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1           (f) *Contracts*. All contracts entered into by the department agriculture, trade  
2 and consumer protection in effect on the effective date of this paragraph that are  
3 primarily related to the functions of the conservation engineering section in the land  
4 and water resources bureau and that are primarily related to the soil erosion control  
5 and federal and county liaison functions of the conservation management section in  
6 the land and water resources bureau, as determined by the secretary of  
7 administration, remain in effect and are transferred to the University of Wisconsin  
8 System. The University of Wisconsin System shall carry out any such contractual  
9 obligations except to the extent that the contracts are modified or rescinded by the  
10 University of Wisconsin System in a manner allowed under the contracts.

11           (g) *Rules and orders*. All rules promulgated by the department of agriculture,  
12 trade and consumer protection that are primarily related to the functions of the  
13 conservation engineering section in the land and water resources bureau and that  
14 are primarily related to the soil erosion control and federal and county liaison  
15 functions of the conservation management section in the land and water resources  
16 bureau, as determined by the secretary of administration, and that are in effect on  
17 the effective date of this paragraph remain in effect until their specified expiration  
18 dates or until amended or repealed by the University of Wisconsin System. All orders  
19 issued by the department of agriculture, trade and consumer protection that are  
20 primarily related to the functions of the conservation engineering section in the land  
21 and water resources bureau and that are primarily related to the soil erosion control  
22 and federal and county liaison functions of the conservation management section in  
23 the land and water resources bureau, as determined by the secretary of  
24 administration, and that are in effect on the effective date of this paragraph remain

1 in effect until their specified expiration dates or until modified or rescinded by the  
2 University of Wisconsin System.

3 (h) *Pending matters.* Any matter pending with the department of agriculture,  
4 trade and consumer protection on the effective date of this paragraph that is  
5 primarily related to the functions of the conservation engineering section in the land  
6 and water resources bureau or that is primarily related to the soil erosion control and  
7 federal and county liaison functions of the conservation management section in the  
8 land and water resources bureau, as determined by the secretary of administration,  
9 is transferred to the University of Wisconsin System and all materials submitted to  
10 or actions taken by the department of agriculture, trade and consumer protection  
11 with respect to the pending matter are considered as having been submitted to or  
12 taken by the University of Wisconsin System.

13 (1qq) TRANSFER TO THE DEPARTMENT OF NATURAL RESOURCES.

14 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
15 liabilities of the department of agriculture, trade and consumer protection that are  
16 primarily related to the conservation reserve enhancement program and land and  
17 water resource management planning functions of the conservation management  
18 section in the land and water resources bureau and that are primarily related to the  
19 grant administration and drainage district program functions of the resource  
20 evaluation and grants section in the land and water resources bureau, as determined  
21 by the secretary of administration, shall become the assets and liabilities of the  
22 department of natural resources.

23 (b) *Position transfers.* On the effective date of this paragraph:

24 1. The authorized FTE positions for the department of agriculture, trade and  
25 consumer protection are decreased by 1.25 GPR positions related to soil and water

1 resource management grants, 1.2 GPR positions related to drainage districts, and  
2 1.13 GPR positions related to the conservation reserve enhancement program  
3 funded from the appropriation under section 20.115 (7) (a) of the statutes.

4 2. The authorized FTE positions for the department of agriculture, trade and  
5 consumer protection are decreased by 0.75 PR position related to the conservation  
6 reserve enhancement program funded from the appropriation under section 20.115  
7 (7) (g) of the statutes.

8 3. The authorized FTE positions for the department of agriculture, trade and  
9 consumer protection are decreased by 1.0 SEG position related to soil and water  
10 resource management grants and 0.5 SEG position related to the conservation  
11 reserve enhancement program funded from the appropriation under section 20.115  
12 (7) (qd) of the statutes.

13 4. There are authorized for the department of natural resources 1.25 FTE GPR  
14 positions related to soil and water resource management grants, 1.2 FTE GPR  
15 positions related to drainage districts, and 1.13 FTE GPR positions related to the  
16 conservation reserve enhancement program to be funded from the appropriation  
17 under section 20.370 (4) (ma) of the statutes.

18 5. There is authorized for the department of natural resources 0.75 FTE PR  
19 position related to the conservation reserve enhancement program to be funded from  
20 the appropriation under section 20.370 (4) (cg) of the statutes, as created by this act.

21 6. There are authorized for the department of natural resources 1.0 FTE SEG  
22 position related to soil and water resource management grants and 0.5 FTE SEG  
23 position related to the conservation reserve enhancement program to be funded from  
24 the appropriation under section 20.370 (4) (mr) of the statutes, as created by this act.

1           (c) *Employee transfers.* All incumbent employees holding positions in the  
2 department of agriculture, trade and consumer protection that are specified in  
3 paragraph (b) 1. to 3. are transferred on the effective date of this paragraph to the  
4 department of natural resources.

5           (d) *Employee status.* Employees transferred under paragraph (c) shall have the  
6 same rights and status under subchapter V of chapter 111 and chapter 230 of the  
7 statutes in the department of natural resources that they enjoyed in the department  
8 of agriculture, trade and consumer protection immediately before the transfer.  
9 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
10 has attained permanent status in class is required to serve a probationary period.

11           (e) *Tangible personal property.* On the effective date of this paragraph, all  
12 tangible personal property, including records, of the department of agriculture, trade  
13 and consumer protection that is primarily related to the conservation reserve  
14 enhancement program and land and water resource management planning  
15 functions of the conservation management section in the land and water resources  
16 bureau and that is primarily related to the grant administration and drainage  
17 district program functions of the resource evaluation and grants section in the land  
18 and water resources bureau, as determined by the secretary of administration, shall  
19 be transferred to the department of natural resources.

20           (f) *Contracts.* All contracts entered into by the department agriculture, trade  
21 and consumer protection in effect on the effective date of this paragraph that are  
22 primarily related to the conservation reserve enhancement program and land and  
23 water resource management planning functions of the conservation management  
24 section in the land and water resources bureau and that are primarily related to the  
25 grant administration and drainage district program functions of the resource

1 evaluation and grants section in the land and water resources bureau, as determined  
2 by the secretary of administration, remain in effect and are transferred to the  
3 department of natural resources. The department of natural resources shall carry  
4 out any such contractual obligations except to the extent that the contracts are  
5 modified or rescinded by the department of natural resources in a manner allowed  
6 under the contracts.

7 (g) *Rules and orders.* All rules promulgated by the department of agriculture,  
8 trade and consumer protection that are primarily related to the conservation reserve  
9 enhancement program and land and water resource management planning  
10 functions of the conservation management section in the land and water resources  
11 bureau and that are primarily related to the grant administration and drainage  
12 district program functions of the resource evaluation and grants section in the land  
13 and water resources bureau, as determined by the secretary of administration, and  
14 that are in effect on the effective date of this paragraph remain in effect until their  
15 specified expiration dates or until amended or repealed by the department of natural  
16 resources. All orders issued by the department of agriculture, trade and consumer  
17 protection that are primarily related to the conservation reserve enhancement  
18 program and land and water resource management planning functions of the  
19 conservation management section in the land and water resources bureau and that  
20 are primarily related to the grant administration and drainage district program  
21 functions of the resource evaluation and grants section in the land and water  
22 resources bureau, as determined by the secretary of administration, and that are in  
23 effect on the effective date of this paragraph remain in effect until their specified  
24 expiration dates or until modified or rescinded by the department of natural  
25 resources.

1           (h) *Pending matters.* Any matter pending with the department of agriculture,  
2 trade and consumer protection on the effective date of this paragraph that is  
3 primarily related to the conservation reserve enhancement program and land and  
4 water resource management planning functions of the conservation management  
5 section in the land and water resources bureau or that is primarily related to the  
6 grant administration and drainage district program functions of the resource  
7 evaluation and grants section in the land and water resources bureau, as determined  
8 by the secretary of administration, is transferred to the department of natural  
9 resources and all materials submitted to or actions taken by the department of  
10 agriculture, trade and consumer protection with respect to the pending matter are  
11 considered as having been submitted to or taken by the department of natural  
12 resources.

13           (1qr) ELIMINATION OF BUREAU DIRECTOR POSITION. The authorized FTE positions  
14 for the department of agriculture, trade and consumer protection are decreased by  
15 1.0 GPR position funded from the appropriation under section 20.115 (7) (a) of the  
16 statutes to eliminate the position of director of the land and water resources  
17 bureau.”.

18           **607.** Page 352, line 18: after that line insert:

19           “(4xv) TRANSFER OF CONSUMER PROTECTION FUNCTIONS.

20           (a) *Assets and liabilities.* All assets and liabilities of the department of  
21 agriculture, trade and consumer protection that are primarily related to programs  
22 or functions transferred to the department of justice under this act shall become the  
23 assets and liabilities of the department of justice. The departments of justice and  
24 agriculture, trade and consumer protection shall jointly determine these assets and

1 liabilities and shall jointly develop and implement a plan for their orderly transfer.  
2 In the event of any disagreement between the departments, the secretary of  
3 administration shall decide the question. If either department is dissatisfied with  
4 the secretary's decision, the department may bring the matter to the cochairpersons  
5 of the joint committee on finance for consideration by the committee, and the  
6 committee shall affirm or modify the decision.

7 (b) *Employee transfers.* In the department of agriculture, trade and consumer  
8 protection 15.5 FTE positions that are primarily related to programs or functions  
9 that are transferred to the department of justice under this act, and the incumbents  
10 holding these positions are transferred to the department of justice. The secretary  
11 of administration shall determine which incumbents will be transferred. If either  
12 department is dissatisfied with the secretary's decision, the department may bring  
13 the matter to the cochairpersons of the joint committee on finance for consideration  
14 by the committee, and the committee shall affirm or modify the decision.

15 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
16 rights and same status under subchapter V of chapter 111 and chapter 230 of the  
17 statutes in the department of justice that they enjoyed in the department of  
18 agriculture, trade and consumer protection immediately before the transfer.  
19 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
20 has attained permanent status in class is required to serve a probationary period.

21 (d) *Supplies and equipment.* All tangible personal property, including records,  
22 of the department of agriculture, trade and consumer protection that are primarily  
23 related to programs or functions that are transferred to the department of justice  
24 under this act are transferred to the department of justice. The departments of  
25 justice and agriculture, trade and consumer protection shall jointly identify the

1 tangible personal property, including records, and shall jointly develop and  
2 implement a plan for their orderly transfer. In the event of any disagreement  
3 between the departments, the secretary of administration shall decide the question.  
4 If either department is dissatisfied with the secretary's decision, the department  
5 may bring the matter to the cochairpersons of the joint committee on finance for  
6 consideration by the committee, and the committee shall affirm or modify the  
7 decision.

8 (e) *Pending matters.* Any matter pending with the department of agriculture,  
9 trade and consumer protection that is primarily related to a program or function that  
10 is transferred to the department of justice under this act is transferred to the  
11 department of justice. All materials submitted or actions taken by the department  
12 of agriculture, trade and consumer protection with respect to the pending matter are  
13 considered as having been submitted to or taken by the department of justice.

14 (f) *Contracts.* All contracts entered into by the department of agriculture, trade  
15 and consumer protection or the department of justice that are primarily related to  
16 programs or functions transferred to the department of justice under this act, and  
17 that are in effect on the effective date of this paragraph, remain in effect and those  
18 contracts entered into by the department of agriculture, trade and consumer  
19 protection are transferred to the department of justice. The departments of justice  
20 and agriculture, trade and consumer protection shall jointly identify these contracts  
21 and shall jointly develop and implement a plan for their orderly transfer. In the event  
22 of any disagreement between the departments, the secretary of administration shall  
23 decide the question. If either department is dissatisfied with the secretary's decision,  
24 the department may bring the matter to the cochairpersons of the joint committee  
25 on finance for consideration by the committee, and the committee shall affirm or



1 modify the decision. The department of justice shall carry out the obligations under  
2 these contracts until the obligations are modified or rescinded by the department of  
3 justice to the extent allowed under the contract.

4 (g) *Rules and orders.* All rules promulgated by the department of agriculture,  
5 trade and consumer protection that are in effect on the effective date of this  
6 paragraph and that are primarily related to programs or functions that are  
7 transferred to the department of justice under this act remain in effect until their  
8 specified expiration date or until amended or repealed by the department of justice.  
9 All orders issued by the department of agriculture, trade and consumer protection  
10 that are in effect on the effective date of this paragraph and that are primarily related  
11 to programs or functions transferred to the department of justice under this act  
12 remain in effect until their specified expiration date or until modified or rescinded  
13 by the department of justice.

14 (h) *Decrease in positions.* The authorized FTE positions for the department of  
15 agriculture, trade and consumer protection, funded from the appropriation under  
16 section 20.115 (8) (jm), 1999 stats., are decreased by 5.5 PR positions.”.

17 **608.** Page 352, line 19: after that line insert:

18 “(1c) MILWAUKEE ART MUSEUM. The arts board shall spend the amount in the  
19 appropriation account under section 20.215 (1) (cm) of the statutes, as created by this  
20 act, for the Leonardo da Vinci and the Splendor of Poland art exhibitions at the  
21 Milwaukee Art Museum.”.

22 **609.** Page 353, line 16: after that line insert:

23 “(1z) DIVISION OF INTERNATIONAL AND EXPORT SERVICES. The authorized FTE  
24 positions for the department of commerce are increased by 10.0 PR positions on July

1 1, 2002, or on the day after publication, whichever is later, to be funded from the  
2 appropriation under section 20.143 (1) (g) of the statutes, for the division of  
3 international and export services.”.

4 **610.** Page 353, line 16: after that line insert:

5 “(1c) GRANT TO FORWARD WISCONSIN, INC. FOR STUDY AND PROPOSAL ON BRAND  
6 IMAGE. From the appropriation under section 20.143 (1) (bp) of the statutes, as  
7 created by this act, the department of commerce shall provide a grant of \$50,000 in  
8 fiscal year 2002–03 to Forward Wisconsin, Inc., to contract for a study and the  
9 creation of a proposal for a national brand image for the state related to technology  
10 and biotechnology. The department of commerce shall enter into an agreement with  
11 Forward Wisconsin, Inc., that specifies the uses for the grant proceeds under this  
12 subsection and reporting and auditing requirements. No later than December 31,  
13 2003, the department of commerce shall submit to the appropriate standing  
14 committees of the legislature in the manner provided under section 13.172 (3) of the  
15 statutes a report that includes the results of the study and the conclusions and  
16 recommendations of Forward Wisconsin, Inc., with respect to a proposal for a  
17 national brand image for the state.”.

18 **611.** Page 355, line 9: after that line insert:

19 “(5q) NOTICE REGARDING CHANGES IN SENTENCING LAW.

20 (a) In this subsection, “department” means the department of corrections.

21 (b) If a person is serving a bifurcated sentence or, after having a bifurcated  
22 sentence imposed and stayed, is on probation on the last day of the 6th month  
23 beginning after the effective date of this paragraph, the department shall calculate  
24 the maximum term of imprisonment, the maximum term of confinement, and the

1 maximum term of extended supervision to which the person would have been subject  
2 if all provisions of this act had been in effect on the date on which the inmate  
3 committed his or her offense. The department shall notify the person of the results  
4 of that calculation no later than the first day of the 9th month beginning after the  
5 effective date of this paragraph if the person is still serving that sentence or is still  
6 on probation on that date.”.

7 **612.** Page 355, line 9: after that line insert:

8 “(6q) INITIAL IMPLEMENTATION OF CASELOAD REDUCTION REQUIREMENTS. The  
9 department of corrections shall develop a plan to implement section 301.03 (3a) of  
10 the statutes, as created by this act, which it shall submit to the joint committee on  
11 finance no later than the first day of the 2nd month beginning after the effective date  
12 of this subsection. No later than the first day of the 4th month beginning after the  
13 effective date of this subsection, the department shall begin reducing caseloads for  
14 probation, extended supervision, and parole agents in Brown, Dane, Kenosha,  
15 Milwaukee, Racine, and Rock counties who supervise more than 25 persons on  
16 probation, extended supervision, or parole.”.

17 **613.** Page 355, line 14: after that line insert:

18 “(1wo) NONSEVERABILITY; CAMPAIGN FINANCING.

19 (a) *Certain communications and matching grants.* Notwithstanding section  
20 990.001 (11) of the statutes, if a court finds that all or any portion of sections 11.01  
21 (16) (a) 3., 11.12 (6) (c), 11.26 (8m), or 11.50 (9) (b) or (bb) of the statutes, as created  
22 by this act, is unconstitutional, then sections 11.01 (16) (a) 3., 11.12 (6) (c), 11.26 (8m),  
23 and 11.50 (9) (b) and (bb) of the statutes, as created by this act, are void in their  
24 entirety.

1 (b) *Other provisions.* Notwithstanding section 990.001 (11) of the statutes, if  
2 a court finds that any part of section 11.12 (8) or 11.50 (9) (ba) of the statutes, as  
3 created by this act, is unconstitutional, then the treatment of sections 5.02 (13), 7.08  
4 (2) (c), (cm), and (cs), 8.10 (3) (intro.), 8.15 (6) (intro.), 8.20 (4), 8.30 (2), 8.35 (4) (a)  
5 1. a. and b., 8.35 (4) (c) and (d), 11.001 (2m), 11.01 (12s), and (16) (a) 3., 11.05 (1) (b),  
6 (2) (b), (2r) (title), (3) (c), (m), (o), and (r), (5), (9) (title), (12) (b), and (13), 11.06 (1)  
7 (intro.) and (e), (2), (2m) (b) to (d), (4) (b), (5), (7m) (a) and (c), and (11) (c), 11.07 (1)  
8 and (5), 11.09 (3), 11.10 (1), 11.12 (2), (2m), (4), (5), (6) (c) and (d), (8), and (9), 11.14  
9 (3), 11.16 (2) and (5), 11.19 (title) and (1), 11.20 (1), (2s), (2t), (7), (9), (10) (a), and (12),  
10 11.21 (2), (15), and (16), 11.22 (3), 11.23 (1) and (2), 11.24 (1w), (2), and (4), 11.25 (2)  
11 (b), 11.26 (1) (intro.), (2) (intro.), (a), and (ad) to (au), (4), (8), (8m), (9) (a) 1. to 7., (b)  
12 1. to 7., and (c), (10), and (12m), 11.265, 11.31 (1) (intro.), (a) to (d), (de), (e), and (f),  
13 (1m), (2), (2m), (3), (3p), and (9), 11.38 (1) (a) 2., (6), and (8) (b), 11.50 (1) (a) 1. (intro.),  
14 2., and 2m., (am), (bm), and (cm), (2) (a), (b) 5., (2) (c), (g), (h), (i), and (j), (2m), (2s),  
15 (2w), (3), (4), (4m), (5), (6), (9) (title), (b), (ba), and (bb), (11) (a) and (e), and (14), 11.60  
16 (3s), (3t), and (4), 11.61 (1) (a) (with regard to the reference to 11.05 (2r) and 11.24  
17 (1)), 13.625 (3m), 19.42 (3m), (4g), and (4r), 19.45 (13), 19.49 (1m) and (5) (b), 19.53  
18 (6), 19.535, 19.59 (1) (br), (7) (b), and (8) (c), (cm), and (cn), 20.510 (1) (q), 20.855 (4)  
19 (ba), 25.42, 71.10 (3) (a) and (b), and 806.04 (11m) of the statutes, the renumbering  
20 and amendment of sections 11.05 (1), (2), and (2r), 11.12 (6), 11.26 (9) (a) and (b), 11.50  
21 (9), 19.49 (5), and 19.59 (7) of the statutes, and the renumbering of section 11.50 (1)  
22 (a) 1. of the statutes by this act are void.”

23 **614.** Page 355, line 15: after that line insert:

1           “(1v) **HIRING FREEZE EXEMPTION.** Notwithstanding any action of the governor or  
2 the secretary of administration under section 16.505 (3) of the statutes before the  
3 effective date of this subsection, the department of employee trust funds may fill 3.5  
4 FTE GPR positions that are vacant on the effective date of this subsection, that are  
5 authorized to the department under section 16.505 of the statutes, and that are  
6 funded from the appropriation under section 20.512 (2) (a) of the statutes.”.

7           **615.** Page 355, line 15: after that line insert:

8           “(1q) **EARLY RETIREMENT OPTION FOR CERTAIN PARTICIPATING EMPLOYEES IN THE**  
9 **WISCONSIN RETIREMENT SYSTEM.**

10           (a) *Definitions.* The definitions in section 40.02 of the statutes are applicable  
11 in this subsection, except that “elected official” means a participating employee  
12 elected to an office by vote of the people and “participating employer” does not include  
13 a school district.

14           (b) *Eligibility for early retirement benefits.* All of the following individuals who  
15 are participating employees on the effective date of this paragraph and who were  
16 employed by a participating employer, or on a leave of absence from a position with  
17 a participating employer, on February 1, 2002, are eligible for the early retirement  
18 benefits provided under this subsection:

19           1. Any state agency employee, other than an elected official, an employee of the  
20 board of regents of the University of Wisconsin System, or an employee of the  
21 department of employee funds, who has at least 10 years of creditable service, who  
22 terminates covered employment during the period that begins on July 1, 2002, and  
23 ends on January 1, 2003, and who receives an immediate annuity.

1           2. Any employee of the board of regents of the University of Wisconsin System  
2 who has at least 10 years of creditable service, who terminates covered employment  
3 during the period that begins on January 1, 2003, and ends on July 1, 2003, and who  
4 receives an immediate annuity.

5           3. Any employee of the department of employee trust funds, who has at least  
6 10 years of creditable service and who does either of the following:

7           a. Terminates covered employment during the period that begins on July 1,  
8 2002, and ends on January 1, 2003, and who receives an immediate annuity.

9           b. Submits a letter of resignation to the department of employee trust funds  
10 during the period that begins on July 1, 2002, and ends on January 1, 2003, with an  
11 effective date of resignation after January 1, 2003, but before April 1, 2004, and who  
12 at the time of the effective date of resignation receives an immediate annuity. Any  
13 employee who submits such a letter may subsequently change the effective date of  
14 resignation but only if the department consents to the change and the changed date  
15 of resignation is before April 1, 2004.

16           4. Any employee who is not a state agency employee, a school district employee,  
17 a technical college district employee, or an elected official, whose employer has  
18 elected under paragraph (e) to make its employees eligible for the early retirement  
19 benefits, who has at least 10 years of creditable service, who terminates covered  
20 employment during the period that begins on July 1, 2002, and ends on January 1,  
21 2003, and who receives an immediate annuity.

22           5. Any employee who is a technical college district employee, whose employer  
23 has elected under paragraph (e) to make its employees eligible for the early  
24 retirement benefits, who has at least 10 years of creditable service, who terminates

1 covered employment during the period that begins on January 1, 2003, and ends on  
2 July 1, 2003, and who receives an immediate annuity.

3 (c) *Early retirement benefits: calculation of retirement annuity and receipt of*  
4 *other benefits.* Any participating employee described in paragraph (b) shall receive  
5 all of the following:

6 1. The earliest retirement age for the employee under section 40.23 (1) of the  
7 statutes is reduced by 2 years for the purpose of calculating his or her retirement  
8 annuity under section 40.23 of the statutes.

9 2. a. At the time of termination, the employee's years of creditable service are  
10 increased by 3 years for the purpose of calculating his or her retirement annuity  
11 under section 40.23 of the statutes, for the purpose of calculating creditable military  
12 service under section 40.02 (15) of the statutes, and for the purpose of life insurance  
13 coverage under subchapter VI of chapter 40 of the statutes.

14 b. For any employee having creditable service of more than one type under  
15 section 40.23 (2m) (e) of the statutes, the creditable service received under this  
16 subdivision shall be based on the employee's last type of creditable service at the time  
17 of termination.

18 c. For the purpose of calculating the value of a money purchase annuity under  
19 section 40.23 (3) of the statutes, the initial monthly amount of the retirement annuity  
20 in the normal form shall be increased by the amount that equals the increase in the  
21 initial monthly amount of the retirement annuity under section 40.23 (2m) of the  
22 statutes that results from providing the additional 3 years of creditable service and  
23 the 2 years of age reduction.

24 3. The employee's age is increased by 2 years only for the purpose of making  
25 the calculation under section 40.23 (2m) (f) of the statutes.

1           4. Any limitation in the initial retirement annuity amount under section 40.23  
2 (2m) (b) of the statutes shall not apply for the purpose of calculating his or her  
3 retirement annuity under section 40.23 of the statutes.

4           (d) *Early retirement benefits: health insurance premium credits.*  
5 Notwithstanding section 40.95 (2) of the statutes, for any participating employee  
6 described in paragraph (b) 1. to 3., the number of health insurance premium credits  
7 provided to the employee under subchapter IX of chapter 40 of the statutes are  
8 increased by the number that yields an additional \$20,000 in health insurance  
9 premium credits.

10           (e) *Early retirement option for participating employers other than the state.*

11           1. Any participating employer, other than a state agency and a technical college  
12 district, may elect to make its participating employees eligible for the early  
13 retirement benefits provided under paragraph (c) by notifying the department, in  
14 writing, before July 1, 2002.

15           2. A technical college district may elect to make its participating employees  
16 eligible for the early retirement benefits provided under paragraph (c) by notifying  
17 the department, in writing, before January 1, 2003.

18           (f) *Actuarial valuation of the cost of early retirement benefits.* Not later than  
19 January 1, 2005, the department of employee trust funds shall contract with the  
20 actuary retained under section 40.03 (1) (d) of the statutes for an actuarial valuation  
21 of the costs of the retirement benefits provided under this subsection, as well as the  
22 costs incurred by the department of employee trust funds for administering the  
23 retirement benefits, for the purpose of determining contribution rates for  
24 participating employers whose employees receive retirement benefits under this  
25 subsection. The contribution rates established by the actuary shall be sufficient to



1 fund the full cost of the retirement benefits and administrative costs over a 10-year  
2 amortization period, including any amount paid under section 40.05 (2) (h) of the  
3 statutes, as created by this act, and shall take effect beginning on the January 1 that  
4 first occurs after the actuary completes the valuation. The department shall certify  
5 to the actuary all costs, including estimated future costs, that are incurred by the  
6 department in administering the retirement benefits provided under this  
7 subsection.

8 (g) *Establishment of initial employer contribution rates.* Beginning on June 1,  
9 2002, and ending on the January 1 that first occurs after the actuary completes the  
10 valuation under paragraph (f), for any participating employer whose participating  
11 employees terminate covered employment or, with respect to the department of  
12 employee trust funds, submit a letter of resignation with a delayed effective date,  
13 during the period that begins on July 1, 2002, and ends on January 1, 2003, and  
14 beginning on December 1, 2002, and ending on the January 1 that first occurs after  
15 the actuary completes the valuation under paragraph (f), for any participating  
16 employer whose participating employees terminate covered employment during the  
17 period that begins on January 1, 2003, and ends on July 1, 2003, the department of  
18 employee trust funds shall establish, and require the payment of, employer  
19 contribution rates to fund the cost of the retirement benefits provided under this  
20 subsection. For state agencies, the department shall establish, and require the  
21 payment of, a temporary employer contribution rate, expressed as a level percent of  
22 payroll, to fund the retirement benefits that are received by participating state  
23 employees. This rate shall remain in effect until the January 1 that first occurs after  
24 the actuary completes the valuation under paragraph (f), unless the actuary  
25 certifies, and the employee trust funds board approves, a change in the rate to more

1 accurately reflect the costs of the benefits provided under this subsection. For  
2 participating employers that are not state agencies, the department shall establish,  
3 and require the payment of, a temporary employer contribution rate, expressed as  
4 a level percent of payroll, to fund the retirement benefits that are received by the  
5 employees of the participating employers. This rate shall remain in effect until the  
6 January 1 that first occurs after the actuary completes the valuation under  
7 paragraph (f), unless the actuary certifies, and the employee trust funds board  
8 approves, a change in the rate to more accurately reflect the costs of the benefits  
9 provided under this subsection.

10 (h) *Emergency rules.* Using the procedure under section 227.24 of the statutes,  
11 the department of employee trust funds may promulgate rules to administer the  
12 retirement benefits provided under this subsection and any funding mechanism to  
13 pay the cost of the retirement benefits for the period before the date on which  
14 permanent rules take effect, but not to exceed the period authorized under section  
15 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b),  
16 and (3) of the statutes, the department is not required to provide evidence that  
17 promulgating a rule under this paragraph as an emergency rule is necessary for the  
18 preservation of the public peace, health, safety, or welfare and is not required to  
19 provide a finding of emergency for a rule promulgated under this paragraph.”

20 **616.** Page 356, line 1: delete lines 1 to 4.

21 **617.** Page 357, line 24: after that line insert:

22 “(2w) MEDICAL ASSISTANCE PROVIDER FRAUD AND ABUSE; RULES. The department  
23 of health and family services shall submit in proposed form the rules required under  
24 section 49.45 (2) (a) 9. of the statutes, as affected by this act, to the legislative council

1 staff under section 227.15 (1) of the statutes no later than the first day of the 7th  
2 month beginning after the effective date of this subsection.”.

3 **618.** Page 357, line 25: delete the material beginning with that line and  
4 ending with page 358, line 15.

5 **619.** Page 358, line 15: after that line insert:

6 “(5c) STUDY ON USE OF MEDICAL ASSISTANCE PREFERRED PRESCRIPTION DRUG LIST IN  
7 CERTAIN FACILITIES. By January 1, 2003, the department of health and family services  
8 shall study the feasibility of using a preferred prescription drug list for the  
9 prescription drugs provided to medical assistance recipients who are residents of  
10 nursing homes, institutions for mental diseases, and intermediate care facilities for  
11 the mentally retarded and shall report findings of the study to the legislature in the  
12 manner provided under section 13.172 (3) of the statutes, and to the governor.”.

13 **620.** Page 358, line 15: after that line insert:

14 “(4c) FEES FOR PATIENT HEALTH CARE RECORDS; RULES. The department of health  
15 and family services shall submit in proposed form the rules required under section  
16 146.83 (3m) of the statutes, as created by this act, to the legislative council staff  
17 under section 227.15 (1) of the statutes no later than the first day of the 5th month  
18 beginning after the effective date of this subsection.”.

19 **621.** Page 358, line 15: after that line insert:

20 “(5qq) LIMITATIONS ON HOSPITALS AND AMBULATORY SURGERY CENTERS; RULES.

21 (a) The department of health and family services shall submit in proposed form  
22 the rule required under section 150.935 (6) of the statutes, as created by this act, to  
23 the legislative council staff under section 227.15 (1) of the statutes no later than the  
24 first day of the 4th month beginning after the effective date of this paragraph.

1 (b) Using the procedure under section 227.24 of the statutes, the department  
2 of health and family services may promulgate the rule required under section  
3 150.935 (6) of the statutes, as created by this act, for the period before the effective  
4 date of the rule submitted under paragraph (a), but not to exceed the period  
5 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding  
6 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required  
7 to provide evidence that promulgating a rule under this paragraph as an emergency  
8 rule is necessary for the preservation of the public peace, health, safety, or welfare  
9 and is not required to provide a finding of emergency for a rule promulgated under  
10 this paragraph.

11 (5qr) REQUIREMENTS OF HOSPITALS AND AMBULATORY SURGERY CENTERS. An  
12 ambulatory surgery center shall and, as a condition of approval under section 50.35  
13 of the statutes, as affected by this act, a hospital shall, within 60 days after the  
14 effective date of this subsection, apply under section 49.45 (2) (a) 11. of the statutes  
15 for certification as a provider of medical assistance and apply for certification as a  
16 provider of services under medicare, as defined under section 49.45 (3) (L) 1. b. of the  
17 statutes.”.

18 **622.** Page 358, line 18: after that line insert:

19 “(1d) The historical society shall allocate \$100,000 in fiscal year 2001–02 and  
20 \$100,000 in fiscal year 2002–03 for the office of local history and the historical society  
21 library.”.

22 **623.** Page 358, line 21: after that line insert:

23 “(1v) RULES RELATED TO SMALL EMPLOYER HEALTH INSURANCE RATES. Using the  
24 procedure under section 227.24 of the statutes, the commissioner of insurance may

1 promulgate the rules required under section 635.05 (1) of the statutes, as affected by  
2 this act, for the period before the effective date of the permanent rules required under  
3 section 635.05 (1) of the statutes, as affected by this act, but not to exceed the period  
4 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding  
5 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the commissioner is not required  
6 to provide evidence that promulgating a rule under this subsection as an emergency  
7 rule is necessary for the preservation of public peace, health, safety, or welfare and  
8 is not required to provide a finding of emergency for a rule promulgated under this  
9 subsection.”.

10 **624.** Page 358, line 25: after that line insert:

11 “(2x) AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM WORK STATION FOR CITY OF  
12 RACINE. From the appropriation under section 20.455 (2) (cr) of the statutes, as  
13 created by this act, the department of justice shall award \$63,200 to the city of Racine  
14 police department in fiscal year 2002–03 for the purchase of an automated  
15 fingerprint identification system work station and for the installation of a Badgernet  
16 line for the work station. The city of Racine police department and the department  
17 of justice shall enter into an agreement regarding the duties and obligations of the  
18 police department and the department of justice with respect to the use of the  
19 automated fingerprint identification system work station and regarding the use of,  
20 and access to, the state automated fingerprint identification system and to other  
21 criminal record databases.”.

22 **625.** Page 358, line 25: after that line insert:

1           “(2xz) INCREASE IN POSITIONS. The authorized FTE positions for the department  
2 of justice, funded from the appropriation under section 20.455 (1) (j) of the statutes,  
3 as created by this act, are increased by 5.5 PR positions.”.

4           **626.** Page 359, line 1: after that line insert:

5           “(1c) PROGRAM EVALUATION AND MANAGEMENT AUDIT OF DEPARTMENT OF  
6 ADMINISTRATION.

7           (a) The joint legislative audit committee is requested to direct the legislative  
8 audit bureau to conduct a program evaluation and management audit of the  
9 department of administration to determine whether state government could  
10 function effectively without the department. If the audit is undertaken, the bureau  
11 is requested to include each of the following elements to the extent they are  
12 considered appropriate by the bureau:

13           1. A comparison of the functions and responsibilities of the department at the  
14 time that it was created and the current functions and responsibilities of the  
15 department.

16           2. A review of whether any administrative functions have been removed from  
17 the department since the time that it was created and whether the administrative  
18 functions that the department retains are significant enough to justify a separate  
19 department.

20           3. A comparison of the department’s central administrative functions,  
21 efficiencies, and related budgetary impacts with the central administrative  
22 functions, efficiencies, and budgetary impacts associated with similar agencies in  
23 other states.

1           4. A comparison of the budgeted and per capita costs of the department at the  
2 time of its creation with the current budgeted and per capita costs of the department,  
3 together with the costs of any other agencies or subunits thereof to which original  
4 functions or responsibilities of the department have been transferred.

5           5. A review of the policy-making responsibilities that have been assigned to the  
6 department, including an assessment of whether such responsibilities could be more  
7 effectively administered by other state agencies.

8           6. An assessment of whether any functions or responsibilities of the  
9 department duplicate those of other state agencies and could therefore be reduced  
10 or eliminated.

11           7. A review of whether the efficiencies and cost savings intended by the  
12 legislature and governor when the department was created have been realized.

13           8. An assessment of whether there are any impediments to decentralizing those  
14 responsibilities and functions that are currently assigned to the department by  
15 assigning these functions and responsibilities to the office of the governor or to other  
16 state agencies.

17           9. A review of the costs charged by the department to other state agencies or  
18 to local governments and an assessment of whether the responsibilities and  
19 functions funded by these charges could be effectively undertaken by this state if the  
20 department did not exist.

21           (b) If the bureau undertakes the audit, the bureau is requested to submit a  
22 report of its findings and recommendations to the distributees specified in section  
23 13.94 (1) (b) of the statutes no later than the first day of the 9th month beginning after  
24 the effective date of this paragraph.”.

1           **627.** Page 359, line 1: after that line insert:

2           “(3q) **STUDY OF CERTAIN ELECTION ADMINISTRATION SERVICES.** The joint legislative  
3 council is requested to conduct a study of election administration services performed  
4 by municipalities and counties and prepare recommendations for the consolidation  
5 of those services. If the joint legislative council conducts the study and prepares the  
6 recommendations, it shall report its findings, conclusions, and recommendations, in  
7 the manner provided under section 13.172 (2) of the statutes, to the 2003 legislature  
8 when that legislature convenes.”.

9           **628.** Page 359, line 12: delete lines 12 to 15.

10          **629.** Page 360, line 13: after that line insert:

11          “(2fxq) **INVASIVE SPECIES COUNCIL STAGGERED TERMS.** Notwithstanding the length  
12 of term specified in section 15.347 (18) (b) 7. of the statutes, as created in this act, of  
13 the members first appointed to the invasive species council under section 15.347 (18)  
14 (b) 7. of the statutes, as created by this act, the governor shall designate 2 members  
15 to serve for terms expiring on July 1, 2007, 2 members to serve for terms expiring on  
16 July 1, 2008, and 3 members to serve for terms expiring on July 1, 2009.

17          “(2fxr) **POSITIONS FOR INVASIVE SPECIES PROGRAM.** The authorized FTE positions  
18 for the department of natural resources are increased by 2.0 SEG positions to be  
19 funded from the appropriation under section 20.370 (4) (aq) of the statutes, as  
20 affected by this act, to provide a program director and staff position for the statewide  
21 invasive species program under s. 23.22 of the statutes, as created by this act.”.

22          **630.** Page 360, line 23: delete lines 23 to 25.

23          **631.** Page 361, line 1: delete lines 1 to 12.

24          **632.** Page 361, line 13: delete lines 13 to 16.



1           **633.** Page 361, line 16: after that line insert:

2           “(3q) TRANSFER OF DUTIES FROM THE TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT  
3           IN WISCONSIN BOARD.

4           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
5           liabilities of the department of administration primarily related to the functions of  
6           the technology for educational achievement in Wisconsin board, as determined by  
7           the secretary of administration, shall become the assets and liabilities of the  
8           department of public instruction.

9           (b) *Position and employee transfers.* All positions authorized for the technology  
10          for educational achievement in Wisconsin board on the day before the effective date  
11          of this paragraph, except for the position of executive director, are, on the effective  
12          date of this paragraph, transferred to the department of public instruction, and the  
13          incumbent employees in those positions are transferred on the effective date of this  
14          paragraph to the department of public instruction.

15          (c) *Employee status.* Employees transferred under paragraph (b) have all the  
16          rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
17          statutes in the department of public instruction that they enjoyed in the technology  
18          for educational achievement in Wisconsin board immediately before the transfer.  
19          Notwithstanding section 230.28 (4) of the statutes, no transferred employee who has  
20          attained permanent status in class is required to serve a probationary period.

21          (cm) *Tangible personal property.* On the effective date of this paragraph, all  
22          tangible personal property, including records, of the department of administration  
23          that is primarily related to the functions of the technology for educational

1 achievement in Wisconsin board, as determined by the secretary of administration,  
2 is transferred to the department of public instruction.

3 (d) *Contracts.* 1. All contracts entered into by the technology for educational  
4 achievement in Wisconsin board in effect on the effective date of this paragraph  
5 remain in effect and are transferred to the department of public instruction. The  
6 department of public instruction shall carry out any obligations under a transferred  
7 contract until the department of public instruction modifies or rescinds the contract.

8 2. All contracts entered into by the department of administration in effect on  
9 the effective date of this paragraph that are primarily related to the functions of the  
10 technology for educational achievement in Wisconsin board, as determined by the  
11 secretary of administration, remain in effect and are transferred to the department  
12 of public instruction. The department of public instruction shall carry out any  
13 obligations under a transferred contract until the department of public instruction  
14 modifies or rescinds the contract.

15 (e) *Rules and orders.* All rules promulgated by the technology for educational  
16 achievement in Wisconsin board that are in effect on the effective date of this  
17 paragraph remain in effect until their specified expiration date or until the  
18 department of public instruction amends or repeals them. All orders issued by the  
19 technology for educational achievement in Wisconsin board that are in effect on the  
20 effective date of this paragraph remain in effect until their specified expiration date  
21 or until the department of public instruction modifies or rescinds them.

22 (f) *Pending matters.* Any matter pending with the technology for educational  
23 achievement in Wisconsin board on the effective date of this paragraph is transferred  
24 to the department of public instruction, and all materials submitted to or actions  
25 taken by the technology for educational achievement in Wisconsin board concerning

1 the pending matter are considered to have been submitted to or taken by the  
2 department of public instruction.”.

3 **634.** Page 361, line 16: after that line insert:

4 “(2w) TECHNOLOGY TRAINING AND TECHNICAL ASSISTANCE GRANTS.

5 (a) Notwithstanding section 115.999 (1) of the statutes, as created by this act,  
6 the department of public instruction shall ensure that all of the following occur:

7 1. Except as provided in subdivision 3., all persons who received grants under  
8 section 115.999 (1) of the statutes, as created by this act, in the 2001–02 fiscal year  
9 receive no less grant money in the 2002–03 fiscal year than they received in the  
10 2001–02 fiscal year.

11 2. No additional persons receive grants under section 115.999 (1) of the  
12 statutes, as created by this act, in the 2002–03 fiscal year.

13 3. If the amount appropriated under section 20.255 (4) (et) of the statutes, as  
14 affected by this act, in the 2002–03 fiscal year is less than or greater than the amount  
15 appropriated in the 2001–02 fiscal year, the department of public instruction  
16 prorates the grants for the 2002–03 fiscal year.

17 (b) A grant recipient may use the grant for technical assistance and training  
18 in the use of educational technology, as the grant recipient considers appropriate, if  
19 the grant recipient agrees to submit a report by the end of the 2002–03 fiscal year  
20 to the the department of public instruction on how the grant recipient spent the  
21 grant.”.

22 **635.** Page 362, line 12: after that line insert:

1           “(2q) LEGISLATIVE INTENT. The treatment of section 196.37 (2) of the statutes is  
2 intended only to clarify the authority of the public service commission. No  
3 substantive change is intended.

4           (2r) STUDY OF CROSS SUBSIDIZATION. The joint legislative council is requested to  
5 study the requirements regarding cross subsidization under section 196.204 of the  
6 statutes and whether any changes to those requirements would promote competition  
7 for telecommunications services in rural markets. If the council undertakes such a  
8 study, the council shall report its findings, conclusions, and recommendations to the  
9 2003 legislature when it convenes.”.

10           **636.** Page 362, line 12: after that line insert:

11           “(1z) COGENERATION FACILITY AT THE UNIVERSITY OF WISCONSIN-MADISON.

12           (a) In this subsection:

- 13           1. “Board” means the board of regents of the University of Wisconsin System.
- 14           2. “Cogeneration facility” means a facility that provides electric, steam, and  
15 chilled water service.
- 16           3. “Commission” means the public service commission.
- 17           4. “Department” means the department of administration.
- 18           5. “Site” means the property located immediately north of the university’s  
19 Walnut Street plant and bounded by Walnut Street on the west, Herrick Drive on the  
20 north, the university’s existing physical plant buildings on the east, and the north  
21 wall of the existing Walnut Street heating plant on the south.
- 22           6. “University” means the University of Wisconsin–Madison.
- 23           7. “Utility” means the public utility that provides electric service to the  
24 university or an affiliate of such a public utility.

1 (b) The board may not allow the construction of a cogeneration facility at the  
2 site that provides electric, steam, or chilled water services to the university after July  
3 1, 2004, unless all of the following are satisfied:

4 1. The utility, department, and board agree on a plan for allocating the costs  
5 of constructing the cogeneration facility between the utility and the university and  
6 for establishing the terms and conditions under which the university shall purchase  
7 electric, steam, or chilled water services from the utility.

8 2. The utility submits a plan under subdivision 1. to the commission and the  
9 commission, upon finding the plan is reasonable, approves the plan.

10 3. Construction of the cogeneration facility is completed before July 1, 2004.

11 (c) If the utility submits a plan to the commission under paragraph (b) 2., the  
12 utility shall, at the same time that it submits the plan, apply for a certificate of public  
13 convenience and necessity for the cogeneration facility under section 196.491 (3) of  
14 the statutes. Notwithstanding section 196.491 (3) (a) 3. a. of the statutes, the utility  
15 shall provide the department of natural resources with an engineering plan for the  
16 cogeneration facility at the same time that the utility submits the application to the  
17 commission for the certificate of public convenience and necessity.”

18 **637.** Page 362, line 12: after that line insert:

19 “(1x) HIRING FREEZE EXEMPTION. Notwithstanding any action of the governor or  
20 the secretary of administration under section 16.505 (3) of the statutes before the  
21 effective date of this subsection, the public service commission may fill 3.0 FTE PR  
22 positions that are vacant on the effective date of this subsection, that are related to  
23 the performance of environmental analyses and engineering reviews, that are  
24 authorized to the commission under section 16.505 of the statutes, and that are

1 funded from the appropriation under section 20.155 (1) (g) of the statutes. If the  
2 public service commission does not fill the positions by the first day of the 6th month  
3 beginning after the effective date of this subsection, the commission shall, no later  
4 than the first day of the 7th month beginning after the effective date of this  
5 subsection, submit a report to the joint committee on finance of the legislature that  
6 explains the reasons for not filling the positions.”.

7 **638.** Page 362, line 12: after that line insert:

8 “(1t) ENERGY CONSERVATION.

9 (a) In this subsection:

10 1. “Commission” means the public service commission.

11 2. “Utility” has the meaning given in section 196.374 (1) (c) of the statutes.

12 (b) Notwithstanding the requirement under section 196.374 (3) of the statutes  
13 for a utility to make specified contributions to the commission in a fiscal year of the  
14 amounts determined by the commission under section 196.374 (2) of the statutes, the  
15 commission may allow a utility to retain, until December 31, 2004, a portion of the  
16 amounts determined by the commission under section 196.374 (2) (b), (c), and (d) of  
17 the statutes, instead of contributing the portion to the commission, if the commission  
18 determines that the portion is attributable to energy conservation programs for  
19 industrial, commercial, and agricultural customers in the utility’s service area. If the  
20 commission allows a utility to retain a portion under this paragraph, the utility must  
21 contribute 1.75% of the portion to the commission for research and development for  
22 energy conservation and efficiency and must contribute 4.5% of the portion to the  
23 commission for renewable resource programs.”.

24 **639.** Page 362, line 15: delete lines 15 to 18.

1           **640.** Page 362, line 18: after that line insert:

2           “(1m) PENALTY FOR CONVERTING AGRICULTURAL LAND. Notwithstanding section  
3           70.32 (2s) (c) of the statutes, as created by this act, and section 74.485 of the statutes,  
4           as created by this act, land assessed as agricultural land for the property tax  
5           assessments as of January 1, 2002, that may no longer be assessed as agricultural  
6           land for the property tax assessments as of January 1, 2003, because the land is not  
7           used as a farm, as defined under section 70.32 (2s) (a) 2. of the statutes, is not subject  
8           to the penalty under section 74.485 of the statutes with regard to the property tax  
9           assessments as of January 1, 2002, and January 1, 2003.”.

10           **641.** Page 362, line 18: after that line insert:

11           “(1q) DIRECT MARKETING OF CIGARETTES AND TOBACCO PRODUCTS. The authorized  
12           FTE positions for the department of revenue are increased by 1.5 PR positions on  
13           July 1, 2002, to be funded from the appropriation under section 20.566 (1) (gc) of the  
14           statutes, as created by this act, for the purpose of enforcing and administering  
15           cigarette and tobacco product direct marketing permits and penalties.”.

16           **642.** Page 362, line 19: delete lines 19 to 24.

17           **643.** Page 362, line 24: after that line insert:

18           “(2d) ALCOHOL AND TOBACCO ENFORCEMENT AGENTS. The department of revenue  
19           shall retain 13 agents in the department’s alcohol and tobacco enforcement section  
20           at least until July 1, 2003.”.

21           **644.** Page 363, line 21: delete that line and substitute “avoid adverse impacts  
22           on activities related to highway planning and programming,”.

23           **645.** Page 364, line 5: delete that line and substitute “avoid adverse impacts  
24           on activities related to highway planning and programming,”.

1           **646.** Page 364, line 6: after that line insert:

2           “(1x) TRAFFIC CONTROL SIGNALS IN OAK CREEK. No later than June 30, 2003, the  
3 department of transportation shall install traffic control signals at the intersection  
4 of STH 38 and Oakwood Road in the city of Oak Creek in Milwaukee County.”

5           **647.** Page 364, line 6: after that line insert:

6           “(4q) REQUEST ON SOUTHEAST WISCONSIN FREEWAY REHABILITATION. By the date  
7 specified by the cochairpersons of the joint committee on finance for the submission  
8 of requests for consideration at the next quarterly meeting of the committee  
9 occurring after the effective date of this subsection, the department of transportation  
10 shall submit a request for the transfer of moneys from the appropriations under  
11 section 20.395 (3) (cq), (cv), and (cx) of the statutes, as affected by this act, to the  
12 appropriations under section 20.395 (3) (cr), (cw), and (cy) of the statutes to allocate  
13 funds for rehabilitation of the southeast Wisconsin freeways. The department’s  
14 request, and the committee’s action on the request, may not include funding now  
15 allocated for projects in other parts of the state or other funding that is not currently  
16 allocated to rehabilitation of southeast Wisconsin freeways.”

17           **648.** Page 364, line 6: after that line insert:

18           “(2f) IMPROVEMENTS TO USH 51 IN CITY OF MADISON. Notwithstanding section  
19 85.07 of the statutes, during the 2001–03 fiscal biennium, the department of  
20 transportation shall expend funds not to exceed \$300,000 from federal funds  
21 available under 23 USC 152 for a highway improvement project on USH 51 at the  
22 intersection of Rieder Road in the city of Madison in Dane County, if the project is  
23 consistent with the requirements of 23 USC 152 and regulations promulgated under  
24 23 USC 152. The project shall include reconstruction of the southbound lanes of USH



1 51 at Rieder Road to incorporate a divided deceleration and turn lane on USH 51 for  
2 southbound traffic turning east onto Rieder Road from USH 51 and a divided  
3 acceleration lane on USH 51 for traffic traveling west on Rieder Road turning south  
4 onto USH 51. The project shall also include installation of any traffic control signals  
5 necessary to allow traffic traveling west on Rieder Road to turn onto southbound  
6 USH 51 without requiring southbound traffic on USH 51 to stop.”.

7 **649.** Page 364, line 7: after that line insert:

8 “(1f) GRANDFATHER PROVISION; UNCLAIMED GIFT CERTIFICATES. The treatment of  
9 sections 177.01 (10) (a) 2. and 177.14 of the statutes does not apply to any property  
10 paid or delivered to the state treasurer under section 177.17 (4) (a) 2. of the statutes  
11 or section 177.19 (1), 1999 stats., before the effective date of this subsection.”.

12 **650.** Page 364, line 24: after that line insert:

13 “(1q) ORDER OF STATE EMPLOYEE LAYOFFS.

14 (a) In this subsection, “state agency” has the meaning given in section 16.375  
15 (1) of the statutes, but does not include the board of regents of the University of  
16 Wisconsin System.

17 (b) If a state agency is required to lay off any of its employees as a result of any  
18 appropriation reduction required under this act, no employee of the state agency who  
19 is in the classified service of the state civil service system may be laid off until all  
20 employees of the state agency who are in the unclassified service of the state civil  
21 service system are laid off other than the chief administrative officer of the state  
22 agency.”.

23 **651.** Page 364, line 25: delete the material beginning with that line and  
24 ending with page 365, line 9.

1           **652.** Page 365, line 16: after that line insert:

2           “(4q) WISCONSIN PUBLIC TELEVISION. The board of regents of the University of  
3 Wisconsin System shall endeavor to raise by March 1, 2003, at least \$250,000 more  
4 in program revenue than was raised in the 2001–02 fiscal year for the Wisconsin  
5 Public Television production facility at the University of Wisconsin–Green Bay and  
6 shall report the results of its efforts to the joint committee on finance by July 1,  
7 2003.”.

8           **653.** Page 366, line 15: after “subsection” insert “, except that “state agency”  
9 does not include the department of employee trust funds or the investment board”.

10           **654.** Page 368, line 8: after that line insert:

11           “(4x) COMPENSATION AND FRINGE BENEFIT SAVINGS FOR CERTAIN ELIMINATED STATE  
12 POSITIONS.

13           (a) The definitions in section 20.001 of the statutes are applicable in this  
14 subsection.

15           (b) 1. The secretary of administration shall reduce the number of authorized  
16 positions for each state agency by the number of positions under section 15.04 (2),  
17 1999 stats., section 15.05 (3), 1999 stats., and section 15.06 (4m), 1999 stats., and by  
18 the number of unclassified division administrators that are eliminated for that state  
19 agency under this act. The secretary shall also reduce the authorized FTE positions  
20 for the office of the secretary of state by 1.0 assistant secretary of state position; for  
21 the office of state treasurer by 1.0 assistant state treasurer position; and for the  
22 historical society by 1.0 associate director position.

23           2. The secretary shall determine for each state agency the amount that the  
24 agency would have been required to expend for compensation and fringe benefits

1 during the period that begins on the effective date of this subdivision and ends on  
2 June 30, 2003, for state employees occupying a position described under subdivision  
3 1. and from each appropriation from which the moneys would have been expended,  
4 other than appropriations of federal revenues.

5 (c) From each sum certain appropriation of general purpose revenue identified  
6 in paragraph (b) 2., the secretary of administration shall lapse to the general fund  
7 the amount specified in paragraph (b) 2. that would otherwise have been expended  
8 from each of the appropriations. After the secretary of administration makes the  
9 lapse, each of the sum certain appropriations is decreased by the amount specified  
10 in paragraph (b) 2. for that appropriation.

11 (d) For each sum sufficient appropriation of general purpose revenue identified  
12 in paragraph (b) 2., the expenditure estimate for the appropriation during the  
13 2001–03 fiscal biennium, is reestimated to subtract the amount specified in  
14 paragraph (b) 2. for that appropriation.

15 (e) From each appropriation of program revenues or program revenues–service  
16 identified in paragraph (b), other than an appropriation to the investment board, the  
17 secretary of administration shall lapse to the general fund the amount specified in  
18 paragraph (b) 2. that would otherwise have been expended from each of the  
19 appropriations. After the secretary of administration makes the lapse, each of the  
20 sum certain program revenues or program revenues–service appropriations is  
21 decreased by the amount specified in paragraph (b) 2. for that appropriation.

22 (f) From each appropriation of segregated fund revenues or segregated fund  
23 revenues — service identified in paragraph (b), the secretary of administration shall  
24 lapse to the underlying fund the amount specified in paragraph (b) 2. that would  
25 otherwise have been expended from each of the appropriations. After the secretary

1 of administration makes the lapse, each of the sum certain segregated revenues or  
2 segregated revenues — service appropriations is decreased by the amount specified  
3 in paragraph (b) for that appropriation and the expenditure estimate for each of the  
4 appropriations that are not sum certain appropriations is reestimated to subtract  
5 the amount specified in paragraph (b) for that appropriation. The secretary of  
6 administration shall then transfer the lapsed amounts and an amount equal to the  
7 amount subtracted from the estimates to the general fund, but not including any  
8 amount lapsed from an appropriation of segregated fund revenues to the department  
9 of employee trust funds.”

10 **655.** Page 368, line 8: after that line insert:

11 “(4z) VOLUNTARY EMPLOYEE FURLOUGH. Any chief administrative officer of a state  
12 agency, as defined in section 20.001 (1) of the statutes, may permit any employee of  
13 that agency, other than an employee who is an elected official or is nominated or  
14 appointed by the governor for a fixed term to his or her position, to take a voluntary  
15 unpaid leave of absence during the 2001–03 fiscal biennium for a period not to exceed  
16 8 weeks. During any time in which an employee is on a leave of absence granted  
17 under this subsection, the chief administrative officer shall continue to make all  
18 required employer contributions for that employee, as well as any required employee  
19 contributions that the employer is required to make on behalf of that employee in  
20 accordance with a collective bargaining agreement under subchapter V of chapter  
21 111 or section 230.12 of the statutes, for benefits provided under chapter 40 of the  
22 statutes, but not including any such contributions under section 40.05 (1) and (2) of  
23 the statutes. During the leave of absence, the employee’s employment shall be  
24 considered not to have been interrupted for all purposes relating to wages, hours, and

1 conditions of employment, except that the employee shall not be paid a salary nor  
2 accrue creditable service, as defined in section 40.02 (17) of the statutes, for purposes  
3 of the Wisconsin retirement system. The timing of any leave of absence granted  
4 under this subsection shall be at the discretion of the chief administrative officer.  
5 Notwithstanding section 111.91 (1) of the statutes, for employees who are included  
6 in a collective bargaining unit for which a representative is recognized or certified  
7 under subchapter V of chapter 111 of the statutes, this subsection shall apply except  
8 as otherwise provided in a collective bargaining agreement.”.

9 **656.** Page 368, line 8: after that line insert:

10 “(4r) COMPENSATION AND FRINGE BENEFIT SAVINGS FOR STATE EMPLOYEES WHO ELECT  
11 TO RECEIVE RETIREMENT ANNUITIES DURING PART OF THE 2002–03 FISCAL YEAR.

12 (a) The definitions in section 20.001 of the statutes are applicable in this  
13 subsection, except that “state agency” does not include the department of employee  
14 trust funds, the board of regents of the University of Wisconsin System, or the  
15 investment board.

16 (b) The secretary of administration shall determine for each state agency the  
17 amount that the agency would have been required to expend for compensation and  
18 fringe benefits during the period that begins on January 1, 2003, and ends on June  
19 30, 2003, for state employees who elect to receive retirement benefits under SECTION  
20 9116 (1q) (c) of this act and each appropriation from which the moneys would have  
21 been expended, other than appropriations of federal revenues. For the purpose of  
22 making this calculation, the secretary shall reduce the amount by the increased  
23 employer contribution costs under the Wisconsin retirement system for that state

1 agency that results from the retirement benefits granted under SECTION 9116 (1q) (c)  
2 of this act.

3 (c) From each sum certain appropriation of general purpose revenue identified  
4 in paragraph (b), the secretary of administration shall lapse to the general fund the  
5 amount specified in paragraph (b) that would otherwise have been expended from  
6 each of the appropriations. After the secretary of administration makes the lapse,  
7 each of the sum certain appropriations is decreased by the amount specified in  
8 paragraph (b) for that appropriation.

9 (d) For each sum sufficient appropriation of general purpose revenue identified  
10 in paragraph (b), the expenditure estimate for the appropriation during the 2002–03  
11 fiscal year is reestimated to subtract the amount specified in paragraph (b) for that  
12 appropriation.

13 (e) From each appropriation of program revenues or program revenues–service  
14 identified in paragraph (b), the secretary of administration shall lapse to the general  
15 fund the amount specified in paragraph (b) that would otherwise have been  
16 expended from each of the appropriations. After the secretary of administration  
17 makes the lapse, each of the sum certain program revenues or program  
18 revenues–service appropriations is decreased by the amount specified in paragraph  
19 (b) for that appropriation.

20 (f) From each sum certain appropriation of segregated fund revenues or  
21 segregated fund revenues — service identified in paragraph (b), the secretary of  
22 administration shall lapse to the underlying fund the amount specified in paragraph  
23 (b) that would otherwise have been expended from each of the appropriations. After  
24 the secretary of administration makes the lapse, each of the sum certain segregated  
25 revenues or segregated revenues — service appropriations is decreased by the

1 amount specified in paragraph (b) for that appropriation. For each appropriation of  
2 segregated fund revenues or segregated fund revenues — services identified in  
3 paragraph (b) that is not a sum certain appropriation, the expenditure estimate is  
4 reestimated to subtract the amount specified in paragraph (b) for that appropriation.  
5 The secretary of administration shall transfer from the underlying fund the lapsed  
6 amounts and an amount equal to the amount subtracted from the estimates to the  
7 general fund.

8 (4rq) EMPLOYER OBLIGATION TO FILL CERTAIN VACANT POSITIONS. Any employer  
9 that elects under SECTION 9113 (1q) (e) of this act to provide the retirement benefits  
10 under SECTION 9116 (1q) (c) of this act to its employees shall fill, no later than January  
11 1, 2004, all law enforcement and fire fighting positions that are vacated by employees  
12 who receive the retirement benefits under SECTION 9116 (1q) (c) of this act, but only  
13 if the employer can fill the positions with qualified individuals.

14 (4rqq) POSITION AUTHORIZATIONS RELATED TO PROVISION OF EARLY RETIREMENT  
15 BENEFITS. The authorized FTE positions for the department of employee trust funds  
16 are increased by 53.0 SEG project positions, to be funded from the appropriation  
17 under section 20.515 (1) (vn) of the statutes, as created by this act, for the period  
18 beginning on the effective date of this subsection and ending on December 31, 2004,  
19 for the purpose of administering the early retirement benefits provided under  
20 SECTION 9116 (1q) (c) of this act.”.

21 **657.** Page 369, line 2: after that line insert:

22 “(5z) IMPLEMENTATION OF APPROPRIATION DECREASES.

23 (a) In this subsection, “department” has the meaning given for “executive  
24 branch agency” under section 16.70 (4) of the statutes.

1 (b) In implementing appropriation decreases made by or under this act for the  
2 2002–03 fiscal year, each department shall ensure that any reduction of services  
3 provided by the department under each affected appropriation is equitably  
4 apportioned between residents of rural areas and residents of urban areas.

5 (c) Notwithstanding section 16.50 (1) of the statutes, the secretary of  
6 administration shall require each department to submit an expenditure estimate for  
7 any expenditure to be made from an appropriation that is decreased by or under this  
8 act for the 2002–03 fiscal year. Notwithstanding section 16.50 (2) of the statutes, the  
9 secretary shall disapprove any such estimate that provides for any reallocation of  
10 services provided by the department in contravention of the requirement under  
11 paragraph (b).”.

12 **658.** Page 369, line 2: after that line insert:

13 “(5t) ABOLITION OF DEPARTMENT OF ELECTRONIC GOVERNMENT.

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

18 (b) *Positions and employees.*

19 1. On the effective date of this subdivision, all full–time equivalent positions  
20 in the department of electronic government, except the positions occupied by the  
21 secretary, the deputy secretary, the executive assistant, and 2 division administrator  
22 positions determined by the secretary of administration, are transferred to the  
23 department of administration.



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

4           3. Employees transferred under subdivision 2. have all of the rights and the  
5 same status under subch. V of ch. 111 and chapter 230 of the statutes in the  
6 department of administration that they enjoyed in the department of electronic  
7 government immediately before the transfer. Notwithstanding section 230.28 (4) of  
8 the statutes, no employee so transferred who has attained permanent status in class  
9 is required to serve a probationary period.

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

13           (d) *Contracts.* All contracts entered into by the department of electronic  
14 government that are in effect on the effective date of this paragraph are transferred  
15 to the department of administration. The department of administration shall carry  
16 out any contractual obligations under such a contract until the contract is modified  
17 or rescinded by the department of administration to the extent allowed under the  
18 contract.

19           (e) *Rules and orders.* All rules promulgated by the department of electronic  
20 government that are in effect on the effective date of this paragraph remain in effect  
21 until their specified expiration dates or until amended or repealed by the department  
22 of administration. All orders issued by the department of electronic government that  
23 are in effect on the effective date of this paragraph remain in effect until their  
24 specified expiration dates or until modified or rescinded by the department of  
25 administration.

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

6           **659.** Page 370, line 6: delete “decreased by \$175,000” and substitute  
7 “increased by \$75,000”.

8           **660.** Page 370, line 7: delete that line and substitute “increased by \$75,000  
9 for fiscal year 2002–03 to increase funding for the purpose for”.

10          **661.** Page 370, line 14: after that line insert:

11           “(7q) TELECOMMUNICATIONS AND VETERANS SERVICES. In the schedule under  
12 section 20.005 (3) of the statutes for the appropriation to the department of  
13 administration under section 20.505 (1) (ke) of the statutes, as affected by the acts  
14 of 2001, the dollar amount is decreased by \$102,500 for fiscal year 2002–03 to  
15 decrease funding for the purposes for which the appropriation is made.”.

16          **662.** Page 371, line 23: after that line insert:

17           “(13c) STATE BUDGET OFFICE. In the schedule under section 20.005 (3) of the  
18 statutes for the appropriation to the department of administration under section  
19 20.505 (1) (a) of the statutes, as affected by the acts of 2001, the dollar amount is  
20 decreased by by \$900,000 for fiscal year 2002–03 to decrease the authorized FTE  
21 positions for the department by 13.15 GPR positions associated primarily with the  
22 preparation of the executive budget bill.”.

23          **663.** Page 372, line 15: delete lines 15 to 20.

1           **664.** Page 373, line 2: delete the material beginning with “and” and ending  
2 with “2002–03” on line 3.

3           **665.** Page 375, line 19: delete the material beginning with “and” and ending  
4 with “2002–03” on line 20.

5           **666.** Page 375, line 24: delete the material beginning with “and” and ending  
6 with “2002–03” on page 376, line 1.

7           **667.** Page 376, line 8: after that line insert:

8           “(14q) LAND AND WATER RESOURCE MANAGEMENT TRANSFER. In the schedule under  
9 section 20.005 (3) of the statutes for the appropriation to the department of  
10 agriculture, trade and consumer protection under section 20.115 (7) (a) of the  
11 statutes, as affected by the acts of 2001, the dollar amount is decreased by \$544,700  
12 for fiscal year 2002–03 to reflect the transfer of responsibilities related to land and  
13 water resource management, drainage districts, and the conservation reserve  
14 enhancement program away from the department.”.

15           **668.** Page 376, line 8: after that line insert:

16           “(14xz) CONSUMER PROTECTION TRANSFER.

17           (a) In the schedule under section 20.005 (3) of the statutes for the appropriation  
18 to the department of agriculture, trade and consumer protection under section  
19 20.115 (1) (a) of the statutes, as affected by the acts of 2001, the dollar amount is  
20 decreased by \$2,292,100 for fiscal year 2002–03 to reflect the transfer of certain  
21 consumer protection programs, functions, and enforcement activities to the  
22 department of justice and to decrease the authorized FTE positions for the  
23 department of agriculture, trade and consumer protection by 41.25 GPR positions

1 related to those consumer protection programs, functions, and enforcement  
2 activities.

3 (b) In the schedule under section 20.005 (3) of the statutes for the appropriation  
4 to the department of agriculture, trade and consumer protection under section  
5 20.115 (8) (a) of the statutes, as affected by the acts of 2001, the dollar amount is  
6 decreased by \$292,400 for fiscal year 2002–03 to reflect the transfer of certain  
7 consumer protection programs, functions, and enforcement activities to the  
8 department of justice and to decrease the authorized FTE positions for the  
9 department of agriculture, trade and consumer protection by 2.5 GPR positions  
10 related to those consumer protection programs, functions, and enforcement  
11 activities.”.

12 **669.** Page 378, line 13: after that line insert:

13 “(5q) GENERAL PROGRAM OPERATIONS REDUCTION. In the schedule under section  
14 20.005 (3) of the statutes for the appropriation to the department of commerce under  
15 section 20.143 (1) (a) of the statutes, as affected by the acts of 2001, the dollar amount  
16 is decreased by \$39,000 for fiscal year 2002–03 to decrease funding for the purposes  
17 for which the appropriation is made.”.

18 **670.** Page 379, line 15: after that line insert:

19 “(10w) WISCONSIN DEVELOPMENT FUND. In the schedule under section 20.005 (3)  
20 of the statutes for the appropriation to the department of commerce under section  
21 20.143 (1) (c) of the statutes, as affected by the acts of 2001, the dollar amount is  
22 decreased by \$3,000,000 for fiscal year 2002–03 to decrease funding for the purposes  
23 for which the appropriation is made.”.

24 **671.** Page 379, line 21: after that line insert:

1           “(11z) DIVISION OF INTERNATIONAL AND EXPORT SERVICES. In the schedule under  
2 section 20.005 (3) of the statutes for the appropriation to the department of commerce  
3 under section 20.143 (1) (a) of the statutes, as affected by the acts of 2001, the dollar  
4 amount is decreased by \$1,893,000 for fiscal year 2002–03 to decrease funding for the  
5 division of international and export services and to decrease the authorized FTE  
6 positions for the department by 10.0 GPR positions on July 1, 2002, or on the day  
7 after publication, whichever is later, for the division of international and export  
8 services.”.

9           **672.** Page 380, line 8: after that line insert:

10           “(2c) LAPSE TO THE GENERAL FUND. In fiscal year 2001–02, the secretary of  
11 administration shall lapse to the general fund \$2,267,800 from the appropriation  
12 account under s. 20.410 (1) (kx) of the statutes.”.

13           **673.** Page 381, line 9: delete “\$1,302,600” and substitute “\$76,200”.

14           **674.** Page 382, line 5: delete “\$14,560,100” and substitute “\$14,560,000”.

15           **675.** Page 382, line 15: delete that line and substitute “decreased by  
16 \$6,761,500 for fiscal year 2001–02 and the dollar amount is decreased by \$20,903,100  
17 for fiscal year 2002–03 to decrease the authorized FTE positions for the department  
18 by 75.69 GPR positions on the effective date of this subsection and 395.7 GPR  
19 positions on July 1, 2002, as the result of delaying the”.

20           **676.** Page 383, line 9: after that line insert:

21           “(13vo) STANLEY DELAY; CORRECTIONS CONTRACTS AND AGREEMENTS. In the  
22 schedule under section 20.005 (3) of the statutes for the appropriation to the  
23 department of corrections under section 20.410 (1) (ab) of the statutes, as affected by

1 the acts of 2001, the dollar amount is increased by \$14,770,500 for fiscal year  
2 2002–03 as a result of delaying the opening of the Stanley Correctional Institution.”.

3 **677.** Page 383, line 14: delete “\$5,310,200” and substitute “\$4,809,600”.

4 **678.** Page 383, line 16: delete “100.0” and substitute “99.0”.

5 **679.** Page 384, line 4: after that line insert:

6 “(15vo) STANLEY DELAY; PURCHASED SERVICES FOR OFFENDERS. In the schedule  
7 under section 20.005 (3) of the statutes for the appropriation to the department of  
8 corrections under section 20.410 (1) (d) of the statutes, as affected by the acts of 2001,  
9 the dollar amount is decreased by \$53,200 for fiscal year 2002–03 as a result of  
10 delaying the opening of the Stanley Correctional Institution.”.

11 **680.** Page 384, line 9: delete “\$44,700” and substitute “\$37,900”.

12 **681.** Page 384, line 23: after that line insert:

13 “(17vo) STANLEY DELAY; INSTITUTIONAL OPERATIONS AND CHARGES. In the schedule  
14 under section 20.005 (3) of the statutes for the appropriation to the department of  
15 corrections under section 20.410 (1) (kk) of the statutes, as affected by the acts of  
16 2001, the dollar amount is decreased by \$6,100 for fiscal year 2001–02 and the dollar  
17 amount is decreased by \$23,800 for fiscal year 2002–03 to decrease the authorized  
18 FTE positions for the department by 0.8 PR position on the effective date of this  
19 subsection and by 0.8 PR position on July 1, 2002, as a result of delaying the opening  
20 of the Stanley Correctional Institution.”.

21 **682.** Page 385, line 7: after that line insert:

22 “(18vo) STANLEY DELAY; PRISON INDUSTRIES. In the schedule under section 20.005  
23 (3) of the statutes for the appropriation to the department of corrections under  
24 section 20.410 (1) (km) of the statutes, as affected by the acts of 2001, the dollar

1 amount is decreased by \$104,500 for fiscal year 2002–03 to decrease the authorized  
2 FTE positions for the department by 2.0 PR positions on July 1, 2002, as a result of  
3 delaying the opening of the Stanley Correctional Institution.”.

4 **683.** Page 385, line 11: delete “\$6,566,100” and substitute “\$6,528,900”.

5 **684.** Page 385, line 14: delete “20.0” and substitute “19.0”.

6 **685.** Page 385, line 18: delete “\$3,698,700” and substitute “\$675,100”.

7 **686.** Page 385, line 20: delete “55.5 GPR probation and parole staff, by”.

8 **687.** Page 386, line 2: after that line insert:

9 “(21vv) INTENSIVE SANCTIONS PROGRAM EXPANSION; GENERAL PROGRAM OPERATIONS.

10 In the schedule under section 20.005 (3) of the statutes for the appropriation to the  
11 department of corrections under section 20.410 (1) (a) of the statutes, as affected by  
12 the acts of 2001, the dollar amount is increased by \$29,500 for fiscal year 2002–03  
13 for the purpose of expanding the intensive sanctions program.

14 (21vw) INTENSIVE SANCTIONS PROGRAM EXPANSION; USE OF OUT-OF-STATE PRISONS.

15 In the schedule under section 20.005 (3) of the statutes for the appropriation to the  
16 department of corrections under section 20.410 (1) (ab) of the statutes, as affected by  
17 the acts of 2001, the dollar amount is decreased by \$566,300 for fiscal year 2002–03  
18 for the purpose of reducing the number of prisoners confined in out-of-state prisons.

19 (21vx) INTENSIVE SANCTIONS PROGRAM EXPANSION; INCREASED POSITIONS. In the  
20 schedule under section 20.005 (3) of the statutes for the appropriation to the  
21 department of corrections under section 20.410 (1) (b) of the statutes, as affected by  
22 the acts of 2001, the dollar amount is increased by \$355,800 for fiscal year 2002–03  
23 to increase the authorized FTE positions for the department by 9.25 GPR positions  
24 for expanding the intensive sanctions program.

1           (21vy) INTENSIVE SANCTIONS PROGRAM EXPANSION; PURCHASE OF SERVICES. In the  
2 schedule under section 20.005 (3) of the statutes for the appropriation to the  
3 department of corrections under section 20.410 (1) (d) of the statutes, as affected by  
4 the acts of 2001, the dollar amount is increased by \$312,000 for fiscal year 2002–03  
5 for the purpose of expanding the intensive sanctions program.”.

6           **688.** Page 387, line 22: after that line insert:

7           “(1wo) INVESTIGATOR AND AUDITOR POSITIONS. In the schedule under section  
8 20.005 (3) of the statutes for the appropriation to the elections board under section  
9 20.510 (1) (a) of the statutes, as affected by the acts of 2001, the dollar amount is  
10 increased by \$85,100 for fiscal year 2002–03 to increase the authorized FTE positions  
11 for the elections board by 1.0 GPR campaign finance investigator position and 1.0  
12 GPR auditor position and to fund supporting expenses for these positions.”.

13           **689.** Page 388, line 16: after that line insert:

14           “(1v) PRIVATE EMPLOYER HEALTH CARE COVERAGE PROGRAM. In the schedule under  
15 section 20.005 (3) of the statutes for the appropriation to the department of employee  
16 trust funds under section 20.515 (2) (a) of the statutes, as affected by the acts of 2001,  
17 the dollar amount is increased by \$850,000 for fiscal year 2001–02 to increase  
18 funding for the purpose for which the appropriation is made.”.

19           **690.** Page 390, line 13: delete lines 13 to 19.

20           **691.** Page 394, line 16: after that line insert:

21           “(18w) MEDICAL ASSISTANCE AUDITS AND INVESTIGATIONS; LAPSE. Notwithstanding  
22 section 20.001 (3) (c) of the statutes, on January 1, 2003, there is lapsed to the general  
23 fund the unencumbered balance in the appropriation under section 20.435 (4) (iL)



1 of the statutes immediately before the effective date of the repeal of section 20.435  
2 (4) (iL) of the statutes.”.

3 **692.** Page 395, line 2: delete “\$1,200,000” and substitute “\$1,673,500”.

4 **693.** Page 395, line 8: delete “\$800,000” and substitute “\$1,104,600”.

5 **694.** Page 399, line 3: after that line insert:

6 “(10xo) CONSUMER PROTECTION TRANSFER. In the schedule under section 20.005  
7 (3) of the statutes for the appropriation to the department of justice under section  
8 20.455 (1) (a) of the statutes, as affected by the acts of 2001, the dollar amount is  
9 increased by \$1,502,200 for fiscal year 2002–03 to reflect the transfer of certain  
10 consumer protection programs, functions, and enforcement activities from the  
11 department of agriculture, trade and consumer protection and to increase the  
12 authorized FTE positions for the department of justice by 26.0 GPR positions related  
13 to those consumer protection programs, functions, and enforcement activities.”.

14 **695.** Page 399, line 21: delete “\$33,800” and substitute “\$36,600”.

15 **696.** Page 409, line 16: after that line insert:

16 “(38qq) LAND AND WATER RESOURCE MANAGEMENT GENERAL PURPOSE REVENUE. In  
17 the schedule under section 20.005 (3) of the statutes for the appropriation to the  
18 department of natural resources under section 20.370 (4) (ma) of the statutes, as  
19 affected by the acts of 2001, the dollar amount is increased by \$237,600 for fiscal year  
20 2002–03 to provide funding for administration of the soil and water resource  
21 management grant program and the conservation reserve enhancement program  
22 and for activities related to drainage districts.

23 (38qr) LAND AND WATER RESOURCE MANAGEMENT ENVIRONMENTAL FUND. In the  
24 schedule under section 20.005 (3) of the statutes for the appropriation to the

1 department of natural resources under section 20.370 (4) (mr) of the statutes, as  
2 affected by the acts of 2001, the dollar amount is increased by \$68,100 for fiscal year  
3 2002–03 to provide funding for administration of the soil and water resource  
4 management grant program and the conservation reserve enhancement program.

5 (38qs) SOIL AND WATER RESOURCE MANAGEMENT PROGRAM. In the schedule under  
6 section 20.005 (3) of the statutes for the appropriation to the department of natural  
7 resources under section 20.370 (6) (ac) of the statutes, as renumbered by this act and  
8 as affected by the acts of 2001, the dollar amount is decreased by \$293,800 for fiscal  
9 year 2002–03 to decrease funding for the purpose for which the appropriation is  
10 made.

11 (38qt) DRAINAGE BOARD GRANTS. In the schedule under section 20.005 (3) of the  
12 statutes for the appropriation to the department of natural resources under section  
13 20.370 (6) (dd) of the statutes, as renumbered by this act and as affected by the acts  
14 of 2001, the dollar amount is decreased by \$25,000 for fiscal year 2002–03 to decrease  
15 funding for the purpose for which the appropriation is made.”.

16 **697.** Page 410, line 25: after that line insert:

17 “(1r) FUNDING FOR TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT. In the schedule  
18 under section 20.005 (3) of the statutes for the appropriation to the department of  
19 public instruction under section 20.255 (1) (a) of the statutes, as affected by the acts  
20 of 2001, the dollar amount is increased by \$498,800 for fiscal year 2002–03 to fund  
21 the positions transferred from the technology for educational achievement in  
22 Wisconsin board under SECTION 9140 (3q) and the supporting expenses.”.

23 **698.** Page 411, line 6: after that line insert:

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LRBb2999/1  
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SCC:.....Engel - CN5570, Reduction in lapse by the supreme court  
FOR 2001-03 BUDGET -- NOT READY FOR INTRODUCTION  
**CAUCUS SENATE AMENDMENT ,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO ASSEMBLY BILL 1**

Insert page  
✓  
551-8

INSERT to D

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

2 1. Page 413, line 17: delete "\$3,742,500" and substitute "\$666,300".

3

(END)

→ \*b 2999/1\* →

1           “(2q) SPECIAL EDUCATION. In the schedule under section 20.005 (3) of the  
2 statutes for the appropriation to the department of public instruction under section  
3 20.255 (2) (b) of the statutes, as affected by the acts of 2001, the dollar amount is  
4 increased by \$27,400,000 for fiscal year 2002–03 to increase funding for the purposes  
5 for which the appropriation is made.”.

6           **699.** Page 411, line 10: decrease the dollar amount by \$368,700.

7           **700.** Page 411, line 15: decrease the dollar amount by \$7,800.

8           **701.** Page 412, line 7: delete “\$2,362,900” and substitute “\$1,510,600”.

9           **702.** Page 414, line 18: delete lines 18 to 22.

10          **703.** Page 416, line 8: delete lines 8 to 12.

11          **704.** Page 417, line 19: delete the material beginning with “and” and ending  
12 with “2002–03” on line 20.

13          **705.** Page 417, line 22: delete the material beginning with that line and  
14 ending with page 418, line 2.

15          **706.** Page 418, line 3: after that line insert:

16           “(3fx) TOBACCO CONTROL BOARD INCREASE. In the schedule under section 20.005  
17 (3) of the statutes for the appropriation to the tobacco control board under section  
18 20.436 (1) (tc) of the statutes, as affected by the acts of 2001, the dollar amount is  
19 increased by \$10,000,000 for fiscal year 2002–03 to increase funding for the purpose  
20 for which the appropriation is made.”.

21          **707.** Page 418, line 17: after that line insert:

22           “(2q) TOURISM MARKETING REDUCTION. In the schedule under section 20.005 (3)  
23 of the statutes for the appropriation to the department of tourism under section

Insert  
551-8 →

1 20.380 (1) (b) of the statutes, as affected by the acts of 2001, the dollar amount is  
2 decreased by \$1,900,000 for fiscal year 2002–03 to decrease funding for the purposes  
3 for which the appropriation is made.

4 (2r) TOURISM MARKETING INCREASE. In the schedule under section 20.005 (3) of  
5 the statutes for the appropriation to the department of tourism under section 20.380  
6 (1) (kg) of the statutes, as affected by the acts of 2001, the dollar amount is increased  
7 by \$1,900,000 for fiscal year 2002–03 to increase funding for the purposes for which  
8 the appropriation is made.”.

9 **708.** Page 418, line 24: delete “\$1,700” and substitute “\$1,800”.

10 **709.** Page 419, line 7: delete the material beginning with this line and ending  
11 with page 420, line 22.

12 **710.** Page 421, line 8: delete “\$40,000,000” and substitute “\$10,000,000”.

13 **711.** Page 421, line 14: delete “\$436,400” and substitute “\$97,000”.

14 **712.** Page 422, line 6: after that line insert:

15 “(4r) EXTENSION RECYCLING EDUCATION. In the schedule under section 20.005 (3)  
16 of the statutes for the appropriation to the board of regents of the University of  
17 Wisconsin System under section 20.285 (1) (tb) of the statutes, as affected by the acts  
18 of 2001, the dollar amount is increased by \$336,900 for fiscal year 2001–02 and the  
19 dollar amount is increased by \$336,900 for fiscal year 2002–03 to increase funding  
20 for the purpose for which the appropriation is made and to provide funding for 4.0  
21 FTE SEG positions previously authorized.

22 (4s) SOLID WASTE RESEARCH AND EXPERIMENTS. In the schedule under section  
23 20.005 (3) of the statutes for the appropriation to the board of regents of the  
24 University of Wisconsin System under section 20.285 (1) (tm) of the statutes, as

1 affected by the acts of 2001, the dollar amount is increased by \$154,900 for fiscal year  
2 2001–02 and the dollar amount is increased by \$154,900 for fiscal year 2002–03 to  
3 increase funding for the purposes for which the appropriation is made and to provide  
4 funding for 0.5 FTE SEG position previously authorized.”

5 **713.** Page 422, line 6: after that line insert:

6 “(3t) WISCONSIN PUBLIC TELEVISION. In the schedule under section 20.005 (3) of  
7 the statutes for the appropriation to the board of regents of the University of  
8 Wisconsin System under section 20.285 (1) (a) of the statutes, as affected by the acts  
9 of 2001, the dollar amount is increased by \$400,000 for fiscal year 2002–03 to  
10 increase funding for the Wisconsin Public Television production facility at the  
11 University of Wisconsin–Green Bay.”

12 **714.** Page 425, line 10: after that line insert:

13 “(13c) COMMUNITY YOUTH GRANT FOR BOYS AND GIRLS CLUBS. In the schedule under  
14 section 20.005 (3) of the statutes for the appropriation to the department of workforce  
15 development under section 20.445 (3) (md) of the statutes, as affected by the acts of  
16 2001, the dollar amount is increased by ~~\$450,000~~ \$250,000 for fiscal year 2001–02  
17 to increase funding for the purpose of providing grants to the Wisconsin chapters of  
18 the Boys and Girls Clubs of America.”

19 **715.** Page 425, line 10: after that line insert:

20 “(14d) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES TRANSFER TO JOINT COMMITTEE  
21 ON FINANCE.

22 (a) In the schedule under section 20.005 (3) of the statutes for the appropriation  
23 to the department of workforce development under section 20.445 (3) (md) of the  
24 statutes, as affected by the acts of 2001, the dollar amount is increased by

*LPS: Turn off lines in table*

1 \$10,000,000 for fiscal year 2001–02 to increase funding for the transfer of moneys to  
2 the appropriation account under section 20.865 (4) (k) of the statutes.

3 (b) On the effective date of this paragraph, there is transferred from the  
4 appropriation account to the department of workforce development under section  
5 20.445 (3) (md) of the statutes to the appropriation account to the joint committee on  
6 finance under section 20.865 (4) (k) of the statutes, as affected by this act,  
7 \$10,000,000 to supplement appropriations for any purpose that is allowable under  
8 the federal temporary assistance for needy families program under 42 USC 601 to  
9 619.”.

10 **716.** Page 425, line 22: after that line insert:

11	“(1) (ke)	–0–	1,250,000”.
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12 **717.** Page 426, line 17: delete lines 17 to 19.

13 **718.** Page 427, line 3: delete that line.

14 **719.** Page 427, line 4: delete “1,250,000” and substitute “–0–”.

15 **720.** Page 427, line 12: delete “121,900” and substitute “21,900”.

16 **721.** Page 427, line 12: delete “174,200” and substitute “74,200”.

17 **722.** Page 427, line 22: delete that line and substitute:

18	“(1) (g)	–0–	707,700”.
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19 **723.** Page 427, line 27: after that line insert:

20	“ <b>20.575</b> <i>Secretary of state, office of the</i>		
21	(1) (g)	–0–	3,500”.

22 **724.** Page 428, line 2: delete “638,600” and substitute “706,600”.

1           **725.** Page 428, line 9: after the period insert “In addition, the secretary of  
2 administration may not lapse the amounts specified in paragraph (a) from the  
3 appropriation account under section 20.155 (1) (g) of the statutes to the general fund  
4 unless the public service commission fills the positions that are described in SECTION  
5 9142 (1x) of this act no later than the first day of the 6th month beginning after the  
6 effective date of this subsection.”.

7           **726.** Page 430, line 2: after “2001–02” insert “and the dollar amount is  
8 increased by \$594,000,000 for fiscal year 2002–03”.

9           **727.** Page 430, line 9: after that line insert:

10           “(6z) COMPENSATION AND FRINGE BENEFIT SAVINGS FOR STATE EMPLOYEES WHO ELECT  
11 TO TAKE VOLUNTARY FURLOUGHS DURING THE 2001–03 FISCAL BIENNIUM.

12           (a) The definitions in section 20.001 of the statutes are applicable in this  
13 subsection, except that “state agency” does not include the department of employee  
14 trust funds or the investment board.

15           (b) The secretary of administration shall determine for each state agency the  
16 amount that the agency would have been required to expend for compensation and  
17 contributions under section 40.05 (1) and (2) of the statutes for state employees who  
18 elect to take a voluntary furlough under SECTION 9159 (4z) of this act and each  
19 appropriation from which the moneys would have been expended, other than  
20 appropriations of federal revenues.

21           (c) From each sum certain appropriation of general purpose revenue identified  
22 in paragraph (b), the secretary of administration shall lapse to the general fund the  
23 amount specified in paragraph (b) that would otherwise have been expended from  
24 each of the appropriations. After the secretary of administration makes the lapse,



1 each of the sum certain appropriations is decreased by the amount specified in  
2 paragraph (b) for that appropriation.

3 (d) For each sum sufficient appropriation of general purpose revenue identified  
4 in paragraph (b), the expenditure estimate for the appropriation during the 2001–03  
5 fiscal biennium is reestimated to subtract the amount specified in paragraph (b) for  
6 that appropriation.

7 (e) From each appropriation of program revenues or program revenues–service  
8 identified in paragraph (b), the secretary of administration shall lapse to the general  
9 fund the amount specified in paragraph (b) that would otherwise have been  
10 expended from each of the appropriations. After the secretary of administration  
11 makes the lapse, each of the sum certain program revenues or program  
12 revenues–service appropriations is decreased by the amount specified in paragraph  
13 (b) for that appropriation.

14 (f) From each sum certain appropriation of segregated fund revenues or  
15 segregated fund revenues — service identified in paragraph (b), the secretary of  
16 administration shall lapse to the underlying fund the amount specified in paragraph  
17 (b) that would otherwise have been expended from each of the appropriations. After  
18 the secretary of administration makes the lapse, each of the sum certain segregated  
19 revenues or segregated revenues — service appropriations is decreased by the  
20 amount specified in paragraph (b) for that appropriation. For each appropriation  
21 of segregated fund revenues or segregated fund revenues — service identified in  
22 paragraph (b) that is not a sum certain appropriation, the expenditure estimate for  
23 each appropriation is reestimated to subtract the amount specified in paragraph (b)  
24 for that appropriation. The secretary of administration shall transfer from the

1 underlying fund the lapsed amounts and an amount equal to the amount subtracted  
2 from the estimates to the general fund.”.

3 **728.** Page 431, line 8: delete “6,440,100” and substitute “12,880,200”.

4 **729.** Page 431, line 20: delete lines 20 and 21.

5 **730.** Page 433, line 1: delete lines 1 to 4.

6 **731.** Page 433, line 5: delete lines 5 to 17.

7 **732.** Page 434, line 11: after that line insert:

8 “(9r) APPROPRIATION ACCOUNT BALANCE TRANSFERS; ELECTRONIC GOVERNMENT.

9 (a) Notwithstanding section 20.001 (3) (c) of the statutes, there is lapsed to the  
10 general fund from the appropriation account of the department of electronic  
11 government under section 20.530 (1) (g), 1999 stats., \$5,286,800 immediately prior  
12 to the transfers to be effected under paragraphs (b) to (g).

13 (b) The unencumbered balance in the appropriation account under section  
14 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to gifts,  
15 grants and bequests received by the department of electronic government, as  
16 determined by the secretary of administration, is transferred to the appropriation  
17 account under section 20.505 (1) (j) of the statutes.

18 (c) The unencumbered balance in the appropriation account under section  
19 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources  
20 specified in sections 16.972 (2) (b) and (c) and 16.974 (2) of the statutes, as affected  
21 by this act, and section 44.73 (2) (d) of the statutes, for the provision of computer  
22 services, telecommunications services, and supercomputer services to state  
23 authorities, units of the federal government, local governmental units, and entities  
24 in the private sector, as determined by the secretary of administration, is transferred

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

3 (d) 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 16.974 (3) of the statutes, as affected by this act, for the provision  
6 of electronic communications services to state authorities, units of the federal  
7 government, local governmental units, and entities in the private sector, as  
8 determined by the secretary of administration, is transferred to the appropriation  
9 account under section 20.505 (1) (it) of the statutes, as created by this act.

10 (e) The unencumbered balance in the appropriation account under section  
11 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source  
12 specified in section 16.974 (3) of the statutes, as affected by this act, for the provision  
13 of electronic communications services to state agencies, as determined by the  
14 secretary of administration, is transferred to the appropriation account under  
15 section 20.505 (1) (kg) of the statutes, as created by this act.

16 (f) The unencumbered balance in the appropriation account under section  
17 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the sources  
18 specified in sections 16.972 and 16.973 of the statutes, as affected by this act, for the  
19 provision of printing, mail processing, and information technology processing  
20 services to state agencies, as determined by the secretary of administration, is  
21 transferred to the appropriation account under section 20.505 (1) (kL) of the statutes,  
22 as created by this act.

23 (g) The unencumbered balance in the appropriation account under section  
24 20.530 (1) (g) of the statutes, as affected by this act, that is attributable to the source  
25 specified in section 16.971 (11) of the statutes, as affected by this act, for the provision

1 of information technology development and management services to executive  
2 branch agencies, as determined by the secretary of administration, is transferred to  
3 the appropriation account under section 20.505 (1) (kr) of the statutes, as created by  
4 this act.

5 (h) The unencumbered balance in the appropriation account under section  
6 20.530 (1) (m) of the statutes, as affected by this act, is transferred to the  
7 appropriation account under section 20.505 (1) (mb) of the statutes.”.

8 **733.** Page 434, line 12: after that line insert:

9 “(1c) REVIEW OF PROPOSED CONTRACTUAL SERVICE CONTRACTS. The treatment of  
10 sections 16.705 (2m) and 16.71 (1) of the statutes first applies with respect to  
11 contracts for contractual services entered into on the effective date of this  
12 subsection.”.

13 **734.** Page 434, line 17: after that line insert:

14 “(1x) GIFT CERTIFICATES. The treatment of section 100.155 of the statutes first  
15 applies to gift certificates that are sold on the effective date of this subsection.”.

16 **735.** Page 434, line 17: after that line insert:

17 “(1m) TELEPHONE SOLICITATION PENALTIES. The treatment of sections 100.264 (2)  
18 (intro.) and 100.52 (10) (a) and (b) of the statutes first applies to violations that occur  
19 on the effective date of this subsection.”.

20 **736.** Page 434, line 17: after that line insert:

21 “(2q) TELECOMMUNICATIONS SERVICES. The treatment of section 100.207 (3) (a),  
22 (6) (b) 1., (c), (em) 1., and (g), and (7) of the statutes first applies to changes in  
23 telecommunications services made on the effective date of this subsection.

1           (2r) TELECOMMUNICATIONS CONTRACTS. The treatment of section 100.207 (3g)  
2 and (5g) of the statutes first applies to contracts entered into, extended, modified, or  
3 renewed on the effective date of this subsection.”.

4           **737.** Page 435, line 1: after “(a)” insert “(by SECTION 520bd)”.

5           **738.** Page 435, line 2: after that line insert:

6           “(2c) BOMB SCARES, BIOLOGICAL OR CHEMICAL SUBSTANCE SCARES, OR FIREARMS AT  
7 SCHOOL. The treatment of section 938.34 (5g) (d) and (13p) of the statutes first applies  
8 to violations of s. 947.015 or 948.605 (2) (a) or (3) (a) of the statutes committed on the  
9 effective date of this subsection.”.

10          **739.** Page 435, line 2: after that line insert:

11          “(2zy) DOMESTIC VIOLENCE PRIVILEGE. The treatment of section 905.045 of the  
12 statutes first applies to communications made or information obtained or  
13 disseminated on the effective date of this subsection.

14          (2zz) DOMESTIC ABUSE INJUNCTIONS. The treatment of sections 106.50 (5m) (d),  
15 767.11 (8) (b) 2. and (10) (e) 2., 767.24 (1m) (b), (c), and (o), (2) (b) 2. c., and (5) (i),  
16 813.12 (1) (a) (intro.) 1., 2., 3., and 4., (ad), (ag), (am) 5., (cg), and (cj), (2) (a), (3) (a)  
17 (intro.) and 2. and (c), (4) (a) (intro.), 2., and 3. and (c) 1. and 2., (5) (d), (5m), (6) (d),  
18 and (7) (c), 814.61 (1) (e), 814.70 (1) and (3) (intro.), and 895.73 (1) (a) of the statutes  
19 first applies to actions commenced on the effective date of this subsection.”.

20          **740.** Page 435, line 9: after that line insert:

21          “(1wox) CAMPAIGN FINANCING; GENERALLY. The treatment of sections 5.02 (13),  
22 7.08 (2) (c), (cm), and (cs), 8.10 (3) (intro.), 8.15 (6) (intro.), 8.20 (4), 8.30 (2), 8.35 (4)  
23 (a) 1. a. and b., 8.35 (4) (c) and (d), 11.001 (2m), 11.01 (12s), and (16) (a) 3., 11.05 (1)  
24 (b), (2) (b), (2r) (title), (3) (c), (m), (o), and (r), (5), (9) (title), (12) (b), and (13), 11.06

1 (1) (intro.) and (e), (2), (2m) (b) to (d), (4) (b), (5), (7m) (a) and (c), and (11) (c), 11.07  
2 (1) and (5), 11.09 (3), 11.10 (1), 11.12 (2), (2m), (4), (5), (6) (c) and (d), (8), and (9), 11.14  
3 (3), 11.16 (2) and (5), 11.19 (title) and (1), 11.20 (1), (2s), (2t), (7), (9), (10) (a), and (12),  
4 11.21 (2), (15), and (16), 11.22 (3), 11.23 (1) and (2), 11.24 (1w), (2), and (4), 11.25 (2)  
5 (b), 11.26 (1) (intro.), (2) (intro.), (a), and (ad) to (au), (4), (8), (8m), (9) (a) 1. to 7., (b)  
6 1. to 7., and (c), (10), and (12m), 11.265, 11.31 (1) (intro.), (a) to (d), (de), (e), and (f),  
7 (1m), (2), (2m), (3), and (3p), 11.38 (1) (a) 2., (6), and (8) (b), 11.50 (1) (a) 1. (intro.),  
8 2., and 2m., (am), (bm), and (cm), (2) (a), (b) 5., (2) (c), (g), (h), (i), and (j), (2m), (2s),  
9 (2w), (3), (4), (4m), (5), (6), (9) (title), (b), (ba), and (bb), (11) (a) and (e), and (14), 11.60  
10 (3s), (3t), and (4), 11.61 (1) (a) (with regard to the reference to 11.05 (2r) and 11.24  
11 (1)), 13.625 (3m), 19.42 (3m), (4g), and (4r), 19.45 (13), 19.49 (1m) and (5) (b), 19.53  
12 (6), 19.535, 19.59 (1) (br), (7) (b), and (8) (c), (cm), and (cn), 20.510 (1) (q), 20.855 (4)  
13 (ba), 25.42, 71.10 (3) (b), and 806.04 (11m) of the statutes, the renumbering and  
14 amendment of sections 11.05 (1), (2), and (2r), 11.12 (6), 11.26 (9) (a) and (b), 11.50  
15 (9), 19.49 (5), and 19.59 (7) of the statutes, and the renumbering of section 11.50 (1)  
16 (a) 1. of the statutes first apply to elections held on the day after publication.

17 (1woy) INCOME TAX CHECK-OFF. The treatment of section 71.10 (3) (a) of the  
18 statutes first applies to claims filed for taxable years beginning on January 1 of the  
19 year in which this subsection takes effect, except that if this subsection takes effect  
20 after July 31 the treatment first applies to claims filed for taxable years beginning  
21 on January 1 of the year following the year in which this subsection takes effect.

22 (1woz) COST OF LIVING ADJUSTMENTS. The treatment of section 11.31 (9) of the  
23 statutes first applies to adjustments for the biennium beginning on January 1,  
24 2004.”.

1           **741.** Page 435, line 10: after that line insert:

2           “(2q) INITIAL ANNUITY AMOUNT UNDER THE WISCONSIN RETIREMENT SYSTEM. The  
3 treatment of section 40.23 (2m) (b) of the statutes first applies to the calculation of  
4 retirement benefits for individuals who are participating employees in the Wisconsin  
5 retirement system on the effective date of this subsection.”.

6           **742.** Page 435, line 11: after that line insert:

7           “(1g) PREPARATION TIME AND CERTAIN MEETINGS. The treatment of section 111.70  
8 (1) (a) and (4) (n) of the statutes first applies to collective bargaining agreements that  
9 cover any period that begins after June 30, 2003.”.

10          **743.** Page 435, line 11: after that line insert:

11          “(1z) QUALIFIED ECONOMIC OFFERS. The treatment of section 111.70 (1) (nc) 1. d.  
12 and e. and (4) (cm) 5s. and 8t. of the statutes first applies to petitions for arbitration  
13 filed under section 111.70 (4) (cm) 6. of the statutes with respect to any unsettled  
14 contract for the 2001–03 school years.”.

15          **744.** Page 435, line 24: after that line insert:

16          “(3yo) LIABILITY FOR TRANSFER OF BUSINESS. The treatment of section 49.45 (2)  
17 (b) 8. and (21) (title), (ag), (ar), (b), and (e) of the statutes first applies to sales or other  
18 transfers completed on the effective date of this subsection.

19          (3yv) ASSESSMENT FOR REPEATED RECOVERIES AGAINST PROVIDERS OF MEDICAL  
20 ASSISTANCE. The treatment of section 49.45 (2) (b) 9. of the statutes first applies to  
21 repeated recoveries from the identical provider that are made on the effective date  
22 of this subsection.

23          (3yw) DECERTIFICATION OR SUSPENSION OF PROVIDERS OF MEDICAL ASSISTANCE. The  
24 treatment of section 49.45 (2) (a) 12. a. and b. and 14. of the statutes first applies to

1 violations of federal statutes or regulations or state statutes or rules committed on  
2 the effective date of this subsection.

3 (3yx) CERTIFICATION OF PROVIDERS OF MEDICAL ASSISTANCE. The treatment of  
4 section 49.45 (2) (a) 11. a. and b. and (b) 7. of the statutes first applies to applications  
5 for certification received on the effective date of this subsection.

6 (3yy) RECOVERIES AGAINST PROVIDERS OF MEDICAL ASSISTANCE. The treatment of  
7 sections 49.45 (2) (a) 9. and 10. a., b., and c., 49.85 (2) (a) and (3) (a) 1., and 71.93 (1)  
8 (a) 3. of the statutes first applies to recoveries imposed on the effective date of this  
9 subsection.

10 (3yz) AUDITS AND ACCESS TO RECORDS OF PROVIDERS OF MEDICAL ASSISTANCE. The  
11 treatment of section 49.45 (3) (g) 1. and 2. and (h) 1., 1m., 1n., and 2. of the statutes  
12 first applies to audits or investigations performed on or access requested on the  
13 effective date of this subsection.

14 (3yzv) LIMIT ON NUMBER OF CERTIFIED MEDICAL ASSISTANCE PROVIDERS. The  
15 treatment of section 49.45 (2) (b) 6m. of the statutes first applies to certifications  
16 made on the effective date of this subsection.”.

17 **745.** Page 435, line 24: after that line insert:

18 “(2q) LIMITATION ON UPGRADING RENOVATIONS. The creation of section 150.935 (2)  
19 (d) 1. and (4) (c) 1. of the statutes first applies to upgrading renovation in which a  
20 hospital or ambulatory surgery center is engaged on the effective date of this  
21 subsection.”.

22 **746.** Page 436, line 4: after that line insert:

23 “(1r) CONTRACEPTIVE COVERAGE AND MENTAL HEALTH AND DRUG ABUSE TREATMENT  
24 COVERAGE. The treatment of sections 40.51 (8) and (8m), 46.10 (8) (d) and (14) (a),



1 66.0137 (4), 111.91 (2) (n) and (qm), 120.13 (2) (g), 185.981 (4t), 185.983 (1) (intro.),  
2 301.12 (8) (d) and (14) (a), 609.73, 609.86, 632.89 (title), (1) (b), (em), and (er), (2)  
3 (title), (a) 1. and 2., (b), (c) 1. and 2., (d) 1. and 2., (dm) 1. and 2., and (e), (2m), (3),  
4 and (3m) and 632.895 (15) of the statutes, the renumbering of section 632.89 (5) of  
5 the statutes, the amendment of section 632.89 (5) (title) of the statutes, and the  
6 creation of section 632.89 (5) (a) (title) of the statutes first apply to all of the following:

7 (a) Except as provided in paragraphs (b) and (c), disability insurance policies  
8 and health benefit plans that are issued or renewed, and self-insured health plans  
9 that are established, extended, modified, or renewed, on the effective date of this  
10 paragraph.

11 (b) Disability insurance policies and health benefit plans covering employees  
12 who are affected by a collective bargaining agreement containing provisions  
13 inconsistent with this act that are issued or renewed on the earlier of the following:

14 1. The day on which the collective bargaining agreement expires.

15 2. The day on which the collective bargaining agreement is extended, modified,  
16 or renewed.

17 (c) Self-insured health plans covering employees who are affected by a  
18 collective bargaining agreement containing provisions inconsistent with this act  
19 that are established, extended, modified, or renewed on the earlier of the following:

20 1. The day on which the collective bargaining agreement expires.

21 2. The day on which the collective bargaining agreement is extended, modified,  
22 or renewed.”.

23 **747.** Page 436, line 4: after that line insert:

1           “(1v) SMALL EMPLOYER HEALTH INSURANCE RATES. The treatment of section 635.05  
2 (1) of the statutes and SECTION 9127 (1v) of this act first apply to rates charged under  
3 policies or plans issued or renewed to small employers on September 1, 2003.”.

4           **748.** Page 436, line 23: after that line insert:

5           “(2e) SALE OF SOFT DRINKS. The treatment of section 118.12 (4) of the statutes  
6 first applies to contracts entered into, modified, extended, or renewed on the effective  
7 date of this subsection.”.

8           **749.** Page 437, line 1: after that line insert:

9           “(2q) SERVICE DISRUPTIONS. The treatment of section 196.196 (6) (b) of the  
10 statutes first applies to reports made on the effective date of this subsection.

11           (2r) FAILURE TO INSTALL LOCAL EXCHANGE SERVICE. The treatment of section  
12 196.196 (6) (c) of the statutes first applies to orders made on the effective date of this  
13 subsection.

14           (2s) PENALTIES. The treatment of section 196.196 (7) of the statutes first applies  
15 to inadequate service provided or insufficient investment made on the effective date  
16 of this subsection.”.

17           **750.** Page 437, line 6: after that line insert:

18           “(1m) TAXATION OF AGRICULTURAL LAND. The treatment of sections 70.32 (2) (c)  
19 1. and 1m. and (2s), 74.48, and 74.485 of the statutes first applies to the property tax  
20 assessments as of, and the penalties imposed on, January 1, 2003.”.

21           **751.** Page 437, line 6: after “2001” insert “, except that changes made to  
22 section 168 of the Internal Revenue Code by P.L. 107–147 do not apply”.

23           **752.** Page 437, line 7: delete lines 7 to 9.

24           **753.** Page 437, line 9: after that line insert:

1           “(2q) TELECOMMUNICATIONS SERVICES. The treatment of sections 77.52 (3m)  
2 (intro.) and (3n), 77.525, and 77.72 (3) (b) of the statutes, the renumbering and  
3 amendment of section 77.52 (2) (a) 5. of the statutes, and the creation of section 77.52  
4 (2) (a) 5. b. of the statutes first apply to customer bills issued after August 1, 2002.”.

5           **754.** Page 437, line 10: delete lines 10 to 12.

6           **755.** Page 437, line 21: after that line insert:

7           “(1g) TRANSPORTATION FACILITIES ECONOMIC ASSISTANCE PROGRAM. The treatment  
8 of section 84.185 (3m) of the statutes first applies to applications submitted to the  
9 department of transportation in fiscal year 2002–03.”.

10          **756.** Page 437, line 21: after that line insert:

11          “(1j) TRAFFIC CONTROL SIGNAL EMERGENCY PREEMPTION DEVICES. The treatment  
12 of section 84.02 (15) and 349.067 of the statutes first applies to traffic control signals  
13 that are installed on the effective date of this subsection.”.

14          **757.** Page 438, line 8: after that line insert:

15          “(2f) FAIR HEARING PROCESS FOR REVIEW OF WISCONSIN WORKS AGENCY DECISIONS.  
16 The treatment of sections 49.152 (title), (1), (2) and (3) (title), (a), and (b), 49.16 (2)  
17 and (4), 49.195 (3), and 49.26 (1) (h) 1. as. of the statutes first applies to petitions filed  
18 under section 49.16 (1) of the statutes, as affected by this act, on the effective date  
19 of this subsection.”.

20          **758.** Page 439, line 14: delete “139.44 (8) (c)” and substitute “139.44 (6m),  
21 139.44 (8) (a) to (c)”.

22          **759.** Page 440, line 17: after “940.32 (2) (intro.)” insert “(by SECTION 658b),  
23 940.32 (2e) (intro.) (by SECTION 658g)”.

24          **760.** Page 440, line 17: after “(2m)” insert “(intro.) (by SECTION 659b)”.

- 1           **761.** Page 440, line 18: after “(3) (intro.)” insert “(by SECTION 660b)”.
- 2           **762.** Page 440, line 18: delete “940.32 (3m) (intro.)”.
- 3           **763.** Page 441, line 24: after “947.013 (1t)” insert “(by SECTION 875b)”.
- 4           **764.** Page 441, line 25: after “947.015,” insert “947.017 (2)”.
- 5           **765.** Page 442, line 8: after “949.03 (1) (b)” insert “(by SECTION 938)”.
- 6           **766.** Page 443, line 9: after “(2) (b) 5.,” insert “973.01 (5)”.
- 7           **767.** Page 443, line 10: delete “section” and substitute “sections 186.235 (7)
- 8 (c), 186.80 (2), and”.
- 9           **768.** Page 443, line 19: substitute “973.017, and 973.09 (6)” for “and 973.017”.
- 10          **769.** Page 444, line 5: after that line insert:
- 11           “(5ix) INTENSIVE SANCTIONS PROGRAM. The treatment of sections 301.048 (2m),
- 12 (3) (a) (intro.) and 1., (b), and (bm), (4) (a) and (ar), and (6) (a) and (c), 302.11 (1i),
- 13 302.113 (9) (a), 304.02 (4), 304.06 (1y), 304.071 (2), 950.04 (1v) (ve), 973.01 (4),
- 14 973.032 (title), (2) (a) and (b), (3) (intro.), (a), and (c) 2., (4), (4m), (5), (6), and (7), and
- 15 973.20 (10) of the statutes, the renumbering and amendment of section 973.032 (3)
- 16 (b) of the statutes, and the creation of section 973.032 (3) (b) 2. of the statutes first
- 17 apply to persons committing offenses on December 31, 1999.”.
- 18          **770.** Page 444, line 10: delete lines 10 and 11.
- 19          **771.** Page 444, line 11: after that line insert:
- 20           “(7v) DISCIPLINARY PROCEDURES; LAW ENFORCEMENT, FIRE FIGHTERS. The treatment
- 21 of section 62.13 (5) (i) of the statutes first applies to any city, village, or town whose
- 22 employees are covered by a collective bargaining agreement that is in effect on the



1 effective date of this subsection upon the expiration, extension, renewal, or  
2 modification of the agreement.”.

3 **772.** Page 444, line 15: delete lines 15 and 16.

4 **773.** Page 444, line 21: delete lines 21 and 22.

5 **774.** Page 445, line 5: after that line insert:

6 “(3q) TRANSFERS TO THE UNIVERSITY OF WISCONSIN AND THE DEPARTMENT OF  
7 NATURAL RESOURCES.

8 (a) The treatment of sections 15.07 (1) (cm), 15.135 (4), 20.115 (7) (b), (c), (d),  
9 (f), (g), and (qd), 20.285 (1) (eq) and (rm), 20.370 (4) (cg) and (mr) and (6) (as), 20.866  
10 (1) (u) and (2) (we) and (wf), 30.46 (1) (a) and (2), 36.25 (7), 88.11 (1) (intro.), (e), and  
11 (i), (1m), (2), (3) (intro.), (4), (5) (intro.), (6), and (7), 88.13, 88.15, 88.19 (4) (a) (intro.)  
12 and (d), 88.21 (5), 88.24 (intro.), 88.32 (3m), 88.35 (7), 88.77 (2), 92.03 (2) and (3),  
13 92.04 (2) (e), 92.05 (1) and (3) (f) and (L), 92.10 (1), (4) (c), (5) (b), (6) (a) 1., and (8),  
14 92.14 (2) (j), (3) (intro.), (6) (b), (d), (h) 3., (m), and (n), (8), (12), (13), (14), (14m), and  
15 (15), 92.15, 92.18 (4) and (5), 93.38 (3m), 93.70, 281.16 (3) (b), (c), and (e), 281.20 (1)  
16 (a) and (3) (c), (d) 3., and (f), 281.65 (4) (as), (dr), (e), (g) (intro.), 2., and 4., (i), (L), (o),  
17 (p), and (pm), (4c) (am) 2., (4m) (c) and (d), (5) (intro.), (5m), (7) (a) 2., (10), and (11),  
18 281.67, and 281.695 (5) of the statutes and SECTION 9104 (1q), (1qq), and (1qr) take  
19 effect on July 1, 2002.”.

20 **775.** Page 445, line 5: after that line insert:

21 “(1v) SALE AND DISTRIBUTION OF MERCURY THERMOMETERS. The treatment of  
22 section 100.275 of the statutes takes effect on the first day of the 7th month beginning  
23 after publication.”.

24 **776.** Page 445, line 5: after that line insert: