ae) of the statutes, as affected by 2001  
14 Wisconsin Act 16, are renumbered 16.971 (2) (intro.), (a) and (ae) and amended to  
15 read:

16           **16.971 (2) (intro.)** The ~~department~~ division shall:

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

1 agencies, other than the board of regents of the University of Wisconsin System, to  
2 carry out their functions. The ~~department~~ division shall monitor adherence to these  
3 policies, procedures and processes.

4 (ae) Except as provided in sub. (2m), review and approve, modify or reject all  
5 forms approved by a records and forms officer for jurisdiction, authority,  
6 standardization of design and nonduplication of existing forms. Unless the  
7 ~~department~~ division rejects for cause or modifies the form within 20 working days  
8 after receipt, it is considered approved. The ~~department's~~ division's rejection of any  
9 form is appealable to the public records board. If the head of an agency certifies to  
10 the ~~department~~ division that the form is needed on a temporary basis, approval by  
11 the ~~department~~ division is not required.

12 **SECTION 72fh.** 22.03 (2) (am) to (k) of the statutes, as affected by 2001  
13 Wisconsin Act 16, are renumbered 16.971 (2) (am) to (k).

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

16 16.971 (2) (L) Require each executive branch agency, other than the board of  
17 regents of the University of Wisconsin System, to adopt and submit to the  
18 ~~department~~ division, in a form specified by the ~~department~~ division, no later than  
19 March 1 of each year, a strategic plan for the utilization of information technology  
20 to carry out the functions of the agency in the succeeding fiscal year for review and  
21 approval under s. ~~22.13~~ 16.976.

22 (Lm) No later than 60 days after enactment of each biennial budget act, require  
23 each executive branch agency, other than the board of regents of the University of  
24 Wisconsin System, that receives funding under that act for an information  
25 technology development project to file with the ~~department~~ division an amendment

1 to its strategic plan for the utilization of information technology under par. (L). The  
2 amendment shall identify each information technology development project for  
3 which funding is provided under that act and shall specify, in a form prescribed by  
4 the ~~chief information officer~~ administrator, the benefits that the agency expects to  
5 realize from undertaking the project.

6 (m) Assist in coordination and integration of the plans of executive branch  
7 agencies relating to information technology approved under par. (L) and, using these  
8 plans and the statewide long-range telecommunications plan under s. ~~22.41 16.979~~  
9 (2) (a), formulate and revise biennially a consistent statewide strategic plan for the  
10 use and application of information technology. The ~~department~~ division shall, no  
11 later than September 15 of each even-numbered year, submit the statewide strategic  
12 plan to the cochairpersons of the joint committee on information policy and  
13 technology and the governor.

14 **SECTION 72fj.** 22.03 (2) (n) of the statutes, as affected by 2001 Wisconsin Act  
15 16, is renumbered 16.971 (2) (n).

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

18 16.971 (2m) (intro.) The following forms are not subject to review or approval  
19 by the ~~department~~ division:

20 **SECTION 72fl.** 22.03 (2m) (a) to (h) of the statutes, as affected by 2001  
21 Wisconsin Act 16, are renumbered 16.971 (2m) (a) to (h).

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

24 16.971 (3) (a) The ~~chief information officer~~ administrator shall notify the joint  
25 committee on finance in writing of the proposed acquisition of any information

1 technology resource that the ~~department~~ division considers major or that is likely to  
2 result in a substantive change of service, and that was not considered in the regular  
3 budgeting process and is to be financed from general purpose revenues or  
4 corresponding revenues in a segregated fund. If the cochairpersons of the committee  
5 do not notify the ~~chief information officer~~ administrator that the committee has  
6 scheduled a meeting for the purpose of reviewing the proposed acquisition within 14  
7 working days after the date of the ~~officer's~~ administrator's notification, the  
8 ~~department~~ division may approve acquisition of the resource. If, within 14 working  
9 days after the date of the ~~officer's~~ administrator's notification, the cochairpersons of  
10 the committee notify the ~~officer~~ administrator that the committee has scheduled a  
11 meeting for the purpose of reviewing the proposed acquisition, the ~~department~~  
12 division shall not approve acquisition of the resource unless the acquisition is  
13 approved by the committee.

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

20 (4) (a) The ~~department~~ division may license or authorize executive branch  
21 agencies to license computer programs developed by executive branch agencies to the  
22 federal government, other states and municipalities. Any agency other than an  
23 executive branch agency may license a computer program developed by that agency  
24 to the federal government, other states and municipalities.

1           **SECTION 72fn.** 22.03 (4) (b) and (c) and (6) of the statutes, as affected by 2001  
2 Wisconsin Act 16, are renumbered 16.971 (4) (b) and (c) and (6).

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

5           16.971 (9) In conjunction with the public defender board, the director of state  
6 courts, the departments of corrections and justice and district attorneys, the  
7 ~~department of electronic government~~ division may maintain, promote and  
8 coordinate automated justice information systems that are compatible among  
9 counties and the officers and agencies specified in this subsection, using the moneys  
10 appropriated under s. ~~20.530~~ 20.505 (1) (ja), (kp) and (kq). The ~~department of~~  
11 ~~electronic government~~ division shall annually report to the legislature under s.  
12 13.172 (2) concerning the ~~department's~~ division's efforts to improve and increase the  
13 efficiency of integration of justice information systems.

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

17           **SECTION 72fp.** 22.05 (title) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is renumbered 16.972 (title) and amended to read:

19           **16.972 (title) Powers of the department division.**

20           **SECTION 72fq.** 22.05 (1) of the statutes, as affected by 2001 Wisconsin Act 16,  
21 is renumbered 16.972 (1).

22           **SECTION 72fr.** 22.05 (2) (intro.) and (a) to (d) of the statutes, as affected by 2001  
23 Wisconsin Act 16, are renumbered 16.972 (2) (intro.) and (a) to (d) and amended to  
24 read:

25           16.972 (2) (intro.) The ~~department~~ division may:

1 (a) Provide such telecommunications services to agencies as the department  
2 division considers to be appropriate.

3 (b) Provide such computer services and telecommunications services to local  
4 governmental units and the broadcasting corporation and provide such  
5 telecommunications services to qualified private schools, postsecondary  
6 institutions, museums and zoos, as the ~~department~~ division considers to be  
7 appropriate and as the ~~department~~ division can efficiently and economically provide.

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

20 (c) Provide such supercomputer services to agencies, local governmental units  
21 and entities in the private sector as the ~~department~~ division considers to be  
22 appropriate and as the ~~department~~ division can efficiently and economically provide.  
23 The ~~department~~ division may exercise this power only if in doing so it maintains the  
24 services it provides at least at the same levels that it provides prior to exercising this  
25 power and it does not increase the rates chargeable to users served prior to exercise

1 of this power as a result of exercising this power. The ~~department~~ division may  
2 charge agencies, local governmental units and entities in the private sector for  
3 services provided to them under this paragraph in accordance with a methodology  
4 determined by the ~~chief information officer~~ administrator.

5 (d) Undertake such studies, contract for the performance of such studies, and  
6 appoint such councils and committees for advisory purposes as the ~~department~~  
7 division considers appropriate to ensure that the ~~department's~~ division's plans,  
8 capital investments and operating priorities meet the needs of agencies local  
9 governmental units and entities in the private sector served by the ~~department~~  
10 division. The ~~department~~ division may compensate members of any council or  
11 committee for their services and may reimburse such members for their actual and  
12 necessary expenses incurred in the discharge of their duties.

13 **SECTION 72frm.** 22.05 (2) (e) of the statutes, as affected by 2001 Wisconsin Act  
14 16, is renumbered 16.972 (2) (e).

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

17 16.972 (2) (f) Acquire, operate, and maintain any information technology  
18 equipment or systems required by the ~~department~~ division to carry out its functions,  
19 and provide information technology development and management services related  
20 to those information technology systems. The ~~department~~ division may assess  
21 executive branch agencies, other than the board of regents of the University of  
22 Wisconsin System, for the costs of equipment or systems acquired, operated,  
23 maintained, or provided or services provided under this paragraph in accordance  
24 with a methodology determined by the ~~chief information officer~~ administrator. The

1 ~~department~~ division may also charge any agency for such costs as a component of any  
2 services provided by the ~~department~~ division to the agency.

3 (g) Assume direct responsibility for the planning and development of any  
4 information technology system in the executive branch of state government outside  
5 of the University of Wisconsin System that the ~~chief information officer~~  
6 administrator determines to be necessary to effectively develop or manage the  
7 system, with or without the consent of any affected executive branch agency. The  
8 ~~department~~ division may charge any executive branch agency for the department's  
9 division's reasonable costs incurred in carrying out its functions under this  
10 paragraph on behalf of that agency.

11 **SECTION 72ft.** 22.05 (2) (h) and (i) of the statutes, as created by 2001 Wisconsin  
12 Act 16, are renumbered 16.972 (2) (h) and (i).

13 **SECTION 72fu.** 22.07 (intro.), (1) and (2) of the statutes, as affected by 2001  
14 Wisconsin Act 16, are renumbered 16.973 (intro.), (1) and (2) and amended to read:

15 **16.973 Duties of the ~~department~~ division.** (intro.) The ~~department~~  
16 division shall:

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

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

24 **SECTION 72fv.** 22.07 (3) of the statutes, as affected by 2001 Wisconsin Act 16,  
25 is renumbered 16.973 (3).



1           **SECTION 72fw.** 22.07 (4) to (8) of the statutes, as affected by 2001 Wisconsin Act  
2 16, are renumbered 16.973 (4) to (8) and amended to read:

3           16.973 (4) Ensure responsiveness to the needs of agencies for delivery of  
4 high-quality information technology processing services on an efficient and  
5 economical basis, while not unduly affecting the privacy of individuals who are the  
6 subjects of the information being processed by the ~~department~~ division.

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

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

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

22          (8) Offer the opportunity to local governmental units to voluntarily obtain  
23 computer or supercomputer services from the ~~department~~ division when those  
24 services are provided under s. ~~22.05~~ 16.972 (2) (b) or (c), and to voluntarily  
25 participate in any master contract established by the ~~department~~ division under s.

1 ~~22.05 16.972~~ (2) (h) or in the use of any informational system or device provided by  
2 the ~~department~~ division under ~~22.09 16.974~~ (3).

3 **SECTION 72fx.** 22.07 (9) of the statutes, as created by 2001 Wisconsin Act 16,  
4 is renumbered 16.973 (9).

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

7 **16.974 Powers of the ~~chief information officer~~ administrator.** (intro.)

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

9 (1) Establish and collect assessments and charges for all authorized services  
10 provided by the ~~department~~ division, subject to applicable agreements under sub.  
11 (2).

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

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

1 administrator may also charge any agency, authority, local governmental unit, or  
2 entity in the private sector for such costs as a component of any services provided by  
3 the ~~department~~ division to that agency, authority, local governmental unit, or entity.

4 **SECTION 72fz.** 22.09 (5) of the statutes, as created by 2001 Wisconsin Act 16,  
5 is renumbered 16.974 (5).

6 **SECTION 72fza.** 22.11 of the statutes, as affected by 2001 Wisconsin Act 16, is  
7 renumbered 16.975 and amended to read:

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

21 **SECTION 72fzb.** 22.13 (title) of the statutes, as created by 2001 Wisconsin Act  
22 16, is renumbered 16.976 (title).

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

1           16.976 (1) As a part of each proposed strategic plan submitted under s. ~~22.03~~  
2           16.971 (2) (L), the ~~department~~ division shall require each executive branch agency  
3           to address the business needs of the agency and to identify all proposed information  
4           technology development projects that serve those business needs, the priority for  
5           undertaking such projects, and the justification for each project, including the  
6           anticipated benefits of the project. Each proposed plan shall identify any changes  
7           in the functioning of the agency under the plan. In each even-numbered year, the  
8           plan shall include identification of any information technology development project  
9           that the agency plans to include in its biennial budget request under s. 16.42 (1).

10           **SECTION 72fzd.** 22.13 (2) of the statutes, as created by 2001 Wisconsin Act 16,  
11           is renumbered 16.976 (2).

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

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

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

4           (5) No executive branch agency, other than the board of regents of the  
5 University of Wisconsin System, may implement a new or revised information  
6 technology development project authorized under a strategic plan until the  
7 implementation is approved by the ~~chief information officer~~ administrator in  
8 accordance with procedures prescribed by the ~~officer~~ administrator.

9           (6) The ~~department~~ division shall consult with the joint committee on  
10 information policy and technology in providing guidance for planning by executive  
11 branch agencies.

12           **SECTION 72fzf.** 22.15 (intro.) of the statutes, as created by 2001 Wisconsin Act  
13 16, is renumbered 16.977 (intro.) and amended to read:

14           **16.977 Information technology portfolio management.** (intro.) With the  
15 assistance of executive branch agencies and the advice of the board, the ~~department~~  
16 division shall manage the information technology portfolio of state government in  
17 accordance with a management structure that includes all of the following:

18           **SECTION 72fzg.** 22.15 (1) to (3) of the statutes, as created by 2001 Wisconsin  
19 Act 16, are renumbered 16.977 (1) to (3).

20           **SECTION 72fzh.** 22.17 (title) of the statutes, as created by 2001 Wisconsin Act  
21 16, is renumbered 16.978 (title).

22           **SECTION 72fzi.** 22.17 (1) to (4) of the statutes, as created by 2001 Wisconsin Act  
23 16, are renumbered 16.978 (1) to (4) and amended to read:

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

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

7           (3) The board may, upon petition of an executive branch agency, review any  
8 decision of the ~~chief information officer~~ administrator under this chapter affecting  
9 that agency. Upon review, the board may affirm, modify, or set aside the decision. If  
10 the board modifies or sets aside the decision of the ~~chief information officer~~  
11 administrator, the decision of the board stands as the decision of the ~~chief~~  
12 ~~information officer~~ administrator and the decision is not subject to further review or  
13 appeal.

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

19           **SECTION 72fzj.** 22.19 of the statutes, as affected by 2001 Wisconsin Act 16, is  
20 renumbered 16.9785 and amended to read:

21           **16.9785 Purchases of computers by teachers.** The ~~department~~ division  
22 shall negotiate with private vendors to facilitate the purchase of computers and other  
23 educational technology, as defined in s. 24.60 (1r), by public and private elementary  
24 and secondary school teachers for their private use. The ~~department~~ division shall  
25 attempt to make available types of computers and other educational technology

1 under this section that will encourage and assist teachers in becoming  
2 knowledgeable about the technology and its uses and potential uses in education.

3 **SECTION 72fzk.** 22.41 (title) of the statutes, as affected by 2001 Wisconsin Act  
4 16, is renumbered 16.979 (title).

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

7 16.979 (2) POWERS AND DUTIES. (intro.) The ~~department~~ division shall ensure  
8 maximum utility, cost-benefit and operational efficiency of all telecommunications  
9 systems and activities of this state, and those which interface with cities, counties,  
10 villages, towns, other states and the federal government. The ~~department~~ division,  
11 with the assistance and cooperation of all other agencies, shall:

12 **SECTION 72fzm.** 22.41 (2) (a) to (f) of the statutes, as affected by 2001 Wisconsin  
13 Act 16, are renumbered 16.979 (2) (a) to (f).

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

16 16.979 (3) PRIVATE COLLEGE AND UNIVERSITY PARTICIPATION IN STATE  
17 TELECOMMUNICATIONS NETWORK. The ~~department~~ division may allow regionally  
18 accredited 4-year nonprofit colleges and universities that are incorporated in this  
19 state or that have their regional headquarters and principal place of business in this  
20 state to participate in any telecommunications network administered by the  
21 department division.”.

22 **17.** Page 29, line 17: after that line insert:

23 “**SECTION 84m.** 29.038 (1) (a) of the statutes, as affected by 2001 Wisconsin Act  
24 16, is amended to read:

1           29.038 (1) (a) “Local governmental unit” has the meaning given in s. ~~22.01~~  
2           16.97 (7).”.

3           **18.** Page 31, line 17: after that line insert:

4           “**SECTION 93m.** 36.25 (38) (b) 6. of the statutes, as affected by 2001 Wisconsin  
5           Act 16, is amended to read:

6           36.25 (38) (b) 6. To pay the department of ~~electronic government~~  
7           administration for telecommunications services provided under s. ~~22.05 16.972~~ (1).”.

8           **19.** Page 33, line 2: after that line insert:

9           “**SECTION 100n.** 44.70 (4) of the statutes, as affected by 2001 Wisconsin Act 16,  
10           is amended to read:

11           44.70 (4) “Telecommunications” has the meaning given in s. ~~22.01 16.97~~ (10).

12           **SECTION 100nd.** 44.71 (2) (g) of the statutes, as affected by 2001 Wisconsin Act  
13           16, is amended to read:

14           44.71 (2) (g) Coordinate the purchasing of educational technology materials,  
15           supplies, equipment, and contractual services for school districts, cooperative  
16           educational service agencies, technical college districts, and the board of regents of  
17           the University of Wisconsin System by the department under s. 16.72 (8), and, in  
18           cooperation with the department ~~and subject to the approval of the department of~~  
19           ~~electronic government~~, establish standards and specifications for purchases of  
20           educational technology hardware and software by school districts, cooperative  
21           educational service agencies, technical college districts, and the board of regents of  
22           the University of Wisconsin System.

23           **SECTION 100nL.** 44.71 (2) (h) of the statutes, as affected by 2001 Wisconsin Act  
24           16, is amended to read:



1           44.71 (2) (h) ~~With the approval of the department of electronic government,~~  
2 ~~purchase~~ Purchase educational technology equipment for use by school districts,  
3 cooperative educational service agencies, and public educational institutions in this  
4 state and permit the districts, agencies, and institutions to purchase or lease the  
5 equipment, with an option to purchase the equipment at a later date. This paragraph  
6 does not require the purchase or lease of any educational technology equipment from  
7 the board.

8           **SECTION 100nr.** 44.73 (1) of the statutes, as affected by 2001 Wisconsin Act 16,  
9 is amended to read:

10           44.73 (1) Except as provided in s. 196.218 (4t), the board, in consultation with  
11 the department and ~~subject to the approval of the department of electronic~~  
12 ~~government,~~ shall promulgate rules establishing an educational  
13 telecommunications access program to provide educational agencies with access to  
14 data lines and video links.

15           **SECTION 100nt.** 44.73 (3) of the statutes, as affected by 2001 Wisconsin Act 16,  
16 is amended to read:

17           44.73 (3) The board shall submit an annual report to the department on the  
18 status of providing data lines and video links that are requested under sub. (2) (a)  
19 and the impact on the universal service fund of any payment under contracts under  
20 s. ~~16.974~~ 16.971 (13) to (16).

21           **SECTION 100nv.** 44.73 (6) (a) of the statutes, as affected by 2001 Wisconsin Act  
22 16, is amended to read:

23           44.73 (6) (a) From the appropriation under s. 20.275 (1) (s) or (tm), the board  
24 may award an annual grant to a school district or private school that had in effect  
25 on October 14, 1997, a contract for access to a data line or video link, as documented

1 by the board. The board shall determine the amount of the grant, which shall be  
2 equal to the cost incurred by the state to provide telecommunications access to a  
3 school district or private school under a contract entered into under s. ~~16.974 (1) or~~  
4 ~~(3)~~ 16.971 (13) or (15) less the amount that the school district or private school would  
5 be paying under sub. (2) (d) if the school district or private school were participating  
6 in the program established under sub. (1), except that the amount may not be greater  
7 than the cost that a school district or private school incurs under the contract in effect  
8 on October 14, 1997. A school district or private school receiving a grant under this  
9 subsection is not eligible to participate in the program under sub. (1). No grant may  
10 be awarded under this subsection after December 31, 2005.”

11 **20.** Page 153, line 25: after that line insert:

12 “SECTION 258m. 85.12 (3) of the statutes, as affected by 2001 Wisconsin Act 16,  
13 is amended to read:

14 85.12 (3) The department may contract with any local governmental unit, as  
15 defined in s. ~~22.01 16.97~~ (7), to provide that local governmental unit with services  
16 under this section.”

17 **21.** Page 177, line 14: after that line insert:

18 “SECTION 346g. 196.218 (5) (a) 5. of the statutes, as affected by 2001 Wisconsin  
19 Act 16, is amended to read:

20 196.218 (5) (a) 5. To pay costs incurred under contracts under s. ~~16.974~~ 16.971  
21 (13) to (16) to the extent that these costs are not paid under s. 44.73 (2) (d), except  
22 that no moneys in the universal service fund may be used to pay installation costs  
23 that are necessary for a political subdivision to obtain access to bandwidth under a  
24 shared service agreement under s. 44.73 (2r) (a).

1           **SECTION 346h.** 196.218 (5) (a) 6. of the statutes, as affected by 2001 Wisconsin  
2 Act 16, is amended to read:

3           196.218 (5) (a) 6. To pay the department of ~~electronic government~~  
4 administration for telecommunications services provided under s. ~~22.05 16.972~~ (1)  
5 to the campuses of the University of Wisconsin System at River Falls, Stout, Superior  
6 and Whitewater.

7           **SECTION 346m.** 196.858 (1) and (2) of the statutes, as affected by 2001  
8 Wisconsin Act 16, are amended to read:

9           196.858 (1) The commission shall annually assess against local exchange and  
10 interexchange telecommunications utilities the total, not to exceed \$5,000,000, of the  
11 amounts appropriated under s. ~~20.530 20.505~~ (1) (ir).

12           (2) The commission shall assess a sum equal to the annual total amount under  
13 sub. (1) to local exchange and interexchange telecommunications utilities in  
14 proportion to their gross operating revenues during the last calendar year. If total  
15 expenditures for telephone relay service exceeded the payment made under this  
16 section in the prior year, the commission shall charge the remainder to assessed  
17 telecommunications utilities in proportion to their gross operating revenues during  
18 the last calendar year. A telecommunications utility shall pay the assessment within  
19 30 days after the bill has been mailed to the assessed telecommunication utility. The  
20 bill constitutes notice of the assessment and demand of payment. Payments shall  
21 be credited to the appropriation account under s. ~~20.530 20.505~~ (1) (ir)."

22           **22.** Page 180, line 3: after that line insert:

23           **"SECTION 353m.** 221.0320 (3) (a) of the statutes, as affected by 2001 Wisconsin  
24 Act 16, is amended to read:

1           221.0320 (3) (a) In this subsection, “local governmental unit” has the meaning  
2 given in s. ~~22.01~~ 16.97 (7).”.

3           **23.** Page 180, line 20: after that line insert:

4           “**SECTION 362m.** 230.08 (2) (e) 1. of the statutes, as affected by 2001 Wisconsin  
5 Act 16, is amended to read:

6           230.08 (2) (e) 1. Administration — ~~10~~ 11.

7           **SECTION 362p.** 230.08 (2) (e) 3r. of the statutes, as created by 2001 Wisconsin  
8 Act 16, is repealed.”.

9           **24.** Page 182, line 16: after that line insert:

10           “**SECTION 369m.** 283.84 (1) (c) of the statutes, as affected by 2001 Wisconsin Act  
11 16, is amended to read:

12           283.84 (1) (c) Reaches an agreement with the department or a local  
13 governmental unit, as defined in s. ~~22.01~~ 16.97 (7), under which the person pays  
14 money to the department or local governmental unit and the department or local  
15 governmental unit uses the money to reduce water pollution in the project area.”.

16           **25.** Page 222, line 23: after that line insert:

17           “**SECTION 512m.** 758.19 (7) of the statutes, as affected by 2001 Wisconsin Act  
18 16, is amended to read:

19           758.19 (7) The director of state courts shall adopt, revise biennially and submit  
20 to the cochairpersons of the joint committee on information policy and technology, the  
21 governor and the ~~department of electronic government~~ secretary of administration,  
22 no later than September 15 of each even-numbered year, a strategic plan for the  
23 utilization of information technology to carry out the functions of the courts and  
24 judicial branch agencies, as defined in s. 16.70 (5). The plan shall address the

1 business needs of the courts and judicial branch agencies and shall identify all  
2 resources relating to information technology which the courts and judicial branch  
3 agencies desire to acquire, contingent upon funding availability, the priority for such  
4 acquisitions and the justification for such acquisitions. The plan shall also identify  
5 any changes in the functioning of the courts and judicial branch agencies under the  
6 plan.”.

7 **26.** Page 369, line 2: after that line insert:

8 “(5t) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT.

9 (a) *Assets and liabilities.* Except as provided in SECTION 9259 (9r) of this act,  
10 on the effective date of this paragraph, the assets and liabilities of the department  
11 of electronic government shall become assets and liabilities of the department of  
12 administration.

13 (b) *Positions and employees.*

14 1. On the effective date of this subdivision, all full-time equivalent positions  
15 in the department of electronic government, except the positions occupied by the  
16 secretary, the deputy secretary, the executive assistant, and 2 division administrator  
17 positions determined by the secretary of administration, are transferred to the  
18 department of administration.

19 2. All incumbent employees holding positions specified in subdivision 1. are  
20 transferred on the effective date of this subdivision to the department of  
21 administration.

22 3. Employees transferred under subdivision 2. have all of the rights and the  
23 same status under subch. V of ch. 111 and chapter 230 of the statutes in the  
24 department of administration that they enjoyed in the department of electronic

1 government immediately before the transfer. Notwithstanding section 230.28 (4) of  
2 the statutes, no employee so transferred who has attained permanent status in class  
3 is required to serve a probationary period.

4 (c) *Tangible personal property.* On the effective date of this paragraph, all  
5 tangible personal property, including records, of the department of electronic  
6 government is transferred to the department of administration.

7 (d) *Contracts.* All contracts entered into by the department of electronic  
8 government that are in effect on the effective date of this paragraph are transferred  
9 to the department of administration. The department of administration shall carry  
10 out any contractual obligations under such a contract until the contract is modified  
11 or rescinded by the department of administration to the extent allowed under the  
12 contract.

13 (e) *Rules and orders.* All rules promulgated by the department of electronic  
14 government that are in effect on the effective date of this paragraph remain in effect  
15 until their specified expiration dates or until amended or repealed by the department  
16 of administration. All orders issued by the department of electronic government that  
17 are in effect on the effective date of this paragraph remain in effect until their  
18 specified expiration dates or until modified or rescinded by the department of  
19 administration.

20 (f) *Pending matters.* Any matter pending with the department of electronic  
21 government on the effective date of this paragraph is transferred to the department  
22 of administration, and all materials submitted to or actions taken by the department  
23 of electronic government with respect to the pending matter are considered as having  
24 been submitted to or taken by the department of administration.”



1 by this act, and section 44.73 (2) (d) of the statutes, for the provision of computer  
2 services, telecommunications services, and supercomputer services to state  
3 authorities, units of the federal government, local governmental units, and entities  
4 in the private sector, as determined by the secretary of administration, is transferred  
5 to the appropriation account under section 20.505 (1) (is) of the statutes, as created  
6 by this act.

7 (d) The unencumbered balance in the appropriation account under section  
8 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source  
9 specified in section 16.974 (3) of the statutes, as affected by this act, for the provision  
10 of electronic communications services to state authorities, units of the federal  
11 government, local governmental units, and entities in the private sector, as  
12 determined by the secretary of administration, is transferred to the appropriation  
13 account under section 20.505 (1) (it) of the statutes, as created by this act.

14 (e) The unencumbered balance in the appropriation account under section  
15 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source  
16 specified in section 16.974 (3) of the statutes, as affected by this act, for the provision  
17 of electronic communications services to state agencies, as determined by the  
18 secretary of administration, is transferred to the appropriation account under  
19 section 20.505 (1) (kg) of the statutes, as created by this act.

20 (f) The unencumbered balance in the appropriation account under section  
21 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources  
22 specified in sections 16.972 and 16.973 of the statutes, as affected by this act, for the  
23 provision of printing, mail processing, and information technology processing  
24 services to state agencies, as determined by the secretary of administration, is



1 transferred to the appropriation account under section 20.505 (1) (kL) of the statutes,  
2 as created by this act.

3 (g) The unencumbered balance in the appropriation account under section  
4 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source  
5 specified in section 16.971 (11) of the statutes, as affected by this act, for the provision  
6 of information technology development and management services to executive  
7 branch agencies, as determined by the secretary of administration, is transferred to  
8 the appropriation account under section 20.505 (1) (kr) of the statutes, as created by  
9 this act.

10 (h) The unencumbered balance in the appropriation account under section  
11 20.530 (1) (m) of the statutes, as affected by this act, is transferred to the  
12 appropriation account under section 20.505 (1) (mb) of the statutes.”

13 **32.** Page 455, line 7: after that line insert:

14 “(3q) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT. The treatment of  
15 sections 13.101 (14), 13.58 (5) (a) 5. and (b) 4. (intro.), 13.90 (6), 13.93 (2) (h), 14.20  
16 (1) (a), 15.07 (2) (L), 15.103 (6), 15.107 (7) (f), 15.21, 15.215 (title) and (1), 16.43, 16.61  
17 (2) (af) and (3n), 16.70 (4m) and (15), 16.71 (1m), (2m), and (4), 16.72 (2) (a) and (b)  
18 and (4) (a), 16.75 (3t) (a) and (6) (am), 16.752 (12) (i), 16.78, 16.97, 16.974 (intro.) and  
19 (1) to (4), 19.36 (4), 20.225 (1) (kb), 20.275 (1) (s), (t), (tm), (tu), and (tw), 20.505 (1)  
20 (im), (is), (it), (kg), (kL), and (kr) and (6) (j) 12., 20.530 (intro.) and (1) (title), (g), (ir),  
21 (ja), (ke), (kp), (kq), and (m), 20.293 (4) (h) 2., 22.01 (intro.), (1), (2), (2m), (3), (4), (5),  
22 and (5m) to (10), 22.03 (title), (2) (intro.), (a), and (ae), (2) (am) to (k), (L) to (m), and  
23 (n), (2m) (intro.) and (a) to (h), (3), (4) (a), (b), and (c), (6), (9), and (11), 22.05 (title),  
24 (1), (2) (intro.), (a) to (d), (e), (f), (g), (h), and (i), 22.07 (intro.), (1), (2), (3), (4) to (8),

1 and (9), 22.09 (intro.), (1) to (3), and (5), 22.11, 22.13 (title), (1), (2), and (3) to (6), 22.15  
2 (intro.) and (1) to (3), 22.17 (title) and (1) to (4), 22.19, 22.41 (title), (2) (intro.) and  
3 (a) to (f), and (3), 29.038 (1) (a), 36.25 (38) (b) 6., 44.70 (4), 44.71 (2) (g) and (h), 44.73  
4 (1), (3), and (6) (a), 85.12 (3), 196.218 (5) (a) 5. and 6., 196.858 (1) and (2), 221.0320  
5 (3) (a), 230.08 (2) (e) 1. and 3r., 283.84 (1) (c), and 758.19 (7), subchapter VII (title)  
6 of chapter 16, and chapter 22 (title) of the statutes and SECTION 9159 (5t), 9201 (7q),  
7 and 9259 (9r) of this act take effect on July 1, 2002.”

8

(END)