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1 (b) Any credit score or other risk score or predictor relating to the consumer.

2 **224.997 Penalties.** Any person who violates this subchapter may be fined not
3 more than \$500 for the first offense and may be fined not more than \$1,000 or
4 imprisoned for not more than 6 months or both for each subsequent offense occurring
5 within 6 months.”.

6 **497.** Page 180, line 18: after that line insert:

7 “**SECTION 358m.** 227.01 (13) (cm) of the statutes is created to read:
8 227.01 (13) (cm) Is an order under s. 196.1995 (5) (a) or 196.219 (3m) (a) 4. or
9 (b).”.

10 **498.** Page 180, line 19: delete lines 19 and 20.

11 **499.** Page 180, line 20: after that line insert:

12 “**SECTION 359f.** 227.43 (1) (bg) of the statutes is amended to read:
13 227.43 (1) (bg) Assign a hearing examiner to preside over any hearing or review
14 under ss. 49.45 (2)(a) 10. and 14., 84.30 (18), 84.31 (6) (a), 85.013 (1), 86.073 (3), 86.16
15 (5), 86.195 (9) (b), 86.32 (1), 101.935 (2) (b), 101.951 (7) (a) and (b), 114.134 (4) (b),
16 114.135 (9), 114.20 (19), 175.05 (4) (b), 194.145 (1), 194.46, 218.0114 (7) (d) and (12)
17 (b), 218.0116 (2), (4), (7) (a), (8) (a), and (10), 218.0131 (3), 218.11 (7) (a) and (b), 218.22
18 (4) (a) and (b), 218.32 (4) (a) and (b), 218.41 (4), 218.51 (5) (a) and (b), 341.09 (2m) (d),
19 342.26, 343.69, and 348.25 (9).”.

20 **500.** Page 180, line 20: after that line insert:

21 “**SECTION 362m.** 230.08 (2) (e) 1. of the statutes, as affected by 2001 Wisconsin
22 Act 16, is amended to read:
23 230.08 (2) (e) 1. Administration — ~~10~~ 11.

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2 Act 16, is repealed.”.

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

4 “**SECTION 361e.** 230.08 (2) (e) of the statutes, as affected by 2001 Wisconsin Act
5 16, is repealed.

6 **SECTION 361m.** 230.08 (2) (fs) of the statutes is repealed.

7 **SECTION 361r.** 230.08 (2) (g) of the statutes is amended to read:

8 230.08 (2) (g) One stenographer appointed by each elective executive officer,
9 and one ~~deputy or~~ assistant appointed by each elective executive officer except the
10 attorney general, secretary of state, state treasurer, and superintendent of public
11 instruction.”.

12 **502.** Page 180, line 21: delete lines 21 and 22 and substitute:

13 “**SECTION 363m.** 230.08 (2) (L) of the statutes is repealed.”.

14 **503.** Page 180, line 23: before that line insert:

15 “**SECTION 363r.** 230.08 (2) (m) of the statutes is repealed.

16 **SECTION 363t.** 230.08 (2) (mL) of the statutes is repealed.”.

17 **504.** Page 180, line 25: after that line insert:

18 “**SECTION 365c.** 230.08 (2) (yz) of the statutes is created to read:

19 230.08 (2) (yz) The executive director of the Wisconsin tribal–state council.”.

20 **505.** Page 180, line 25: after that line insert:

21 “**SECTION 365cb.** 230.08 (4) of the statutes is repealed.

22 **SECTION 365cm.** 230.12 (3) (e) (title) of the statutes is amended to read:

1 230.12 (3) (e) (title) *University of Wisconsin System senior executives, faculty,*
2 *and academic staff employees; ~~Wisconsin~~ director of the Wisconsin Technical College*
3 *System senior executives.*

4 **SECTION 365cp.** 230.12 (3) (e) 2. of the statutes, as created by 2001 Wisconsin
5 Act 29, is amended to read:

6 230.12 (3) (e) 2. The secretary, after receiving recommendations from the board
7 of the Technical College System, shall submit to the joint committee on employment
8 relations a proposal for adjusting compensation and employee benefits for ~~employees~~
9 the director of the Wisconsin Technical College System under s. 20.923 (7). The
10 proposal shall include the salary ranges and adjustments to the salary ranges for the
11 ~~general senior executive salary groups~~ director established under s. 20.923 (7).
12 Paragraph (b) and sub. (1) (bf) shall apply to the process for approval of all pay
13 adjustments for ~~such employees~~ the director. The proposal as approved by the joint
14 committee on employment relations and the governor shall be based upon a
15 percentage of the budgeted salary base for ~~such employees~~ the position under s.
16 20.923 (7).”.

17 **506.** Page 181, line 3: after that line insert:

18 “**SECTION 365e.** 230.35 (1m) (a) 2. of the statutes, as affected by 2001 Wisconsin
19 Act (this act), is amended to read:

20 230.35 (1m) (a) 2. A position designated in s. 19.42 (10) (L) or 20.923 (4), (7),
21 and (8), and (9).

22 **SECTION 365em.** 230.35 (1m) (a) 3. of the statutes is repealed.”.

23 **507.** Page 181, line 15: after that line insert:

24 “**SECTION 365j.** 231.03 (6) (intro.) of the statutes is amended to read:

1 231.03 (6) (intro.) Subject to s. 231.08 (7), issue bonds of the authority, ~~and may~~
2 ~~refuse to issue bonds of the authority only if it determines that the issuance would~~
3 ~~not be financially feasible, to do any of the following:".~~

4 **508.** Page 181, line 15: after that line insert:

5 “**SECTION 365h.** 230.35 (2) of the statutes, as affected by 2001 Wisconsin Act
6 (this act), is amended to read:

7 230.35 (2) Leave of absence with pay owing to sickness and leave of absence
8 without pay, other than annual leave and leave under s. 103.10, shall be regulated
9 by rules of the secretary, except that unused sick leave shall accumulate from year
10 to year. After July 1, 1973, employees appointed to career executive positions under
11 the program established under s. 230.24 or positions designated in s. 19.42 (10) (L)
12 or 20.923 (4), (7), and (8), ~~and (9) or authorized under s. 230.08 (2) (e)~~ shall have any
13 unused sick leave credits restored if they are reemployed in a career executive
14 position or in a position under s. 19.42 (10) (L) or 20.923 (4), (7), and (8), ~~and (9) or~~
15 ~~authorized under s. 230.08 (2) (e)~~, regardless of the duration of their absence.
16 Restoration of unused sick leave credits if reemployment is to a position other than
17 those specified above shall be in accordance with rules of the secretary.”.

18 **509.** Page 182, line 9: after that line insert:

19 “**SECTION 367e.** 236.45 (2) (am) of the statutes is created to read:

20 236.45 (2) (am) An ordinance adopted under this section by a municipality may
21 require any person, as a condition of obtaining approval of a land division, to dedicate
22 land or pay fees to fund the acquisition of land or the construction of public
23 improvements or facilities for any purpose specified in sub. (1). Any fees that are
24 imposed as a condition of approving a land division shall bear a rational relationship

1 to the need for the land or new public improvements or facilities that are necessary
2 to serve the land division.”.

3 **510.** Page 182, line 10: delete that line.

4 **511.** Page 182, line 16: after that line insert:

5 “**SECTION 369jd.** 281.16 (3) (b) of the statutes is amended to read:

6 281.16 (3) (b) ~~The department of agriculture, trade and consumer protection,~~
7 ~~in consultation with the department of natural resources,~~ shall promulgate rules
8 prescribing conservation practices to implement the performance standards and
9 prohibitions under par. (a) and specifying a process for the development and
10 dissemination of technical standards to implement the performance standards and
11 prohibitions under par. (a).

12 **SECTION 369je.** 281.16 (3) (c) of the statutes is amended to read:

13 281.16 (3) (c) Using the process specified under par. (b), the department of
14 ~~agriculture, trade and consumer protection,~~ in consultation with the University of
15 Wisconsin–Extension, shall develop and disseminate technical standards to
16 implement the performance standards and prohibitions under par. (a). The
17 department of ~~agriculture, trade and consumer protection~~ shall disseminate
18 alternative technical standards for situations in which more than one method exists
19 to implement the performance standards and prohibitions.

20 **SECTION 369jg.** 281.16 (3) (e) of the statutes is amended to read:

21 281.16 (3) (e) An owner or operator of an agricultural facility or practice that
22 is in existence before October 14, 1997, may not be required by this state or a
23 municipality to comply with the performance standards, prohibitions, conservation
24 practices or technical standards under this subsection unless cost-sharing is

1 available; under s. 92.14 or 281.65 or from any other source, to the owner or operator.
2 For the purposes of this paragraph, sub. (4) and ss. 92.07 (2), 92.105 (1), ~~92.15~~ 93.38
3 (4) and 823.08 (3) (c) 2., the department of natural resources shall promulgate rules
4 that specify criteria for determining whether cost-sharing is available under s. 92.14
5 or 281.65 and the department of agriculture, trade and consumer protection shall
6 ~~promulgate rules that specify criteria for determining whether cost-sharing is~~
7 ~~available under s. 92.14 or from any other source.~~ The rules may not allow a
8 determination that cost-sharing is available to meet local regulations under s. 92.07
9 (2), 92.105 (1) or ~~92.15~~ 93.38 that are consistent with or that exceed the performance
10 standards, prohibitions, conservation practices or technical standards under this
11 subsection unless the cost-sharing is at least 70% of the cost of compliance or is from
12 70% to 90% of the cost of compliance in cases of economic hardship, as defined in the
13 rules.

14 **SECTION 369kd.** 281.20 (1) (a) of the statutes is amended to read:

15 281.20 (1) (a) Order or cause the abatement of pollution which the department,
16 in consultation with the ~~department of agriculture, trade and consumer protection~~
17 University of Wisconsin-Extension if the source is agricultural, has determined to
18 be significant and caused by a nonpoint source, as defined in s. 281.65 (2) (b),
19 including pollution which causes the violation of a water quality standard, pollution
20 which significantly impairs aquatic habitat or organisms, pollution which restricts
21 navigation due to sedimentation, pollution which is deleterious to human health or
22 pollution which otherwise significantly impairs water quality, except that under this
23 paragraph the department may not order or cause the abatement of any pollution
24 caused primarily by animal waste or of pollution from an agricultural source that is
25 located in a priority watershed or priority lake area unless the source is designated

1 as a critical site in a priority watershed or priority lake plan under s. 281.65 (5m) or
2 a modification to such a plan under s. 281.65 (5s).

3 **SECTION 369kh.** 281.20 (3) (c) of the statutes is amended to read:

4 281.20 (3) (c) If the nonpoint source which is the subject of a notice under par.
5 (a) is agricultural, the department shall send the notice to the ~~department of~~
6 ~~agriculture, trade and consumer protection~~ University of Wisconsin-Extension. The
7 ~~department of agriculture, trade and consumer protection~~ University of
8 Wisconsin-Extension shall do all of the following:

9 1. Upon receipt of the notice and in cooperation with the land conservation
10 committee, provide to the person whom the department has determined to be
11 responsible for the nonpoint source under sub. (1) (a) a listing of management
12 practices which, if followed, would reduce pollution to an amount determined to be
13 acceptable by the department, in consultation with either the ~~department of~~
14 ~~agriculture, trade and consumer protection~~ University of Wisconsin-Extension or
15 the land conservation committee. The list shall, with reasonable limits, set forth all
16 of the options which are available to the person to reduce pollution to that amount
17 of pollution. The ~~department of agriculture, trade and consumer protection~~ shall
18 provide to each person receiving a notice an explanation of financial aids and
19 technical assistance which may be available to the person for the abatement of
20 pollution or the implementation of best management practices from the department
21 ~~of agriculture, trade and consumer protection~~ under s. 92.14 and from other sources.

22 2. Issue a report to the department within one year after the date of the notice
23 describing the actions taken by the person receiving the notice and a
24 recommendation as to whether the department should issue an order to abate the
25 pollution or implement the best management practices. Notwithstanding par. (a),

1 the department may not issue an order until the department receives that report
2 unless the department determines that the pollution is causing or will cause severe
3 water quality degradation which could be mitigated or prevented by abatement
4 action taken in less than one year and unless the ~~department of agriculture, trade~~
5 ~~and consumer protection~~ University of Wisconsin-Extension files a concurring
6 determination in writing with the department within 30 days after receiving notice
7 of the department's determination.

8 **SECTION 369kk.** 281.20 (3) (d) 3. of the statutes is amended to read:

9 281.20 (3) (d) 3. If the nonpoint source is agricultural, the department provides
10 a copy of the temporary emergency order to the ~~department of agriculture, trade and~~
11 ~~consumer protection~~ University of Wisconsin-Extension and to the land
12 conservation committee created under s. 92.06 in every county in which the nonpoint
13 source is located.

14 **SECTION 369pc.** 281.65 (3) (f) of the statutes is amended to read:

15 281.65 (3) (f) Require the department ~~and the department of agriculture, trade~~
16 ~~and consumer protection~~ to conduct or contract for another person to conduct any
17 evaluation or audit of the program under this section and of individual priority
18 watershed or priority lake projects that the board determines is necessary.

19 **SECTION 369pf.** 281.65 (4) (as) of the statutes is amended to read:

20 281.65 (4) (as) Consult with the ~~department of agriculture, trade and consumer~~
21 ~~protection~~ University of Wisconsin-Extension in developing any federal grant
22 application under par. (ar). Every application is subject to s. 16.54 and shall include
23 the proposed expenditures of federal nonpoint source water pollution abatement
24 grant moneys and the allocation of such moneys between the department and the

1 ~~department of agriculture, trade and consumer protection~~ University of
2 Wisconsin-Extension.

3 **SECTION 369ph.** 281.65 (4) (dr) of the statutes is amended to read:

4 281.65 (4) (dr) Appoint a committee for each priority watershed and priority
5 lake, to advise the department, ~~the department of agriculture, trade and consumer~~
6 ~~protection~~ and the counties, cities and villages concerning all aspects of the nonpoint
7 source pollution abatement financial assistance program. Each committee shall
8 include at least 2 farmers as members if the priority watershed or priority lake area
9 includes property in agricultural use. Each committee shall include at least 2
10 representatives of a public inland lake protection and rehabilitation district that is
11 within the priority watershed or priority lake area or, if one does not exist, of riparian
12 property owners. Each committee for a priority watershed or priority lake area with
13 any area in the Milwaukee River basin shall include a member of the county board
14 from each county with any area in that priority watershed or priority lake area.

15 **SECTION 369pi.** 281.65 (4) (e) of the statutes is amended to read:

16 281.65 (4) (e) Promulgate rules, in consultation with the ~~department of~~
17 ~~agriculture, trade and consumer protection~~ University of Wisconsin-Extension, as
18 are necessary for the proper execution and administration of the program under this
19 section. Before promulgating rules under this paragraph, the department shall
20 submit the rules to the land and water conservation board for review under sub. (3)
21 (at). The rules shall include standards and specifications concerning best
22 management practices which are required for eligibility for cost-sharing grants
23 under this section. The standards and specifications shall be consistent with the
24 performance standards, prohibitions, conservation practices and technical
25 standards under s. 281.16. The department may waive the standards and

1 specifications in exceptional cases. The rules shall specify which best management
2 practices are cost-effective best management practices. Only persons involved in the
3 administration of the program under this section, persons who are grant recipients
4 or applicants and persons who receive notices of intent to issue orders under s. 281.20
5 (1) (b) are subject to the rules promulgated under this paragraph. Any rule
6 promulgated under this paragraph which relates or pertains to agricultural
7 practices relating to animal waste handling and treatment is subject to s. 13.565.

8 **SECTION 369pk.** 281.65 (4) (g) (intro.) of the statutes is amended to read:

9 281.65 (4) (g) (intro.) In cooperation with the ~~department of agriculture, trade~~
10 ~~and consumer protection and the~~ appropriate governmental unit, prepare priority
11 watershed and priority lakes plans to implement nonpoint source water pollution
12 abatement projects in priority watersheds and priority lake areas. In preparing the
13 plans, the department shall:

14 **SECTION 369pL.** 281.65 (4) (g) 2. of the statutes is amended to read:

15 281.65 (4) (g) 2. Promote significant participation from ~~the department of~~
16 ~~agriculture, trade and consumer protection and~~ other state agencies, governmental
17 units and other persons located in any priority watershed or in any priority lake area
18 that is the subject of the plan.

19 **SECTION 369pn.** 281.65 (4) (g) 4. of the statutes is amended to read:

20 281.65 (4) (g) 4. In cooperation with the ~~department of agriculture, trade and~~
21 ~~consumer protection~~ University of Wisconsin-Extension, incorporate the
22 appropriate best management practices into the plan.

23 **SECTION 369pp.** 281.65 (4) (i) of the statutes is repealed.

24 **SECTION 369pr.** 281.65 (4) (L) of the statutes is amended to read:

1 281.65 (4) (L) Before September 1 of each year, ~~in consultation with the~~
2 ~~department of agriculture, trade and consumer protection,~~ submit a budget report
3 to the board that includes anticipated expenditures for projects under this section
4 during the next year, criteria for ending projects under this section and, if anticipated
5 expenditures exceed anticipated funding, a plan for reducing expenditures.

6 **SECTION 369pt.** 281.65 (4) (o) of the statutes is amended to read:

7 281.65 (4) (o) Annually, ~~in cooperation with the department of agriculture,~~
8 ~~trade and consumer protection,~~ submit a report on the progress of the program under
9 this section to the land and water conservation board.

10 **SECTION 369pu.** 281.65 (4) (p) of the statutes is amended to read:

11 281.65 (4) (p) ~~Jointly with the department of agriculture, trade and consumer~~
12 ~~protection, prepare~~ Prepare the plan required under s. 92.14 (13). ~~The department~~
13 ~~shall review and approve or disapprove the plan and shall notify the land and water~~
14 conservation board of its final action on the plan. The department shall implement
15 ~~any part of the plan for which the plan gives it responsibility.~~

16 **SECTION 369pv.** 281.65 (4) (pm) of the statutes is amended to read:

17 281.65 (4) (pm) ~~Jointly with the department of agriculture, trade and consumer~~
18 ~~protection, develop~~ Develop the forms required and implement the process under s.
19 92.14 (14).

20 **SECTION 369px.** 281.65 (4c) (am) 2. of the statutes, as affected by 2001
21 Wisconsin Act 16, is amended to read:

22 281.65 (4c) (am) 2. The department, ~~in consultation with the department of~~
23 ~~agriculture, trade and consumer protection,~~ determines that funding provided under
24 s. 92.14 is insufficient to fund the project.

25 **SECTION 369pz.** 281.65 (4m) (c) of the statutes is amended to read:

1 281.65 (4m) (c) The department shall submit a copy of any plan it completes
2 under this subsection to any county located in or containing any watershed which is
3 a subject of the plan and to the ~~department of agriculture, trade and consumer~~
4 ~~protection~~ University of Wisconsin–Extension. The ~~department of agriculture, trade~~
5 ~~and consumer protection~~ University of Wisconsin–Extension shall review the plan
6 and notify the ~~department of natural resources~~ of its comments on the plan. A county
7 receiving a plan under this subsection shall review the plan, approve or disapprove
8 the plan and notify the ~~department of natural resources~~ of its action on the plan.

9 **SECTION 369qc.** 281.65 (4m) (d) of the statutes is amended to read:

10 281.65 (4m) (d) After the department considers the comments of the
11 ~~department of agriculture, trade and consumer protection~~ University of
12 Wisconsin–Extension on a plan under par. (c) and receives approval of the plan by
13 every county to which it was sent and by the land and water conservation board, the
14 department shall designate the plan to be an element of the appropriate areawide
15 water quality management plan under P.L. 92–500, section 208.

16 **SECTION 369qd.** 281.65 (5) (intro.) of the statutes is amended to read:

17 281.65 (5) (intro.) The ~~department of agriculture, trade and consumer~~
18 ~~protection, in consultation with the~~ University of Wisconsin–Extension, shall:

19 **SECTION 369qe.** 281.65 (5m) of the statutes is amended to read:

20 281.65 (5m) Upon completion of plans by the department under sub. (4) (g), and
21 (5) and the governmental unit or regional planning commission under sub. (4m) and
22 ~~the department of agriculture, trade and consumer protection under sub. (5), and~~
23 upon receiving the approval of the land and water conservation board, the
24 department shall prepare and approve the final plan for a priority watershed or
25 priority lake.

1 **SECTION 369qh.** 281.65 (7) (a) 2. of the statutes is amended to read:

2 281.65 (7) (a) 2. A county land conservation committee receiving a request
3 under subd. 1. shall provide the owner or operator with a hearing and shall provide
4 reasonable notice of the hearing to the owner or operator, the department and the
5 ~~department of agriculture, trade and consumer protection~~ University of
6 Wisconsin-Extension. The county land conservation committee shall conduct the
7 hearing under this subdivision as an informal hearing. Section 68.11 (2) does not
8 apply to the hearing. The land conservation committee shall hold the hearing in a
9 place convenient to the owner or operator. Within 60 days after the hearing, the
10 department shall, and the ~~department of agriculture, trade and consumer protection~~
11 University of Wisconsin-Extension may, submit a report and recommendation to the
12 land conservation committee concerning the issues at the hearing. The land
13 conservation committee may affirm or reverse the designation of the site as a critical
14 site.

15 **SECTION 369qj.** 281.65 (10) of the statutes is amended to read:

16 281.65 (10) To the greatest extent practicable, the department, ~~the department~~
17 ~~of agriculture, trade and consumer protection~~ and the administering and
18 implementing governmental unit shall encourage and utilize the Wisconsin
19 conservation corps for appropriate projects.

20 **SECTION 369qL.** 281.65 (11) of the statutes, as affected by 2001 Wisconsin Act
21 16, is amended to read:

22 281.65 (11) Notwithstanding subs. (3) (am) and (3m), the South Fork of the Hay
23 River is a priority watershed for the period ending on June 30, 2005.
24 Notwithstanding subs. (2) (a), (4) (dm), (e), (em) and (g) 4., (4m) (b) 3. and (8) (b) and
25 (e), the department, in consultation with the local units of government involved with

1 the priority watershed project, shall establish guidelines for the types of nonpoint
2 source water pollution abatement practices to be eligible for cost-sharing grants in
3 the watershed. Notwithstanding sub. (8) (f), the amount of a cost-sharing grant in
4 the watershed may be based on the amount of pollution reduction achieved rather
5 than on the cost of the practices installed, using guidelines developed by the
6 department, in consultation with the local units of government involved with the
7 priority watershed project. In providing funding under s. 92.14 (3), the department
8 ~~of agriculture, trade and consumer protection~~ shall determine the amount of
9 matching funds required for staff for the priority watershed project as though the
10 funding termination date of June 30, 2005, had been in effect on October 6, 1998. The
11 department and the local governmental staff involved with the priority watershed
12 project shall evaluate the cost effectiveness of the project and the reduction in
13 nonpoint source water pollution associated with the project.

14 **SECTION 369sc.** 281.67 of the statutes is repealed.

15 **SECTION 369tc.** 281.695 (5) of the statutes is amended to read:

16 281.695 (5) Any municipality may participate in the state financial assistance
17 program for soil and water resources protection established under s. 281.55, 281.57
18 or 281.65 and may enter into agreements with the department of natural resources
19 for that purpose. Any municipality may participate in the clean water fund program
20 under ss. 281.58 and 281.59 and may enter into agreements with the department of
21 administration and the department of natural resources for that purpose. Any
22 county may participate in the state financial assistance program for soil and water
23 resources protection established under s. 92.14 and may enter into agreements with
24 the department of ~~agriculture, trade and consumer protection~~ natural resources for
25 that purpose.”.

1 **512.** Page 182, line 16: after that line insert:

2 “**SECTION 369gm.** 280.25 of the statutes is created to read:

3 **280.25 Report on aquifer recovery system. (1)** In this section:

4 (a) “Aquifer storage and recovery system” has the meaning given in s. 160.257
5 (1).

6 (b) “Municipal water system” has the meaning given in s. 160.257 (1) (c).

7 **(2)** The operator of a municipal water system that uses an aquifer storage and
8 recovery system shall submit a report to the department, no later than the first day
9 of the 60th month after beginning to operate the aquifer storage and recovery system,
10 describing the experience that the operator has had with using the aquifer storage
11 and recovery system.”.

12 **513.** Page 182, line 16: after that line insert:

13 “**SECTION 369qm.** 281.65 (12) of the statutes is created to read:

14 281.65 **(12)** Notwithstanding sub. (8), during fiscal year 2002–03, the
15 department shall make a payment under this section to a landowner who received
16 a notice of discharge under ch. 283, who entered into a cost–share agreement with
17 the department of agriculture, trade and consumer protection for a grant under s.
18 92.14 (4) (c), 1997 stats., and who complied with the cost–share agreement but who
19 did not receive the grant under s. 92.14 (4) (c), 1997 stats. The department shall
20 make a payment under this subsection in the amount to which the landowner would
21 have been entitled under the cost–share agreement with the department of
22 agriculture, trade and consumer protection. The department may not require a
23 landowner to file an application to receive payment under this subsection.”.

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

1 “**SECTION 369m.** 283.84 (1) (c) of the statutes, as affected by 2001 Wisconsin Act
2 16, is amended to read:

3 283.84 (1) (c) Reaches an agreement with the department or a local
4 governmental unit, as defined in s. ~~22.04~~ 16.97 (7), under which the person pays
5 money to the department or local governmental unit and the department or local
6 governmental unit uses the money to reduce water pollution in the project area.”.

7 **515.** Page 182, line 16: after that line insert:

8 “**SECTION 369h.** 255.06 (2) (h) of the statutes is created to read:

9 255.06 (2) (h) *Multiple sclerosis education.* Conduct a multiple sclerosis
10 education program to raise public awareness concerning the causes and nature of
11 multiple sclerosis and options for diagnosing and treating multiple sclerosis.”.

12 **516.** Page 186, line 6: after that line insert:

13 “**SECTION 372s.** 299.41 of the statutes is amended to read:

14 **299.41 Household hazardous waste.** The department shall establish and
15 administer a grant program to assist municipalities and regional planning
16 commissions in creating and operating local programs for the collection and disposal
17 of household hazardous waste.”.

18 **517.** Page 186, line 13: after that line insert:

19 “**SECTION 373g.** 301.03 (3) of the statutes is amended to read:

20 301.03 (3) ~~Administer~~ Subject to sub. (3a), administer parole, extended
21 supervision, and probation matters, except that the decision to grant or deny parole
22 to inmates shall be made by the parole commission, and the decision to revoke
23 probation, extended supervision, or parole in cases in which there is no waiver of the
24 right to a hearing shall be made by the division of hearings and appeals in the

1 department of administration. The secretary may grant special action parole
2 releases under s. 304.02. The department shall promulgate rules establishing a drug
3 testing program for probationers, parolees, and persons placed on extended
4 supervision. The rules shall provide for assessment of fees upon probationers,
5 parolees, and persons placed on extended supervision to partially offset the costs of
6 the program.

7 **SECTION 373r.** 301.03 (3a) of the statutes is created to read:

8 301.03 (3a) The department shall take steps to promote the increased
9 effectiveness of probation, extended supervision, and parole in Brown, Dane,
10 Kenosha, Milwaukee, Racine, and Rock counties. In each of these counties, the
11 department shall, beginning on the first day of the 10th month beginning after the
12 effective date of this subsection ... [revisor inserts date], develop a partnership with
13 the community, have strategies for local crime prevention, supervise offenders
14 actively, commit additional resources to enhance supervision and purchase services
15 for offenders, establish day reporting centers, and ensure that probation, extended
16 supervision, and parole agents, on average, supervise no more than 25 persons on
17 probation, extended supervision, or parole.”

18 **518.** Page 187, line 7: after that line insert:

19 “**SECTION 377bc.** 301.048 (2m) of the statutes is repealed.

20 **SECTION 377be.** 301.048 (3) (a) (intro.) of the statutes is amended to read:

21 301.048 (3) (a) (intro.) The Subject to par. (bm), the department shall provide
22 each participant with one or more of the following sanctions:

23 **SECTION 377bg.** 301.048 (3) (a) 1. of the statutes is amended to read:

1 301.048 (3) (a) 1. Placement in a Type 1 prison or a jail, county reforestation
2 camp, residential treatment facility or community-based residential facility. ~~The~~
3 Except as provided in par. (bm), the department may not place a participant under
4 this paragraph for more than one year ~~or, if applicable, the period specified by the~~
5 ~~court under s. 973.032 (3) (b), whichever is shorter, except as provided in s. 973.032~~
6 (4).

7 **SECTION 377bi.** 301.048 (3) (b) of the statutes is amended to read:

8 301.048 (3) (b) ~~The~~ Except as provided in par. (bm), the department may
9 provide the sanctions under par. (a) in any order and may provide more than one
10 sanction at a time. Subject to the cumulative time restrictions under ~~par. pars.~~ (a)
11 1. and (bm) 2., the department may return to a sanction that was used previously for
12 a participant. A participant is not entitled to a hearing regarding the department's
13 exercise of authority under this subsection ~~or its decision to not petition the court~~
14 under s. 973.032 (4m) (b) for permission to release a person from a placement under
15 par. (a) 1. unless the department provides for a hearing by rule.

16 **SECTION 377bj.** 301.048 (3) (bm) of the statutes is created to read:

17 301.048 (3) (bm) 1. The department shall initially place a person required to
18 participate in the intensive sanctions program under s. 973.032 (1) in a Type 1 prison
19 or a jail, county reforestation camp, residential treatment facility, or
20 community-based residential facility under par. (a) 1. Except as provided under
21 subd. 2. or unless, under sub. (4) (a), the person's extended supervision is revoked,
22 the department shall maintain the person in that placement until the court
23 authorizes the person's release from the placement under s. 973.032 (4m).

24 2. The department may not place a person described in subd. 1. in a placement
25 under par. (a) 1. for a total of more than 2 years.

1 **SECTION 377bL.** 301.048 (4) (a) of the statutes is amended to read:

2 301.048 (4) (a) A participant is in the custody and under the control of the
3 department, subject to its rules and discipline. A participant entering the program
4 under sub. (2) (am) 1. is a prisoner, except that he or she is a person on extended
5 supervision for the purposes of revocation if the department is precluded under sub.
6 (3) (bm) 2. from placing the person under sub. (3) (a) 1. A participant entering the
7 program under sub. (2) (am) ~~1. or 2.~~ is a prisoner. A participant entering the program
8 under sub. (2) (am) 3. is a prisoner, except that he or she is a parolee for purposes of
9 revocation. A participant entering the program under sub. (2) (am) 3m. is a prisoner,
10 except that he or she remains a person on extended supervision for purposes of
11 revocation. A participant entering the program under sub. (2) (am) 4. is a prisoner,
12 except that he or she remains a probationer, parolee, or person on extended
13 supervision, whichever is applicable, for purposes of revocation.

14 **SECTION 377bn.** 301.048 (4) (ar) of the statutes is created to read:

15 301.048 (4) (ar) If a participant enters the program under sub. (2) (am) 1. and
16 his or her extended supervision is revoked, the time remaining on the bifurcated
17 sentence for the purposes of s. 302.113 (9) is the total length of the bifurcated
18 sentence, less time served by the person in custody under sub. (3) (a) 1. before release
19 to extended supervision.

20 **SECTION 377bp.** 301.048 (6) (a) of the statutes is amended to read:

21 301.048 (6) (a) Except as provided in ~~par.~~ pars. (b) and (c), the department may
22 discharge a participant from participation in the program and from departmental
23 custody and control at any time.

24 **SECTION 377br.** 301.048 (6) (c) of the statutes is created to read:

1 301.048 (6) (c) 1. If the department determines that a person participating
2 under sub. (2) (am) 1. has successfully completed the intensive sanctions program,
3 the department shall inform the court that sentenced the inmate.

4 2. Upon being informed by the department under subd. 1. that an inmate whom
5 the court sentenced under s. 973.01 has successfully completed the intensive
6 sanctions program, the court shall modify the inmate's bifurcated sentence as
7 follows:

8 a. The court shall reduce the term of confinement in prison portion of the
9 inmate's bifurcated sentence in a manner that provides for the release of the inmate
10 to extended supervision within 30 days of the date on which the court receives the
11 information from the department under subd. 1.

12 b. The court shall lengthen the term of extended supervision imposed so that
13 the total length of the bifurcated sentence originally imposed does not change.”.

14 **519.** Page 187, line 7: after that line insert:

15 “**SECTION 377cm.** 301.12 (8) (d) of the statutes is amended to read:

16 301.12 (8) (d) After due regard to the case and to a spouse and minor children
17 who are lawfully dependent on the property for support, compromise or waive any
18 portion of any claim of the state or county for which a person specified under sub. (2)
19 is liable, but not any claim payable by an insurer under s. 632.89 (2) or ~~(2m)~~ (4m) or
20 by any other 3rd party.

21 **SECTION 377dm.** 301.12 (14) (a) of the statutes is amended to read:

22 301.12 (14) (a) Except as provided in pars. (b) and (c), liability of a person
23 specified in sub. (2) or s. 301.03 (18) for care and maintenance of persons under 17
24 years of age in residential, nonmedical facilities such as group homes, foster homes,

1 treatment foster homes, child caring institutions, and juvenile correctional
2 institutions is determined in accordance with the cost-based fee established under
3 s. 301.03 (18). The department shall bill the liable person up to any amount of
4 liability not paid by an insurer under s. 632.89 (2) or ~~(2m)~~ (4m) or by other 3rd-party
5 benefits, subject to rules which include formulas governing ability to pay
6 promulgated by the department under s. 301.03 (18). Any liability of the resident not
7 payable by any other person terminates when the resident reaches age 17, unless the
8 liable person has prevented payment by any act or omission.”.

9 **520.** Page 187, line 7: after that line insert:

10 “SECTION 377b. 301.205 (title) of the statutes is repealed and recreated to read:

11 **301.205 (title) Transportation for visits.**

12 **SECTION 377c.** 301.205 of the statutes is renumbered 301.205 (2).

13 **SECTION 377d.** 301.205 (1) of the statutes is created to read:

14 301.205 (1) (a) Except as provided in par. (b), the department may not use state
15 funds to transport persons visiting inmates in state prisons.

16 (b) The department may do any of the following to pay for the cost of
17 transporting persons visiting inmates in state prisons:

- 18 1. Charge a reasonable fee to persons to whom the transportation is provided.
- 19 2. Use money received from gifts, grants, donations, and burial trusts that is
20 provided for the purpose of paying for the cost of such transportation.”.

21 **521.** Page 189, line 18: after that line insert:

22 “SECTION 383m. 302.11 (1i) of the statutes is repealed.”.

23 **522.** Page 191, line 22: after “302.045 (3m) (b) 1.” insert “or 973.195 (1)”.

24 **523.** Page 191, line 23: after that line insert:

1 **“SECTION 392m.** 302.113 (3) (a) (intro.) of the statutes is amended to read:

2 302.113 (3) (a) (intro.) The warden or superintendent shall keep a record of the
3 conduct of each inmate subject to this section, specifying each infraction of the rules.
4 If an inmate subject to this section violates an order under s. 973.031 requiring him
5 or her to participate in a drug treatment program, violates any regulation of the
6 prison, or refuses or neglects to perform required or assigned duties, the department
7 may extend the term of confinement in prison portion of the inmate’s bifurcated
8 sentence as follows:”.

9 **524.** Page 194, line 20: delete that line and substitute “sentence. ~~The Except~~
10 as provided in s. 301.048 (4) (ar), the time remaining on the bifurcated sentence is
11 the total length of the”.

12 **525.** Page 201, line 13: after that line insert:

13 **“SECTION 406s.** 302.114 (3) (a) (intro.) of the statutes is amended to read:

14 302.114 (3) (a) (intro.) The warden or superintendent shall keep a record of the
15 conduct of each inmate subject to this section, specifying each infraction of the rules.
16 If ~~any an~~ inmate subject to this section violates an order under s. 973.031 requiring
17 him or her to participate in a drug treatment program, violates any regulation of the
18 prison, or refuses or neglects to perform required or assigned duties, the department
19 may extend the extended supervision eligibility date set under s. 973.014 (1g) (a) 1.
20 or 2., whichever is applicable, as follows:”.

21 **526.** Page 205, line 20: after that line insert:

22 **“SECTION 420h.** 302.46 (1) (a) of the statutes is amended to read:

23 302.46 (1) (a) On or after October 1, 1987, if a court imposes a fine or forfeiture
24 for a violation of state law or for a violation of a municipal or county ordinance except

1 for a violation of s. 101.123 (2) (a), (am) 1., (ar) or (bm) or (5) or state laws or municipal
2 or county ordinances involving nonmoving traffic violations, headlamp violations
3 under s. 347.065 (1), or safety belt use violations under s. 347.48 (2m), the court, in
4 addition, shall impose a jail assessment in an amount of 1% of the fine or forfeiture
5 imposed or \$10, whichever is greater. If multiple offenses are involved, the court
6 shall determine the jail assessment on the basis of each fine or forfeiture. If a fine
7 or forfeiture is suspended in whole or in part, the court shall reduce the jail
8 assessment in proportion to the suspension.”.

9 **527.** Page 205, line 20: after that line insert:

10 “SECTION 420m. 302.43 of the statutes is amended to read:

11 **302.43 Good time.** Every inmate of a county jail is eligible to earn good time
12 in the amount of one-fourth of his or her term for good behavior if sentenced to at
13 least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit
14 for time served prior to sentencing under s. 973.155, including good time under s.
15 973.155 (4). An inmate who violates an order under s. 973.031 requiring him or her
16 to participate in a drug treatment program, violates any law or any regulation of the
17 jail, or neglects or refuses to perform any duty lawfully required of him or her, may
18 be deprived by the sheriff of good time under this section, except that the sheriff shall
19 not deprive the inmate of more than 2 days good time for any one offense without the
20 approval of the court. An inmate who files an action or special proceeding, including
21 a petition for a common law writ of certiorari, to which s. 807.15 applies shall be
22 deprived of the number of days of good time specified in the court order prepared
23 under s. 807.15 (3).”.

24 **528.** Page 207, line 19: after that line insert:

1 **SECTION 428n.** 304.02 (4) of the statutes is repealed.”.

2 **529.** Page 208, line 10: after that line insert:

3 **SECTION 430m.** 304.06 (1y) of the statutes is repealed.”.

4 **530.** Page 208, line 13: delete that line and substitute “or s. 939.62 (2m) (c),
5 ~~961.49 (2)~~, 973.01 (6), or 973.014 (1) (c) or (1g) ~~or 973.032 (5)~~, he”.

6 **531.** Page 209, line 22: after that line insert:

7 **SECTION 432pb.** 340.01 (74v) of the statutes is created to read:

8 340.01 (74v) “Windshield” means the shield of safcty glass, glass, or another
9 material, mounted forward of the passenger compartment of a motor vehicle, other
10 than a motor–driven cycle.

11 **SECTION 432pd.** 340.01 (74x) of the statutes is created to read:

12 340.01 (74x) “Windshield wiper” means a mechanical device for cleaning rain,
13 snow, or other moisture from the windshield of a vehicle.”.

14 **532.** Page 209, line 22: after that line insert:

15 **SECTION 432p.** 340.01 (20m) of the statutes is created to read:

16 340.01 (20m) “Hail–damaged vehicle” means a vehicle less than 7 years old
17 that is not precluded from subsequent registration and titling and which is damaged
18 solely by hail to the extent that the estimated or actual cost, whichever is greater, of
19 repairing the vehicle exceeds 70% of its fair market value.

20 **SECTION 432s.** 340.01 (55g) of the statutes is amended to read:

21 340.01 (55g) “Salvage vehicle” means a vehicle less than 7 years old that is not
22 precluded from subsequent registration and titling and which is damaged by
23 collision or other occurrence to the extent that the estimated or actual cost,
24 whichever is greater, of repairing the vehicle exceeds 70% of its fair market value.

1 The term does not include a hail-damaged vehicle unless the vehicle is repaired with
2 any replacement part, as defined in s. 632.38 (1) (e)."

3 **533.** Page 210, line 11: after that line insert:

4 "SECTION 435m. 342.10 (3) (h) of the statutes is created to read:

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

8 **534.** Page 211, line 3: after that line insert:

9 "SECTION 439s. 343.23 (2) (c) of the statutes is created to read:

10 343.23 (2) (c) The file for a licensee under par. (a) shall not include any
11 conviction under s. 347.065 (1) or a local ordinance in conformity therewith or a law
12 of a federally recognized American Indian tribe or band in this state in conformity
13 with s. 347.065 (1) or the law of another jurisdiction prohibiting operating a vehicle
14 at any time that a windshield wiper is being used without lighted headlamps, tail
15 lamps, or clearance lamps, as those or substantially similar terms are used in that
16 jurisdiction's laws."

17 **535.** Page 211, line 13: after that line insert:

18 "SECTION 442g. 344.576 (3) (a) 5. of the statutes is amended to read:

19 344.576 (3) (a) 5. The address and telephone number of the department of
20 ~~agriculture, trade and consumer protection~~ justice.

21 SECTION 442m. 344.576 (3) (c) of the statutes is amended to read:

22 344.576 (3) (c) The department of ~~agriculture, trade and consumer protection~~
23 justice shall promulgate rules specifying the form of the notice required under par.
24 (a), including the size of the paper and the type size and any highlighting of the

1 information described in par. (a). The rule may specify additional information that
2 must be included in the notice and the precise language that must be used.

3 **SECTION 442r.** 344.579 (2) (intro.) of the statutes is amended to read:

4 344.579 (2) ENFORCEMENT. (intro.) The department of ~~agriculture, trade and~~
5 ~~consumer protection justice~~ shall investigate violations of ss. 344.574, 344.576 (1),
6 (2) and (3) (a) and (b), 344.577 and 344.578. The department of ~~agriculture, trade~~
7 ~~and consumer protection justice~~ may on behalf of the state:".

8 **536.** Page 215, line 7: after that line insert:

9 "SECTION 461j. 346.94 (19) of the statutes is created to read:

10 346.94 (19) ENGINE BRAKING. (a) In this subsection, "engine brake" means a
11 hydraulically operated device that converts a power-producing diesel engine into a
12 power-absorbing, retarding mechanism that is used to augment or replace the use
13 of the primary brake system or mechanism on a motor vehicle.

14 (b) No operator of a motor vehicle may use engine brakes on the exit ramps from
15 I 94 to STH 25 proceeding northerly in the city of Menomonie in Dunn County. The
16 department shall erect a sign approaching each exit ramp on I 94 indicating the
17 prohibition to give adequate warning to motorists. This paragraph is not effective
18 until official signs giving notice of the prohibition have been erected by the
19 department.

20 (c) Paragraph (b) does not apply to any of the following:

21 1. The operator of an authorized emergency vehicle, when responding to an
22 emergency call or when in pursuit of an actual or suspected violator of the law or
23 when responding to but not upon returning from a fire alarm.

1 2. The use of engine brakes in an emergency situation that poses a significant
2 risk of death or bodily harm.

3 **SECTION 461no.** 346.95 (1) of the statutes is amended to read:

4 346.95 (1) Any person violating ~~s. ss.~~ 346.87, 346.88, 346.89 (2), 346.90 to
5 346.92 or 346.94 (1), (9), (10), (11), (12) ~~or~~, (15), or (19) may be required to forfeit not
6 less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more
7 than \$100 for the 2nd or subsequent conviction within a year.”.

8 **537.** Page 215, line 7: after that line insert:

9 **“SECTION 461b.** 347.06 (1) of the statutes is amended to read:

10 347.06 (1) Except as provided in subs. (2) and (4), no person may operate a
11 vehicle upon a highway during hours of darkness unless all headlamps, tail lamps
12 and clearance lamps with which such vehicle is required to be equipped are lighted.
13 Parking lamps as ~~defined~~ described in s. 347.27 shall not be used for this purpose.

14 **SECTION 461d.** 347.065 of the statutes is created to read:

15 **347.065 Lighted headlamps required; windshield wipers.** (1) Except as
16 provided in subs. (2) to (4), no person may operate a vehicle upon a highway at any
17 time that a windshield wiper is being used on the windshield of the vehicle unless
18 all headlamps, tail lamps, and clearance lamps with which such vehicle is required
19 to be equipped are lighted. Parking lamps as described in s. 347.27 shall not be used
20 for this purpose.

21 (2) Subsection (1) does not apply to temporary use of a windshield wiper for the
22 sole purpose of cleaning the windshield or if lamps that are automatically activated
23 whenever the vehicle is started are in use, if the headlamps are of sufficient intensity

1 to satisfy the requirements for daytime running lamps under 49 CFR 571.108,
2 S5.5.11 (a).

3 (3) Headlamps need not be lighted on a towed vehicle or on a vehicle having
4 at least 2 lighted adverse weather lamps on the front thereof and being operated
5 under the circumstances described in s. 347.26 (3) (b).

6 (4) A duly authorized warden, as defined in s. 24.01 (11), may operate a vehicle
7 owned or leased by the department of natural resources upon a highway at any time
8 that a windshield wiper is being used on the windshield of the vehicle without lighted
9 headlamps, tail lamps, or clearance lamps in the performance of the warden's duties
10 under s. 29.924 (2).

11 (5) Notwithstanding s. 349.02, a law enforcement officer may not stop or
12 inspect a vehicle solely to determine compliance with this section or a local ordinance
13 in conformity with this section. This subsection does not limit the authority of a law
14 enforcement officer to issue a citation for a violation of this section or a local
15 ordinance in conformity with this section observed in the course of a stop or
16 inspection made for other purposes, except that a law enforcement officer may not
17 take a person into physical custody solely for a violation of this section or a local
18 ordinance in conformity with this section.

19 **SECTION 461f.** 347.09 (1) (intro.) of the statutes is amended to read:

20 347.09 (1) (intro.) No person shall operate a motor vehicle on a highway, during
21 hours of darkness or, subject to the exceptions contained in s. 347.065 (2), at any time
22 that a windshield wiper is being used on the windshield of the vehicle, unless such
23 vehicle is equipped as follows:

24 **SECTION 461i.** 347.10 (4) of the statutes is amended to read:

1 347.10 (4) Any motor vehicle may be operated during hours of darkness or,
2 subject to the exceptions contained in s. 347.065 (2), at any time that a windshield
3 wiper is being used on the windshield of the vehicle, when equipped with 2 lighted
4 lamps upon the front thereof capable of revealing persons and objects 75 feet ahead
5 in lieu of lamps required by subs. (1) to (3) if such vehicle at no time is operated at
6 a speed in excess of 20 miles per hour. No lighted lamp under this subsection shall
7 have any type of decorative covering that restricts the amount of light emitted when
8 the lighted lamp is in use. This subsection does not apply to any type of decorative
9 covering originally equipped on the vehicle at the time of manufacture and sale.

10 **SECTION 461k.** 347.12 (1) (intro.) of the statutes is amended to read:

11 347.12 (1) (intro.) Whenever a motor vehicle is being operated on a highway,
12 during hours of darkness or, subject to the exceptions contained in s. 347.065 (2), at
13 any time that a windshield wiper is being used on the windshield of the vehicle, the
14 operator shall use a distribution of light or composite beam directed high enough and
15 of sufficient intensity to reveal a person or vehicle at a safe distance in advance of
16 the vehicle, subject to the following requirements and limitations:

17 **SECTION 461m.** 347.13 (1) of the statutes is amended to read:

18 347.13 (1) No person shall operate a motor vehicle, mobile home or trailer or
19 semitrailer upon a highway, during hours of darkness or, subject to the exceptions
20 contained in s. 347.065 (2), at any time that a windshield wiper is being used on the
21 windshield of the vehicle, unless such motor vehicle, mobile home or trailer or
22 semitrailer is equipped with at least one tail lamp mounted on the rear which, when
23 lighted during hours of darkness or, subject to the exceptions contained in s. 347.065
24 (2), at any time a windshield wiper is being used on the windshield of the vehicle,
25 emits a red light plainly visible from a distance of 500 feet to the rear. No tail lamp

1 shall have any type of decorative covering that restricts the amount of light emitted
2 when the tail lamp is in use. No vehicle originally equipped at the time of
3 manufacture and sale with 2 tail lamps shall be operated upon a highway during
4 hours of darkness unless both such lamps are in good working order. This subsection
5 does not apply to any type of decorative covering originally equipped on the vehicle
6 at the time of manufacture and sale.

7 **SECTION 461p.** 347.16 (1) (intro.) of the statutes is amended to read:

8 347.16 (1) (intro.) No person shall operate on a highway ~~during hours of~~
9 ~~darkness~~ any vehicle, except automobiles, having a width at any part in excess of 80
10 inches during hours of darkness or, subject to the exceptions contained in s. 347.065
11 (2), at any time that a windshield wiper is being used on the windshield of the vehicle,
12 unless such vehicle is equipped with:

13 **SECTION 461q.** 347.16 (2) (intro.) of the statutes is amended to read:

14 347.16 (2) (intro.) No person shall operate any of the following vehicles on a
15 highway, during hours of darkness or, subject to the exceptions contained in s.
16 347.065 (2), at any time that a windshield wiper is being used on the windshield of
17 the vehicle, unless such vehicles are equipped as indicated:

18 **SECTION 461s.** 347.30 (1) of the statutes is amended to read:

19 347.30 (1) Any person violating s. 347.06, 347.065, or 347.13 (2), (3) or (4) may
20 be required to forfeit not less than \$10 nor more than \$20 for the first offense and not
21 less than \$25 nor more than \$50 for the 2nd or subsequent conviction within a year.

22 **SECTION 461v.** 347.42 of the statutes is amended to read:

23 **347.42 Windshield wipers.** No person may operate on a highway any motor
24 vehicle equipped with a windshield, except a moped or Type 1 motorcycle, unless the
25 motor vehicle also is equipped with a ~~device for cleaning rain, snow or other moisture~~



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb2991/P1

January 2002 Special Session

(A)

MDK

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
SENATE AMENDMENT,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO ASSEMBLY BILL 1

Please insert
308-17
308-17
FOR C

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 1. Page 159 line 17: after that line insert:
- 3 "SECTION 280c. 118.13 (1m) of the statutes is created to read:
- 4 118.13 (1m) No person who wishes to attend a private school under s. 119.23
- 5 or a charter school may be denied admission to that school and no pupil who is
- 6 attending a private school under s. 119.23 or a charter school may be denied
- 7 participation in, be denied the benefits of, or be discriminated against in any
- 8 curricular, extracurricular, pupil services, recreational, or other program or activity
- 9 of that school because of the person's sex, race, religion, national origin, ancestry,
- 10 creed, pregnancy, marital or parental status, sexual orientation, or physical, mental,
- 11 emotional, or learning disability.



1 **SECTION 280e.** 118.13 (2) (am) of the statutes is created to read:

2 118.13 (2) (am) Each private school participating in the program under s.
3 119.23 and each charter school shall develop written policies and procedures to
4 implement this section and submit them to the state superintendent. The policies
5 and procedures shall provide for receiving and investigating complaints regarding
6 possible violations of this section, for making determinations as to whether this
7 section has been violated, and for ensuring compliance with this section.

8 **SECTION 280g.** 118.13 (2) (b) of the statutes is amended to read:

9 118.13 (2) (b) Any person who receives a negative determination under par. (a)
10 or (am) may appeal the determination to the state superintendent.

11 **SECTION 280i.** 118.13 (3) (a) 3. of the statutes is amended to read:

12 118.13 (3) (a) 3. Include in the department's biennial report under s. 15.04 (1)
13 (d) information on the ~~status of school district compliance of school districts, charter~~
14 schools, and private schools with this section and ~~school district~~ the progress made
15 toward providing reasonable equality of educational opportunity for all pupils in this
16 state.

17 **SECTION 280k.** 118.13 (3) (b) 1. of the statutes is amended to read:

18 118.13 (3) (b) 1. Periodically review school district, charter school, and private
19 school programs, activities and services to determine whether the school boards,
20 charter schools, and private schools are complying with this section.

21 **SECTION 280m.** 118.13 (3) (b) 2. of the statutes is amended to read:

22 118.13 (3) (b) 2. Assist school boards, charter schools, and private schools to
23 comply with this section by providing information and technical assistance upon
24 request.

25 **SECTION 280p.** 118.13 (4) of the statutes is amended to read:



1 118.13 (4) Any public school, charter school, or private school official, employee
2 or teacher who intentionally engages in conduct which discriminates against a
3 person or causes a person to be denied rights, benefits or privileges, in violation of
4 sub. (1) or (1m), may be required to forfeit not more than \$1,000.”.

5 **2.** Page 1, line 4: delete that line and substitute:

6 “**SECTION 1g.** 5.02 (13) of the statutes is amended to read:

7 5.02 (13) “Political party” or “party” means a state committee registered under
8 s. 11.05 and organized exclusively for political purposes under whose name
9 candidates appear on a ballot at any election, and all county, congressional,
10 legislative, local and other affiliated committees authorized to operate under the
11 same name. For purposes of ch. 11, the term does not include ~~a legislative campaign~~
12 ~~committee or a committee filing an oath under s. 11.06 (7).~~

13 **SECTION 1r.** 6.18 of the statutes is amended to read:”.

14 **3.** Page 1, line 4: delete that line and substitute:

15 “**SECTION 1g.** 5.86 of the statutes is amended to read:

16 **5.86 Proceedings at central counting location locations.** (1) All
17 proceedings at the each central counting location shall be under the direction of the
18 municipal clerk or an election official designated by the clerk unless the central
19 counting location is at the county seat and the municipal clerk delegates the
20 responsibility to supervise the location to the county clerk, in which case the
21 proceedings shall be under the direction of the county clerk or an election official
22 designated by the county clerk. Unless election officials are selected under s. 7.30
23 (4) (c) without regard to party affiliation, the employees at the each central counting
24 location, other than any specially trained technicians who are required for the