

1 38.04 (31) TRUCK DRIVER TRAINING. From the appropriation under s. 20.292 (1)
2 (hm), subject to 2001 Wisconsin Act (this act), section 9148 (1f), the board shall
3 award grants to the district boards governing Chippewa Valley Technical College,
4 Fox Valley Technical College, and Waukesha County Technical College for truck
5 driver training.

6 **SECTION 1369m.** 38.08 (1g) of the statutes is amended to read:

7 38.08 (1g) The appointment committee for a district board that governs a
8 district encompassing a 1st class city shall include 4 additional members ~~designated~~
9 by of the board of school directors in charge of the public schools of the 1st class city
10 designated by the board of school directors. The additional members shall be
11 appointed so as to reflect, to the extent possible, the distribution of women and
12 minorities within the 1st class city.

13 **SECTION 1370m.** 38.12 (12) of the statutes is created to read:

14 38.12 (12) TRANSFER OF CREDIT. Each district board shall accept credits
15 transferred from another district or from an institution or college campus within the
16 University of Wisconsin System for general education courses and for courses
17 included in the plan required by 1999 Wisconsin Act 9, section 9154 (4g).

18 **SECTION 1370m.** 38.12 (14) of the statutes is created to read:

19 38.12 (14) DOMESTIC ABUSE. The district board shall ensure that training for
20 nursing students in dealing with the emotional and psychological impact of domestic
21 abuse on victims is increased.

22 *Extra Line*

23 **SECTION 1371g.** 38.15 (1) of the statutes is amended to read:

24 38.15 (1) Subject to sub. (3), if the district board intends to make a capital
25 expenditure in excess of ~~\$500,000~~ \$1,000,000, excluding moneys received from gifts,

1 grants or federal funds, for the acquisition of sites, purchase or construction of
2 buildings, the lease/purchase of buildings if costs exceed ~~\$500,000~~ \$1,000,000 for the
3 lifetime of the lease, building additions or enlargements or the purchase of fixed
4 equipment relating to any such activity, it shall adopt a resolution stating its
5 intention to do so and identifying the anticipated source of revenue for each project
6 and shall submit the resolution to the electors of the district for approval. The
7 referendum shall be noticed, called and conducted as provided in s. 67.05 (3) insofar
8 as applicable. For the purposes of this section, all projects located on a single campus
9 site within one district which are bid concurrently or which are approved by the
10 board under s. 38.04 (10) within a 2-year period shall be considered as one capital
11 expenditure project.

12 **SECTION 1371r.** 38.15 (2) of the statutes is amended to read:

13 38.15 (2) No more than ~~\$500,000~~ \$1,000,000 in reserve funds, consisting of
14 property tax revenues and investment earnings on those revenues, may be utilized
15 by the district board to finance capital expenditures in excess of ~~\$500,000~~ \$1,000,000
16 for the purposes under sub. (1).

17 **SECTION 1372g.** 38.15 (3) (c) 3. of the statutes is amended to read:

18 38.15 (3) (c) 3. The capital expenditure is made before ~~January 1, 2002~~ July 1,
19 2003.

20 **SECTION 1372e.** 38.18 of the statutes is amended to read:

21 **38.18 Contracts and bidding.** All contracts made by a district board for
22 public construction in a district shall be let by the district board to the lowest
23 responsible bidder, and may be awarded to a minority business that is certified by
24 the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to
25 (11) and (14). For purposes of this section, the district board shall possess the powers

1 conferred by s. 62.15 on the board of public works and the common council. All
2 contracts made under this section shall be made in the name of the district and shall
3 be executed by the district board chairperson and district board secretary.

4 **SECTION 1374m.** 38.27 (2m) (f) of the statutes is created to read:

5 38.27 (2m) (f) Beginning in the 2001–02 school year, at least \$750,000 annually
6 is awarded under this section to districts with limited fiscal capacity, as defined by
7 the board by rule.

8 **SECTION 1375.** 38.28 (1m) (a) 1. of the statutes is amended to read:

9 38.28 (1m) (a) 1. “District aidable cost” means the annual cost of operating a
10 technical college district, including debt service charges for district bonds and
11 promissory notes for building programs or capital equipment, but excluding all
12 expenditures relating to auxiliary enterprises and community service programs, all
13 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
14 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (7r) and 146.55 (5), all
15 receipts from grants awarded under ss. ~~16.004 (14)~~, 38.04 (8), (19) and (20), and (31),
16 38.14 (11), 38.26, 38.27, 38.305, 38.31, 38.33 and 38.38, all fees collected under s.
17 38.24, and driver education and chauffeur training aids.

18 **SECTION 1375d.** 38.28 (2) (b) 2. of the statutes is amended to read:

19 38.28 (2) (b) 2. The most current equalized values certified by the department
20 of revenue shall be used in aid determinations. Equalized values shall include the
21 full value of ~~computers~~ property that are is exempt under s. 70.11 (39) and (39m) as
22 determined under s. 79.095 (3).

23 **SECTION 1375m.** 38.305 (1) (a) of the statutes is amended to read:

24 38.305 (1) (a) The student enrolled in a district college within 3 years of
25 graduating from a high school in this state or within 3 years of receiving a certificate

1 of general educational development from the state superintendent of public
2 instruction under s. 115.29 (4).

3 **SECTION 1375r.** 38.37 of the statutes is created to read:

4 **38.37 Crime prevention resource center.** The Fox Valley Technical College
5 shall permit the Wisconsin Crime Prevention Practitioners Association or a person
6 designated by the association to establish at the college a crime prevention resource
7 center and shall operate the center in cooperation with the association or the person
8 designated by the association.

9 **SECTION 1375p.** 38.305 (2) of the statutes is repealed.

10 *Extra line*

11 **SECTION 1380g.** 39.28 (6) of the statutes is created to read:

12 39.28 (6) The board may not provide any state financial assistance under this
13 subchapter to any person during the period that the person is required to register
14 with the selective service system under 50 USC, Appendix, sections 451 to 473 if the
15 person has not so registered.

16 **SECTION 1379t.** 39.17 of the statutes is created to read:

17 **39.17 Medical College of Wisconsin; domestic abuse training.** The
18 Medical College of Wisconsin, Inc., shall increase training of medical students in
19 dealing with the emotional and psychological impact of domestic abuse on victims.

20 **SECTION 1380m.** 39.30 (3m) (a) of the statutes is amended to read:

21 39.30 (3m) (a) ~~No grant awarded under this section may exceed \$1,150 per~~
22 ~~semester or a prorated amount in the case of a quarter or trimester institution, or~~
23 ~~\$2,300 per academic year.~~ The board shall establish the maximum amount of a grant
24 awarded under this subsection. The board may not establish a maximum amount
25 that exceeds the maximum amount in the previous academic year unless the board

1 determines, to the best of its ability, that in doing so the board will award grants
2 under this paragraph in the current academic year to at least as many students as
3 the board awarded grants to under this paragraph in the previous academic year.

plain

4 Grants under this section may not be less than \$250 during any one academic year.

5 **SECTION 1380t.** 39.393 of the statutes is created to read:

6 **39.393 Nursing student loan program. (1)** The board shall establish a loan
7 program to defray the cost of tuition, fees, and expenses for persons enrolled in any
8 of the following:

9 (a) A program in this state that confers an associate degree in nursing.

10 (b) A program in this state that confers a bachelor's degree in nursing.

11 (c) A program in this state that confers a 2nd degree that will make the person
12 eligible to sit for examination under s. 441.04 or 441.10.

13 (d) A program in this state that confers a diploma in nursing.

14 **(2)** Beginning in the 2002–03 fiscal year, the board shall make loans under this
15 section from the appropriation under s. 20.235 (1) (cm). The maximum amount of
16 loan for a person during any fiscal year is \$3,000. The maximum that a person may
17 receive under this section is \$15,000. The board shall ensure that the terms of the
18 loan do not require a loan recipient to repay the loan while the recipient is enrolled
19 in a program under sub. (1).

20 **(3)** After the recipient of a loan under sub. (1) has completed the program
21 described in sub. (1), the board shall forgive 25% of the loan's principal and interest
22 after the first full year and 25% of the loan's principal and interest after the 2nd full
23 year that the recipient has been employed full time in this state as a nurse. The board
24 may forgive loans on a prorated basis for persons who are employed less than full
25 time.

1 (4) The board shall promulgate rules to implement and administer this section.

2 **SECTION 1381g.** 39.41 (1) (bm) of the statutes is amended to read:

3 39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or
4 private high school, the school operated by the Wisconsin School Educational
5 Services Program for the Deaf and Hard of Hearing or the school operated by the
6 Wisconsin Center for the Blind and Visually Impaired.

7 **SECTION 1381m.** 39.41 (1m) (bm) of the statutes is created to read:

8 39.41 (1m) (bm) The school board of a school district operating one or more high
9 schools and the governing body of each private high school may, in lieu of designating
10 a scholar who meets the criteria under par. (a) or nominating a scholar who meets
11 the criteria under par. (b), designate the senior with the highest grade point average
12 in the International Baccalaureate Degree Program as a scholar.

13 **SECTION 1381p.** 39.41 (1m) (c) 2. of the statutes is amended to read:

14 39.41 (1m) (c) 2. For the school operated by the Wisconsin School Educational
15 Services Program for the Deaf and Hard of Hearing, designate the senior with the
16 highest grade point average in all subjects as a scholar.

17 **SECTION 1381r.** 39.41 (1m) (fm) of the statutes is amended to read:

18 39.41 (1m) (fm) If 2 or more seniors from the school operated by the Wisconsin
19 School Educational Services Program for the Deaf and Hard of Hearing have the
20 same grade point average and, except for the limitation of one designated senior, are
21 otherwise eligible for designation under par. (c) 2., the executive secretary shall
22 make the designation under par. (c) 2. of the senior who may be eligible for a higher
23 education scholarship as a scholar and, if that senior does not qualify for a higher
24 education scholarship under sub. (2) (a) or (3) (a), shall designate one or more of the
25 remaining seniors with the same grade point average as eligible for a higher

1 education scholarship as a scholar under sub. (2) (a) or (3) (a) until the scholarship
2 may be awarded by the board.

3 **SECTION 1382r.** 39.44 (1) (b) of the statutes is amended to read:

4 39.44 (1) (b) There is established, to be administered by the board, the minority
5 undergraduate retention grant program for minority ~~undergraduates~~ students
6 enrolled as freshmen, sophomores, juniors, or seniors in private, nonprofit higher
7 educational institutions in this state or in technical colleges in this state.

8 **SECTION 1383.** 39.44 (5) of the statutes is created to read:

9 39.44 (5) By November 1, 2001, and annually thereafter, the board shall report
10 to the department of administration on the effectiveness of the program under this
11 section.

12 **SECTION 1384m.** 39.75 (7) (d) of the statutes is amended to read:

13 39.75 (7) (d) The commission shall keep accurate accounts of all receipts and
14 disbursements. The receipts and disbursements of the commission shall be subject
15 to the audit and accounting procedures established by its bylaws. However, all
16 receipts and disbursements of funds handled by the commission shall be audited
17 yearly by a qualified certified public accountant licensed or certified under ch. 442,
18 and the report of the audit shall be included in and become part of the annual reports
19 of the commission.

20 **SECTION 1385.** 39.76 (1) of the statutes is amended to read:

21 39.76 (1) STATE REPRESENTATION ON THE EDUCATION COMMISSION OF THE STATES.
22 There is created a 7-member delegation to represent the state of Wisconsin on the
23 education commission of the states. The delegation shall consist of the governor, the
24 state superintendent of public instruction, one senator and one representative to the
25 assembly selected as are the members of standing committees in their respective

1 houses, and 3 members appointed by the governor in compliance with s. 39.75 (3) (a)
2 who shall serve at the pleasure of the governor. The chairperson of the delegation
3 shall be designated by the governor from among its members. Members of the
4 delegation shall serve without compensation but shall be reimbursed for actual and
5 necessary expenses incurred in the performance of their duties from the
6 appropriation in s. 20.505 (3) (a) (4) (ba). Annual commission membership dues shall
7 be paid from the appropriation in s. 20.505 (3) (a) (4) (ba).

8 **SECTION 1385m.** 39.80 (5) (c) of the statutes is amended to read:

9 39.80 (5) (c) The commission shall keep accurate accounts of all receipts and
10 disbursements. The receipts and disbursements of the commission shall be subject
11 to the audit and accounting procedures established under its bylaws. However, all
12 receipts and disbursements of funds handled by the commission shall be audited
13 yearly by a certified ~~or licensed~~ public accountant licensed or certified under ch. 442
14 and the report of the audit shall be included in and become part of the annual report
15 of the commission.

16 *Extra Lines*
17

18 **SECTION 1387e.** 40.02 (17) (n) of the statutes is created to read:

19 40.02 (17) (n) Notwithstanding par. (d), each participant who is a state forest
20 ranger on or after the effective date of this paragraph [revisor inserts date], shall
21 be granted creditable service as a protective occupation participant for all covered
22 service as a state forest ranger that was earned on or after the effective date of this
23 paragraph [revisor inserts date], but may not be granted creditable service as a
24 protective occupation participant for any covered service as a state forest ranger that
25 was earned before the effective date of this paragraph [revisor inserts date],

1 unless that service was earned while the participant was classified under sub. (48)
2 (a) and s. 40.06 (1) (d) as a protective occupation participant.

3 **SECTION 1388.** 40.02 (26g) of the statutes is renumbered 40.02 (26g) (intro.) and
4 amended to read:

5 *plain space* 40.02 (26g) (intro.) “Employee-funded reimbursement account plan” means
6 a- *IT'S OK* any of the following:

7 (a) A plan in accordance with section 125 of the ~~internal revenue code~~ Internal
8 Revenue Code under which an employee may direct an employer to place part of the
9 employee’s gross compensation in an account to pay for certain future expenses of the
10 employee under section 125 of the ~~internal revenue code~~ Internal Revenue Code.

11 **SECTION 1389.** 40.02 (26g) (b) of the statutes is created to read:

12 40.02 (26g) (b) A plan in accordance with section 132 of the Internal Revenue
13 Code under which an employee may direct an employer to place part of the
14 employee’s gross compensation in an account to pay for certain future expenses of the
15 employee under section 132 of the Internal Revenue Code.

16 **SECTION 1389t.** 40.02 (54) (a) of the statutes is repealed.

17 **SECTION 1389r.** 40.02 (48) (c) of the statutes is amended to read:

18 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a
19 participating employee who is a police officer, fire fighter, an individual determined
20 by a participating employer under par. (a) or (bm) to be a protective occupation
21 participant, county undersheriff, deputy sheriff, state probation and parole officer,
22 county traffic police officer, conservation warden, state forest ranger, field
23 conservation employee of the department of natural resources or the department of
24 forestry who is subject to call for forest fire control or warden duty, member of the
25 state traffic patrol, state motor vehicle inspector, University of Wisconsin System

1 full-time police officer, guard or any other employee whose principal duties are
2 supervision and discipline of inmates at a state penal institution, excise tax
3 investigator employed by the department of revenue, person employed under s. 61.66
4 (1), or special criminal investigation agent employed by the department of justice.

5 **SECTION 1391.** 40.02 (54) (i) of the statutes is created to read:

6 40.02 (54) (i) The Fox River Navigational System Authority.

7 **SECTION 1391h.** 40.03 (2) (it) of the statutes is created to read:

8 40.03 (2) (it) Shall promulgate, with the approval of the private employer
9 health care coverage board, all rules required for the administration of the private
10 employer health care coverage program established under subch. X.

11 **SECTION 1392.** 40.03 (2) (v) of the statutes is created to read:

12 40.03 (2) (v) May settle any dispute in an appeal of a determination made by
13 the department that is subject to review under sub. (1) (j), (6) (i), (7) (f), or (8) (f), or
14 s. 40.80 (2g), but only with the approval of the board having the authority to accept
15 the appeal. In deciding whether to settle such a dispute, the secretary shall consider
16 the cost of litigation, the likelihood of success on the merits, the cost of delay in
17 resolving the dispute, the actuarial impact on the trust fund, and any other relevant
18 factor the secretary considers appropriate. Any moneys paid by the department to
19 settle a dispute under this paragraph shall be paid from the appropriation account
20 under s. 20.515 (1) (r).

21 **SECTION 1393.** 40.03 (2) (w) of the statutes is created to read:

22 40.03 (2) (w) If the secretary determines that an otherwise eligible participant
23 has unintentionally forfeited or otherwise involuntarily ceased to be eligible for any
24 benefit provided under this chapter principally because of an error in administration
25 by the department, may order the correction of the error to prevent inequity. A

1 decision under this paragraph is not subject to review. The secretary shall submit
2 a quarterly report to the employee trust funds board on decisions made under this
3 paragraph.

4 **SECTION 1396.** 40.04 (9m) (a) of the statutes is amended to read:

5 40.04 (9m) (a) Maintain a separate account in the fund for the each
6 employee-funded reimbursement account plan authorized under subch. VIII.

7 **SECTION 1397.** 40.04 (9m) (b) of the statutes is amended to read:

8 40.04 (9m) (b) Credit to the ~~account~~ appropriate accounts established under
9 par. (a) money received from employees in connection with the each
10 employee-funded reimbursement account plan and income from investment of the
11 reserves in the ~~account~~.

12 **SECTION 1398.** 40.04 (9m) (c) of the statutes is amended to read:

13 40.04 (9m) (c) Charge to the ~~account~~ appropriate accounts established under
14 par. (a) payments made to reimburse employee-funded reimbursement account plan
15 providers for payments made to employees under the each employee-funded
16 reimbursement ~~account~~ plan under subch. VIII.

17 **SECTION 1398m.** 40.04 (10) of the statutes is amended to read:

18 40.04 (10) An accumulated sick leave conversion account shall be maintained
19 within the fund, to which shall be credited all money received under s. 40.05 (4) (b),
20 (bc), (bf), (bm), (br), and (bw) for health insurance premiums, as dividends or
21 premium credits arising from the operation of health insurance plans and from
22 investment income on any reserves established in the fund for health insurance
23 purposes for retired employees and their surviving dependents. Premium payments
24 to health insurers authorized in s. 40.05 (4) (b), (bc), (bf), (bm), and (bw) shall be
25 charged to this account. ~~The department shall separately account for premium~~

1 ~~payments authorized under s. 40.05 (4) (bf) for purposes of reimbursement from the~~
2 ~~appropriation under s. 20.515 (1) (b).~~ This subsection does not prohibit the direct
3 payment of premiums to insurers when appropriate administrative procedures have
4 been established for direct payments.

5 **SECTION 1398mn.** 40.21 (3m) of the statutes is created to read:

6 40.21 (3m) A city-county health department that is established under s.
7 251.02 (1m), that is subject to s. 251.02 (1r), and that is not otherwise a participating
8 employer, is a participating employer with respect to its employees who are included
9 in a collective bargaining unit for which a representative is recognized or certified
10 under subch. IV of ch. 111 and is not required to adopt a resolution electing to
11 participate in the Wisconsin retirement system or provide notice of such election to
12 the department under sub. (1).

13 **SECTION 1398r.** 40.51 (12) of the statutes is amended to read:

14 40.51 (12) Every ~~managed care~~ defined network plan, as defined in s. 609.01
15 ~~(3e)~~ (1b), and every limited service health organization, as defined in s. 609.01 (3),
16 that is offered by the state under sub. (6) shall comply with ch. 609.

17 **SECTION 1398s.** 40.51 (13) of the statutes is amended to read:

18 40.51 (13) Every ~~managed care~~ defined network plan, as defined in s. 609.01
19 ~~(3e)~~ (1b), and every limited service health organization, as defined in s. 609.01 (3),
20 that is offered by the group insurance board under sub. (7) shall comply with ch. 609.

21 **SECTION 1398s.** 40.05 (4) (b) of the statutes is amended to read:

22 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused
23 sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, and 757.02 (5) and subch.
24 I or V of ch. 111 of any eligible employee shall, at the time of death, upon qualifying
25 for an immediate annuity or for a lump sum payment under s. 40.25 (1) or upon

1 termination of creditable service and qualifying as an eligible employee under s.
2 40.02 (25) (b) 6. or 10., be converted, at the employee's current basic pay rate, to
3 credits for payment of health insurance premiums on behalf of the employee or the
4 employee's surviving insured dependents. Any supplemental compensation that is
5 paid to a state employee who is classified under the state classified civil service as
6 a teacher, teacher supervisor, or education director for the employee's completion of
7 educational courses that have been approved by the employee's employer is
8 considered as part of the employee's basic pay for purposes of this paragraph. The
9 full premium for any eligible employee who is insured at the time of retirement, or
10 for the surviving insured dependents of an eligible employee who is deceased, shall
11 be deducted from the credits until the credits are exhausted and paid from the
12 account under s. 40.04 (10), and then deducted from annuity payments, if the
13 annuity is sufficient. The department shall provide for the direct payment of
14 premiums by the insured to the insurer if the premium to be withheld exceeds the
15 annuity payment. ~~Except as provided in par. (bd), upon~~ Upon conversion of an
16 employee's unused sick leave to credits under this paragraph or par. (bf), the
17 employee or, if the employee is deceased, the employee's surviving insured
18 dependents may initiate deductions from those credits or may elect to delay
19 initiation of deductions from those credits for any period of time, but only if the
20 employee or surviving insured dependents are covered by a comparable health
21 insurance plan or policy during the period beginning on the date of the conversion
22 and ending on the ~~last day of the 2nd month after the date on which the employee~~
23 or surviving insured dependents later elect to initiate deductions from those credits.
24 If an employee or an employee's surviving insured dependents elect to delay
25 initiation of deductions from those credits, an employecc or the employee's surviving

1 insured dependents may only later elect to initiate deductions from those credits
2 during the annual enrollment period under par. (be). A health insurance plan or
3 policy is considered comparable if it provides hospital and medical benefits that are
4 substantially equivalent to the standard health insurance plan established under s.
5 40.52 (1). ✓

6 **SECTION 1398t.** 40.05 (4) (bd) of the statutes is repealed.

7 **SECTION 1398u.** 40.05 (4) (be) of the statutes is repealed and recreated to read:

8 40.05 (4) (be) The department shall establish an annual enrollment period
9 during which an employee or, if the employee is deceased, an employee's surviving
10 insured dependents may elect to initiate or delay continuation of deductions from the
11 employee's sick leave credits under par. (b). An employee or surviving insured
12 dependent may elect to continue or delay continuation of such deductions any
13 number of times. If an employee or surviving insured dependent has initiated the
14 deductions but later elects to delay continuation of the deductions, the employee or
15 surviving insured dependent must be covered by a comparable health insurance plan
16 or policy during the period beginning on the date on which the employee or surviving
17 insured dependent delays continuation of the deductions and ending on the date on
18 which the employee or surviving insured dependent later elects to continue the
19 deductions. A health insurance plan or policy is considered comparable if it provides
20 hospital and medical benefits that are substantially equivalent to the standard
21 health insurance plan established under s. 40.52 (1).

22 **SECTION 1398r.** 40.65 (4w) of the statutes is created to read: ✓

23 40.65 (4w) A state forest ranger who becomes a protective occupation
24 participant on or after the effective date of this subsection [revisor inserts date],

1 is not entitled to a duty disability benefit under this section for an injury or disease
2 occurring before the effective date of this subsection ... [revisor inserts date].

3 **SECTION 1399.** 40.85 (2) (g) of the statutes is amended to read:

4 40.85 (2) (g) Deposit into the account appropriate accounts established under
5 s. 40.04 (9m) (a) that part of an employee's gross compensation that the employee
6 wants placed in an each employee-funded reimbursement account.

7 **SECTION 1400.** 40.86 (4) of the statutes is created to read:

8 40.86 (4) Transportation expenses authorized under section 132 of the Internal
9 Revenue Code.

10 **SECTION 1400m.** 41.11 (7) of the statutes is created to read:

11 41.11 (7) WILD RIVERS INTERPRETIVE CENTER GRANTS. From the appropriation
12 under s. 20.380 (1) (kg), the department shall make a grant of \$20,000 in each fiscal
13 year to the Florence County forestry and park department for distribution of state
14 tourism materials at the Wild Rivers Interpretive Center.

15 **SECTION 1400m.** 41.11 (4) of the statutes is amended to read:

16 41.11 (4) ADVERTISING. The department shall plan and conduct a program of
17 advertising and promotion designed to attract interested persons to this state and
18 to stimulate the enjoyment of its recreational opportunities by residents and
19 nonresidents alike. Any contracts engaging a private agency to conduct an
20 advertising or promotion program under this subsection shall reserve to the
21 department the right to terminate the contract if the service is unsatisfactory to the
22 department. The department shall encourage and coordinate the efforts of public
23 and private organizations to publicize the facilities and attractions of the state for
24 the purpose of stimulating their enjoyment by residents and tourists. The

1 department shall advertise historic sites and state parks with funding from the same
2 appropriation account or accounts.

3 **SECTION 1400b.** 40.98 (1) (bm) of the statutes is created to read:

4 40.98 (1) (bm) “Eligible employee” has the meaning given in s. 632.745 (5) (a).

5 **SECTION 1400c.** 40.98 (1) (d) of the statutes is amended to read:

6 40.98 (1) (d) “Employer” means any person doing business or operating an
7 organization in this state and employing at least 2 eligible employees, except that for
8 a person operating a farm business the person must employ at least one eligible
9 employee. “Employer” does not include an employer as defined in s. 40.02 (28).

10 **SECTION 1400d.** 40.98 (2) (a) 3. of the statutes is amended to read:

11 40.98 (2) (a) 3. The ~~administrator selected under subd. 2., or the department~~
12 ~~if no administrator has been selected under subd. 2.,~~ shall enter into contracts with
13 insurers who are to provide health care coverage under the health care coverage
14 program.

15 **SECTION 1400e.** 40.98 (2) (a) 4. of the statutes is amended to read:

16 40.98 (2) (a) 4. The department or the administrator selected under subd. 2.
17 shall solicit and accept bids and shall enter into a contract for marketing the health
18 care coverage program.

19 **SECTION 1400em.** 40.98 (2) (a) 5. of the statutes is amended to read:

20 40.98 (2) (a) 5. The department or the administrator selected under subd. 2.
21 shall maintain a toll-free telephone number to provide information on the health
22 care coverage program.

23 **SECTION 1400f.** 40.98 (2) (d) of the statutes is amended to read:

24 40.98 (2) (d) All insurance rates for health care coverage under the program
25 shall be ~~published annually in a single publication that is made available to~~

1 employers and employees in a manner determined by the board. Rates that apply
2 to coverage for small employers, as defined in s. 635.02 (7), shall be published at least
3 annually, as required in s. 635.12. The rates may be listed by county or by any other
4 regional factor that the board considers appropriate. Annually, the board shall
5 submit a report to the appropriate standing committees under s. 13.172 (3)
6 specifying the average insurance rate for health care coverage under the program by
7 county or by any other regional factor the board considers appropriate.

8 **SECTION 1400g.** 40.98 (3) (a) of the statutes is amended to read:

9 40.98 (3) (a) Offer health care coverage under one or more plans to all of its
10 permanent eligible employees who have a normal work week of 30 or more hours and,
11 if permitted by any plan offered by an insurer under the health care coverage
12 program, may offer health care coverage under one or more plans such a plan to any
13 of its other employees.

14 **SECTION 1400h.** 40.98 (3) (b) of the statutes is amended to read:

15 40.98 (3) (b) Provide health care coverage under one or more plans to at least
16 50% of its permanent eligible employees who have a normal work week of 30 or more
17 hours and who do not otherwise receive health care coverage as a dependent under
18 any other plan that is not offered by the employer or a percentage of such employees
19 specified by the board, whichever percentage is greater.

20 **SECTION 1400i.** 40.98 (3) (c) of the statutes is amended to read:

21 40.98 (3) (c) Pay for each eligible employee at least 50% but not more than 100%
22 of the lowest premium rate that would be of the lowest premium rate for single
23 coverage that is available to the employer for that employee's coverage under the
24 health care coverage program.

25 **SECTION 1400j.** 40.98 (5) of the statutes is renumbered 40.98 (5) (am).

1 **SECTION 1400k.** 40.98 (5) (bm) of the statutes is created to read:

2 40.98 (5) (bm) Notwithstanding par. (am), the department, in consultation
3 with the board, may limit the requirement under par. (am) to compliance with s.
4 635.19.

5

Extra Line

6 **SECTION 1400L.** 40.98 (6) (b) of the statutes is amended to read:

7 40.98 (6) (b) An insurance agent may not sell any health care coverage under
8 the health care coverage program on behalf of an insurer unless he or she is employed
9 by the insurer or has a contract with the insurer to sell the health care coverage on
10 behalf of listed by the insurer under s. 628.11.

11 **SECTION 1400m.** 40.98 (6) (d) of the statutes is repealed and recreated to read:

12 40.98 (6) (d) The board may establish training requirements that an insurance
13 agent must satisfy, in addition to any requirements under s. 628.04 (3), to sell health
14 care coverage under the health care coverage program.

15 **SECTION 1400n.** 40.98 (6m) of the statutes is created to read:

16 40.98 (6m) The secretary of administration shall lapse from the appropriation
17 under s. 20.515 (2) (g) to the general fund the amounts necessary to repay the loan
18 from the state life insurance fund under s. 607.25 when the secretary of
19 administration, after consulting with the board, determines that funds in the
20 appropriation under s. 20.515 (2) (g) are sufficient to make the lapse. The amounts
21 that are required to be lapsed under s. 20.515 (2) (g) shall equal the amount necessary
22 to repay the loan, less any amount that is lapsed to the general fund under s. 20.515
23 (2) (a) at the end of the 2001-03 fiscal biennium. The secretary of administration
24 may lapse the amounts under s. 20.515 (2) (g) in installments.

25 **SECTION 1400r.** 41.17 (6) of the statutes is created to read:

1 41.17 (6) FUNDING FOR STATE HISTORICAL SOCIETY. The state historical society
2 shall be eligible for funds under this section for any project related to a historic site
3 listed in s. 44.20 (1), regardless of whether program revenues under s. 20.245 are also
4 used for the project.

5 **SECTION 1401.** 41.19 (1) (b) of the statutes is created to read:

6 41.19 (1) (b) “Nonprofit organization” has the meaning given in s. 108.02 (19).

7 **SECTION 1402.** 41.19 (2m) (c) (intro.) of the statutes is amended to read:

8 41.19 (2m) (c) (intro.) Subject to par. (d), from the ~~appropriation~~ appropriations
9 under s. 20.380 (1) (bm) and (kg), the department shall, in the fiscal biennium in
10 which an area is selected under par. (a), award a grant to the applicant on behalf of
11 ~~an~~ the area of the state selected under par. (a) if all of the following apply:

12 **SECTION 1403.** 41.19 (2m) (d) of the statutes is amended to read:

13 41.19 (2m) (d) The department may not, under par. (c), award to an applicant
14 on behalf of an area selected under par. (a) more than one grant per fiscal year ~~to an~~
15 ~~applicant on behalf of an area under par. (c) and may not~~ or award grants to the
16 applicant for more than 2 fiscal years. Grants awarded to an applicant under par.
17 (c) may not exceed \$25,000 in the first fiscal year, or \$15,000 in the 2nd fiscal year,
18 in which the applicant receives a grant under par. (c).

19 **SECTION 1404.** 41.19 (2r) of the statutes is created to read:

20 41.19 (2r) From the appropriations under s. 20.380 (1) (bm) and (kg), the
21 department may award to a nonprofit organization that is located in an area of the
22 state that was selected under sub. (2m) (a) grants of up to \$5,000 in any fiscal year
23 after the fiscal biennium in which the area was selected under sub. (2m) (a). Grant
24 proceeds must be used to promote historic and prehistoric attractions in the area,
25 and may be used for such purposes as interpretive or directional signs, website

1 development, advertising, and public relations. The department may award grants
2 under this subsection to a nonprofit organization that received grants under sub.
3 (2m) (c) as an applicant on behalf of an area of the state selected under sub. (2m) (a).

4 **SECTION 1404f.** 41.41 (13) of the statutes is created to read:

5 **41.41 (13) REPORT ON GENERATING REVENUE AND RESUBMITTING BUILDING PLANS.**

6 After consulting with the department of natural resources and any tribal
7 government with whom the Kickapoo reserve management board or the Lower
8 Wisconsin State Riverway board has entered into a memorandum of understanding,
9 the Kickapoo reserve management board, in conjunction with the Lower Wisconsin
10 State Riverway board, shall prepare and submit to the building commission and to
11 the joint committee on finance a report that includes all of the following:

12 (a) Recommendations on how revenue may be generated to cover the
13 operational costs of the 2 boards through hunting, camping, or parking or other fees.

14 (b) Resubmission of plans for building facilities that, given their close
15 proximity, have their own individual emphases.

16 **SECTION 1405.** 42.035 of the statutes is amended to read:

17 **42.035 Treatment of certain state fair park board employees.**

18 Notwithstanding s. 230.08 (2) (pm), those employees holding positions in the
19 classified service at the state fair park board on October 29, 1999, who have achieved
20 permanent status in class before that date, shall retain, while serving in the
21 unclassified service at the state fair park board, those protections afforded
22 employees in the classified service under ss. 230.34 (1) (a) and 230.44 (1) (c) relating
23 to demotion, suspension, discharge, layoff or reduction in base pay. Such employees
24 shall also be eligible for transfer under s. 230.29 and shall have reinstatement
25 privileges to the classified service under s. 230.33 (1m). Those employees of the state

1 fair park board on October 29, 1999, who have not achieved permanent status in class
2 in any position at the state fair park board on that date are eligible to receive the
3 protections, privileges and rights preserved under this section if they successfully
4 complete service equivalent to the probationary period required in the classified
5 service for the position that they hold on that date.

6 **SECTION 1405g.** 42.09 (2) (b) of the statutes is amended to read:

7 42.09 (2) (b) The state fair park board shall allow the department of natural
8 resources and the department of forestry access to and use of the buildings,
9 appurtenances, fixtures, exhibits and other structures and facilities described in par.
10 (a) so that the ~~department~~ departments may prepare, display and dismantle exhibits
11 during events occurring at state fair park.

12 **SECTION 1405m.** 42.09 (3) (a) of the statutes is amended to read:

13 42.09 (3) (a) The Subject to approval of the building commission when required
14 under s. 13.48 (12), the state fair park board may permit a private person to construct
15 a building, structure or facility in the state fair park under a lease agreement with
16 the board.

17 **SECTION 1407m.** 43.17 (9) (b) of the statutes is amended to read:

18 43.17 (9) (b) A public library system board of a multicounty library system may
19 borrow money to accomplish any of its purposes, but the outstanding amount of such
20 loans at any time may not exceed an amount equal to the system board's receipts for
21 the prior fiscal year. A federated public library system whose territory lies within
22 2 or more counties may obtain a state trust fund loan to accomplish any of its
23 purposes, but the outstanding amount of a federated public library system's state
24 trust fund loans, together with all other indebtedness of the system, may not exceed
an amount equal to the system's receipts for the prior fiscal year. plain

✓
1 **SECTION 1406w.** 43.17 (9) (a) of the statutes is amended to read:

2 43.17 (9) (a) All contracts for public construction made by a federated public
3 library system whose territory lies within 2 or more counties or by a federated public
4 library system whose territory lies within a single county with a population of at least
5 500,000 shall be let by the public library system board to the lowest responsible
6 bidder, and may be awarded to a minority business that is certified by the
7 department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to (11)
8 and (14). For purposes of this section, the system board possesses the powers
9 conferred by s. 62.15 on the board of public works and the common council. All
10 contracts made under this section shall be made in the name of the federated public
11 library system and shall be executed by the system board president and such other
12 board officer as the system board designates.

✓
13 **SECTION 1408.** 43.70 (2) of the statutes is amended to read:

14 43.70 (2) Annually, ~~within 40 days after December 1~~ by January 10, the state
15 superintendent shall apportion the amount that is estimated to be appropriated
16 under s. 20.255 (2) (s) in the current school year to the school districts in proportion
17 to the number of persons resident therein, as shown by the report certified under sub.
18 (1).

✓
19 **SECTION 1409.** 43.70 (3) of the statutes is amended to read:

20 43.70 (3) Immediately upon making such apportionment, the state
21 superintendent shall certify to the department of administration the ~~total~~ estimated
22 amount that each school district is entitled to receive under this section and shall
23 notify each school district administrator of the estimated amount so certified for his
24 or her school district. ~~Within 15 days after receiving such certification, the~~ The
25 department of administration shall issue its warrants upon which the state

1 treasurer shall pay to each school district ~~50% of its total aid entitlement on or before~~
2 ~~January 31 and the balance on or before June 30, except that, beginning in the~~
3 ~~1999–2000 school year, the state treasurer shall distribute each school district's aid~~
4 ~~entitlement in one payment on or before June 30~~ May 1. The amount paid to each
5 school district shall be based upon the amount in the appropriation account under
6 s. 20.255 (2) (s) on April 15. All moneys distributed under this section shall be
7 expended for the purchase of instructional materials from the state historical society
8 for use in teaching Wisconsin history and for the purchase of library books and other
9 instructional materials for school libraries, but not for public library facilities
10 operated by school districts under s. 43.52, in accordance with rules promulgated by
11 the state superintendent. Appropriate records of such purchases shall be kept and
12 necessary reports thereon shall be made to the state superintendent.

13 ~~SECTION 1410.~~ 44.02 (28) of the statutes is repealed.

14 ~~SECTION 1411m.~~ 44.025 of the statutes is repealed.

15 ~~SECTION 1413.~~ 44.15 (4) of the statutes is amended to read:

16 44.15 (4) ~~STATE-FUNDED MARKERS.~~ The historical society may identify and
17 authorize construction of individual markers or plaques, or any series of markers or
18 plaques, to be funded from the appropriation under s. 20.245 (3) ~~(d)~~ (1) (a). No
19 matching funds are required for a marker or plaque that is constructed under this
20 subsection. Funds under this subsection may be used for the purchase of plaques to
21 be installed on historical properties and for the construction of markers or plaques
22 in other states or countries.

23 ~~SECTION 1414.~~ 44.34 (13) of the statutes is repealed.

24 ~~SECTION 1414g.~~ 44.57 (1) (c) of the statutes is amended to read:

1 44.57 (1) (c) Game farms, fish hatcheries, nurseries, and other production
2 facilities operated by the department of natural resources or the department of
3 forestry.

4 **SECTION 1414m.** 44.62 (2) of the statutes is amended to read:

5 44.62 (2) Subject to sub. (3), the board shall award grants under the Wisconsin
6 regranting program to local arts agencies and municipalities. Grants shall be
7 awarded from the ~~appropriation~~ appropriations under s. 20.215 (1) (f) and (j).

8 **SECTION 1415.** 44.70 (1d) of the statutes is created to read:

9 44.70 (1d) “Charter school sponsor” means an entity described under s. 118.40
10 (2r) (b) that is sponsoring a charter school.

11 **SECTION 1416.** 44.70 (2g) of the statutes is amended to read:

12 44.70 (2g) “Educational agency” means a school district, charter school
13 sponsor, museum, secured correctional facility, private school, cooperative
14 educational service agency, technical college district, private college, public library
15 system, public library board, the Wisconsin Center for the Blind and Visually
16 Impaired, or the Wisconsin School Educational Services Program for the Deaf and
17 Hard of Hearing.

18 **SECTION 1417.** 44.70 (3d) of the statutes is created to read:

19 44.70 (3d) “Political subdivision” means any city, village, town, or county.

20 **SECTION 1418.** 44.70 (3r) of the statutes is created to read:

21 44.70 (3r) “Secured correctional facility” means the Southern Oaks Girls
22 School, the Ethan Allen School, the Youth Leadership Training Center, and the
23 Lincoln Hills School.

24 **SECTION 1419.** 44.70 (4) of the statutes is amended to read:

1 44.70 (4) “Telecommunications” has the meaning given in s. ~~16.99 (1)~~ 22.01
2 (10). ✓

3 **SECTION 1420.** 44.71 (2) (a) of the statutes is renumbered 44.71 (2), and 44.71
4 (2) (g) and (h), as renumbered, are amended to read:

5 44.71 (2) (g) Coordinate the purchasing of educational technology materials,
6 supplies, equipment, and contractual services for school districts, cooperative
7 educational service agencies, technical college districts, and the board of regents of
8 the University of Wisconsin System by the department under s. 16.72 (8), and, in
9 cooperation with the department and subject to the approval of the department of
10 electronic government, establish standards and specifications for purchases of
11 educational technology hardware and software by school districts, cooperative
12 educational service agencies, technical college districts, and the board of regents of
13 the University of Wisconsin System.

14 (h) Purchase With the approval of the department of electronic government,
15 purchase educational technology equipment for use by school districts, cooperative
16 educational service agencies, and public educational institutions in this state and
17 permit the districts, agencies, and institutions to purchase or lease the equipment,
18 with an option to purchase the equipment at a later date. This subdivision
19 paragraph does not require the purchase or lease of any educational technology
20 equipment from the board. ✓

21 **SECTION 1420m.** 44.71 (2) (i) of the statutes is created to read:

22 44.71 (2) (i) Administer, modify, or rescind any grant or award made by the
23 Wisconsin Advanced Telecommunications Foundation to fund a project described in
24 s. 14.28 (3) (a) 1. to 5., 1999 stats., to the extent allowed under a contract for making
25 the grant or award.

1 **SECTION 1422.** 44.72 (1) (intro.) of the statutes is amended to read:

2 44.72 (1) EDUCATIONAL TECHNOLOGY TRAINING AND TECHNICAL ASSISTANCE GRANTS.

3 (intro.) From the appropriation under s. 20.275 (1) (et), the board shall award grants
4 to cooperative educational service agencies and to consortia consisting of 2 or more
5 school districts, charter school sponsors, secured correctional facilities, or
6 cooperative educational service agencies, or one or more school districts, charter
7 school sponsors, secured correctional facilities, or cooperative educational service
8 agencies and one or more public library boards, to provide technical assistance and
9 training in the use of educational technology. An applicant for a grant shall submit
10 to the board a plan that specifies the school districts, charter school sponsors, secured
11 correctional facilities, and public library boards that will participate in the program
12 and describes how the funds will be allocated. The board shall do all of the following:

13 **SECTION 1424.** 44.72 (2) (b) 2. of the statutes is amended to read:

14 44.72 (2) (b) 2. From the ~~appropriation~~ ^{s appropriations} under s. 20.275 (1) (f), (im), (jm), (js),
15 and (mp), annually the board shall pay \$5,000 to each eligible school district and
16 \$5,000 to the department of corrections for each eligible correctional facility. The
17 department of corrections shall allocate funds received under this subsection among
18 the eligible secured correctional facilities as it deems appropriate. The board shall
19 distribute the balance in the appropriation to eligible school districts and to charter
20 school sponsors in proportion to the weighted membership of each school district,
21 which and in proportion to the number of pupils attending each charter school on the
22 3rd Friday of September. The weighted membership for a school district shall be
23 determined by dividing the statewide average equalized valuation per member by
24 the school district's equalized valuation per member and multiplying the result by
25 the school district's membership, as defined in s. 121.004 (5).

✓
1 SECTION 1425. 44.72 (2) (c) of the statutes is amended to read:

2 44.72 (2) (c) A school district is eligible for a grant under par. (b) 2. only if the
3 annual meeting in a common school district, or the school board in a unified school
4 district or in a school district operating under ch. 119, adopts a resolution requesting
5 the grant. A secured correctional facility is eligible for a grant under par. (b) 2. only
6 if the secretary of corrections submits a written request to the board. A charter school
7 sponsor is eligible for a grant under par. (b) 2. only if it submits a written request to
8 the board. A grant under this subsection may not be used to replace funding
9 available from other sources.

10 SECTION 1426. 44.72 (2) (d) of the statutes is amended to read:

11 44.72 (2) (d) A school district or secured correctional facility receiving a grant
12 under par. (b) shall deposit the moneys in a separate fund. The moneys may be used
13 for any purpose related to educational technology, except that a school district or
14 secured correctional facility may not use the moneys to pay the salary or benefits of
15 any school district or secured correctional facility employee. A charter school sponsor
16 that receives a grant under par. (b) may use the moneys for any purpose related to
17 educational technology that benefits the pupils attending the charter school, except
18 that a charter school sponsor may not use the moneys to pay the salary or benefits
19 of any charter school employee.

✓
20 SECTION 1426m. 44.72 (3) of the statutes is created to read:

21 44.72 (3) COMPUTER TRAINING. Annually, the board shall pay to the Racine
22 Unified School District the amount appropriated under s. 20.275 (1) (q) for training
23 teachers and pupils in computers, including training in use of the Internet, Web
24 design, computer animation, graphic design, and video skills.

✓
25 SECTION 1428b. 44.72 (4) (a) of the statutes is amended to read:

1 44.72 (4) (a) *Financial assistance authorized.* The board may provide financial
2 assistance under this subsection to school districts and charter school sponsors from
3 the proceeds of public debt contracted under s. 20.866 (2) (zc) and to public library
4 boards from the proceeds of public debt contracted under s. 20.866 (2) (zcm).
5 Financial assistance under this subsection may be used only for the purpose of
6 upgrading the electrical wiring of school and library buildings in existence on
7 October 14, 1997, and installing and upgrading computer network wiring.

8 **SECTION 1430b.** 44.72 (4) (b) of the statutes is amended to read:

9 44.72 (4) (b) *Financial assistance applications, terms and conditions.* The
10 board shall establish application procedures for, and the terms and conditions of,
11 financial assistance under this subsection, including a condition requiring a charter
12 school sponsor to use financial assistance under this subsection for wiring upgrading
13 and installation that benefits pupils attending the charter school. The board shall
14 make a loan to a school district, charter school sponsor, or public library board in an
15 amount equal to 50% of the total amount of financial assistance for which the board
16 determines the school district or public library board is eligible and provide a grant
17 to the school district or public library board for the remainder of the total. The terms
18 and conditions of any financial assistance under this subsection may include
19 provision of professional building construction services under s. 16.85 (15). The
20 board shall determine the interest rate on loans under this subsection. The interest
21 rate shall be as low as possible but shall be sufficient to fully pay all interest expenses
22 incurred by the state in making the loans and to provide reserves that are reasonably
23 expected to be required in the judgment of the board to ensure against losses arising
24 from delinquency and default in the repayment of the loans. The term of a loan under
25 this subsection may not exceed 10 years.

1 **SECTION 1431.** 44.72 (4) (c) of the statutes is amended to read:

2 44.72 (4) (c) *Repayment of loans.* The board shall credit all moneys received
3 from school districts and charter school sponsors for repayment of loans under this
4 subsection to the appropriation account under s. 20.275 (1) (h). The board shall credit
5 all moneys received from public library boards for repayment of loans under this
6 subsection to the ~~appropriation~~ appropriation account under s. 20.275 (1) (hb).

7 **SECTION 1433.** 44.73 (1) of the statutes is amended to read:

8 44.73 (1) Except as provided in s. 196.218 (4t), the board, in consultation with
9 the department and subject to the approval of the department of electronic
10 government, shall promulgate rules establishing an educational
11 telecommunications access program to provide educational agencies with access to
12 data lines and ~~video~~ video links.

13 **SECTION 1434.** 44.73 (2) (a) of the statutes is amended to read:

14 44.73 (2) (a) Allow an educational agency to make a request to the board for
15 access to either one data line or one video link, except that any educational agency
16 may request access to additional data lines if the agency shows to the satisfaction of
17 the board that the additional data lines are more cost-effective than a single data
18 line and except that a school district that operates more than one high school or a
19 public library board that operates more than one library facility may request access
20 to both a data line ~~and~~ a video link and access to more than one data line or video link.

21 **SECTION 1435.** 44.73 (2) (b) of the statutes is amended to read:

22 44.73 (2) (b) Establish eligibility requirements for an educational agency to
23 participate in the program established under sub. (1), including a requirement that
24 a charter school sponsor use data lines and video links to benefit pupils attending the
25 charter school and a requirement that Internet access to material that is harmful to

1 children, as defined in s. 948.11 (1) (b), is blocked on the computers of secured
2 correctional facilities that are served by data links and video links subsidized under
3 this section. ✓

4 **SECTION 1436.** 44.73 (2) (f) of the statutes is created to read:

5 44.73 (2) (f) Ensure that secured correctional facilities that receive access
6 under this section to data lines and video links use them only for educational
7 purposes. ✓

8 **SECTION 1437.** 44.73 (2g) of the statutes is created to read:

9 44.73 (2g) An educational agency that is provided access to a data line under
10 the program established under sub. (1) may not do any of the following:

11 (a) Provide access to the data line to any business entity, as defined in s. 13.62
12 (5).

13 (b) Request access to an additional data line for purposes of providing access
14 to bandwidth to a political subdivision under a shared service agreement under sub.
15 (2r) (a).

16 **SECTION 1438.** 44.73 (2r) of the statutes is created to read:

17 44.73 (2r) (a) A public library board that is provided access to a data line under
18 the program established under sub. (1) may enter into a shared service agreement
19 with a political subdivision that provides the political subdivision with access to any
20 excess bandwidth on the data line that is not used by the public library board, except
21 that a public library board may not sell, resell, or transfer in consideration for money
22 or anything of value to a political subdivision access to any excess bandwidth. A
23 shared service agreement under this paragraph is not valid unless the agreement
24 allows the public library board to cancel the agreement at any time after providing
25 notice to the political subdivision.

1 (b) A political subdivision that obtains access to bandwidth under a shared
2 service agreement under par. (a) may not receive compensation for providing any
3 other person with access to the bandwidth.

4 (c) A public library board shall provide the technology for educational
5 achievement in Wisconsin board with written notice within 30 days after entering
6 into or modifying a shared service agreement under par. (a).

7 **SECTION 1439.** 44.73 (3) of the statutes is amended to read:

8 44.73 (3) The board shall submit an annual report to the department on the
9 status of providing data lines and video links that are requested under sub. (2) (a)
10 and the impact on the universal service fund of any payment under contracts under
11 s. 16.974 (7).

12 **SECTION 1440b.** 44.73 (6) of the statutes is renumbered 44.73 (6) (a) and
13 amended to read:

14 44.73 (6) (a) From the appropriation under s. 20.275 (1) (s) or (tm), the board
15 may award an annual grant to a school district or private school that had in effect
16 on October 14, 1997, a contract for access to a data line or video link, as documented
17 by the board. The board shall determine the amount of the grant, which shall be
18 equal to the cost incurred by the state to provide telecommunications access to a
19 school district or private school under a contract entered into under s. 16.974 (7) (a)
20 or (e) (1) or (3) less the amount that the school district or private school would be
21 paying under sub. (2) (d) if the school district or private school were participating in
22 the program established under sub. (1), except that the amount may not be greater
23 than the cost that a school district or private school incurs under the contract in effect
24 on October 14, 1997. A school district or private school receiving a grant under this

1 subsection is not eligible to participate in the program under sub. (1). No grant may
2 be awarded under this subsection after ~~June 30, 2002~~ December 31, 2005.

3 **SECTION 1440c.** 44.73 (6) (b) of the statutes is created to read:

4 44.73 (6) (b) Notwithstanding par. (a), the board may award a school district
5 that operates more than one high school and that had in effect on October 14, 1997,
6 a contract for access to more than one data line or video link an annual grant for each
7 data line or video link serving each high school covered by that contract.

8 **SECTION 1441.** 45.01 of the statutes is renumbered 45.014.

9 **SECTION 1442.** 45.25 (1) of the statutes is amended to read:

10 45.25 (1) ADMINISTRATION. The department of veterans affairs shall administer
11 a tuition and fee reimbursement program for eligible veterans enrolling as
12 undergraduates in any institution of higher education, as defined in s. 45.396 (1) (a),
13 in this state, enrolling in a school that is approved under s. 45.35 (9m), enrolling in
14 a proprietary school that is approved under s. 45.54, or receiving a waiver of
15 nonresident tuition under s. 39.47.

16 **SECTION 1443.** 45.25 (2) (d) of the statutes is amended to read:

17 45.25 (2) (d) The individual is a resident at the time of application for the
18 tuition and fee reimbursement program and was a Wisconsin resident at the time of
19 entry or reentry into service or was a resident for any consecutive ~~5-year~~ 12-month
20 period after entry or reentry into service and before the date of his or her application.
21 If a person applying for a benefit under this section meets ~~that 5-consecutive-year~~
22 the residency requirement of 12 consecutive months, the department may not
23 require the person to reestablish that he or she meets ~~the 5-consecutive-year that~~
24 residency requirement when he or she later applies for any other benefit under this
25 chapter that requires a ~~5-consecutive-year~~ that residency.

✓
1 **SECTION 1444.** 45.25 (3) (a) of the statutes is amended to read:

2 45.25 (3) (a) Except as provided in par. (am), an individual who meets the
3 requirements under sub. (2), upon satisfactory completion of a full-time
4 undergraduate semester in any institution of higher education, as defined in s.
5 45.396 (1) (a), in this state, any school that is approved under s. 45.35 (9m), any
6 proprietary school that is approved under s. 45.54, or any institution from which the
7 individual receives a waiver of nonresident tuition under s. 39.47, may be
8 reimbursed ~~for up to 65%~~ an amount not to exceed the total cost of the individual's
9 tuition and fees. The reimbursement under this paragraph is limited to a maximum
10 of 65% of minus any grants or scholarships, including those made under s. 21.49, that
11 the individual receives specifically for the payment of the tuition or fees, or 85% of
12 the standard cost for a state resident for an equivalent undergraduate course at the
13 University of Wisconsin–Madison per course ~~or the difference between the~~
14 ~~individual's tuition and fees and the grants or scholarships, including those made~~
15 ~~under s. 21.49, that the individual receives specifically for the payment of the tuition~~
16 ~~or fees, whichever is less.~~ Reimbursement is available only for tuition and fees that
17 are part of a curriculum that is relevant to a degree in a particular course of study
18 at the institution.

✓
19 **SECTION 1447.** 45.25 (4) (a) of the statutes is amended to read:

20 45.25 (4) (a) An individual is not eligible for reimbursement under sub. (2) for
21 more than 120 credits or 8 full semesters of full-time study at any institution of
22 higher education, as defined in s. 45.396 (1) (a), in this state, 60 credits or 4 full
23 semesters of full-time study at any institution of higher education, as defined in s.
24 45.396 (1) (a), in this state that offers a degree upon completion of 60 credits, or an
25 equivalent amount of credits at a school that is approved under s. 45.35 (9m), at a

1 proprietary school that is approved under s. 45.54, or at an institution where he or
2 she is receiving a waiver of nonresident tuition under s. 39.47.

3 **SECTION 1448.** 45.35 (2) of the statutes is renumbered 45.012 and amended to
4 read:

5 **45.012 Definition.** In this ~~chapter~~ subchapter, “board” means the board of
6 veterans affairs.

7 **SECTION 1449.** 45.35 (2g) of the statutes is created to read:

8 45.35 (2g) DEFINITION. In this section, “department” means the department of
9 veterans affairs.

10 **SECTION 1450.** 45.35 (3d) (a) of the statutes is amended to read:

11 45.35 (3d) (a) The council on veterans programs created under s. 15.497 shall
12 advise the board of ~~veterans affairs~~ and the department of ~~veterans affairs~~ on
13 solutions and policy alternatives relating to the problems of veterans.

14 **SECTION 1451.** 45.35 (3d) (b) of the statutes is amended to read:

15 45.35 (3d) (b) The council on veterans programs and the department of
16 ~~veterans affairs~~, jointly or separately, shall submit a report regarding the council on
17 veterans programs to the chief clerk of each house of the legislature for distribution
18 to the legislature under s. 13.172 (2) by November 1, 1989, and by September 30 of
19 every odd-numbered year thereafter. The report shall include a general summary
20 of the activities and membership over the past 2 years of the council and each
21 organization on the council.

22 **SECTION 1451m.** 45.35 (4) of the statutes is renumbered 45.35 (4) (a) and
23 amended to read:

24 45.35 (4) (a) The Except as provided in pars. (b) to (d), the secretary shall
25 appoint under the classified service such persons as are necessary to carry out the

1 policy of the board and for the proper conduct of the Wisconsin veterans museum.
2 All persons appointed by the department shall, if possible, be veterans as defined in
3 sub. (5) and preference shall be given to disabled veterans.

4 **SECTION 1451n.** 45.35 (4) (b) of the statutes is created to read:

5 45.35 (4) (b) The department shall employ not more than 8 regional
6 coordinators. The duties of a regional coordinator shall include providing direct
7 claims and benefit application assistance to veterans. The regional coordinators
8 shall coordinate claims and benefit application assistance with the appropriate
9 county veterans' service officers under s. 45.43 to maximize the level of assistance
10 and benefits provided to veterans.

11 **SECTION 1451p.** 45.35 (4) (c) of the statutes is created to read:

12 45.35 (4) (c) The department shall employ no more than 7 claims officers. The
13 claims officers shall provide federal claims and benefit assistance to veterans and
14 shall be based in the department's regional office in Milwaukee County.

15 **SECTION 1451r.** 45.35 (4) (d) of the statutes is created to read:

16 45.35 (4) (d) The department shall employ no more than 2 mobile claims officers
17 in the department's southeast region and shall employ no more than one mobile
18 claims officer in each of the department's other 3 regions. The mobile claims officers
19 shall provide claim and benefit assistance to veterans. The mobile claims officers
20 shall coordinate that claim and benefit assistance with the appropriate county
21 veterans' service officers under s. 45.43 to maximize the level of assistance and
22 benefits provided to veterans.

23 **SECTION 1452.** 45.35 (5) (a) 2. c. of the statutes is amended to read:

24 45.35 (5) (a) 2. c. Has been a resident of this state for any consecutive 5-year
25 12-month period after entry or reentry into service and before the date of his or her

1 application or death. If a person applying for a benefit under this subchapter meets
2 that ~~5 consecutive year~~ that residency requirement of 12 consecutive months, the
3 department may not require the person to reestablish that he or she meets the
4 ~~5 consecutive year~~ that residency requirement when he or she later applies for any
5 other benefit under this chapter that requires a ~~5 consecutive year~~ that residency.

6 **SECTION 1453.** 45.35 (5) (e) 8. of the statutes is amended to read:

7 45.35 (5) (e) 8. Persian Gulf war: Between August 1, 1990, and the ending date
8 of Operation Desert Shield or the ending date of Operation Desert Storm as
9 established by the department of veterans affairs by rule.

10 **SECTION 1454.** 45.351 (1) of the statutes is amended to read:

11 45.351 (1) SUBSISTENCE GRANTS. The department may grant subsistence aid to
12 any incapacitated individual who is a veteran or to any a dependent of a veteran in
13 an amount that the department determines is advisable to prevent want or distress.
14 The department may grant subsistence aid under this subsection to an individual
15 whose incapacitation is the result of the individual's abuse of alcohol or other drugs
16 if the individual is participating in an alcohol and other drug abuse treatment
17 program that is approved by the department. The department may grant
18 subsistence aid on a month-to-month basis or for a 3-month period. The
19 department may grant subsistence aid for a 3-month period if the veteran or
20 dependent whose incapacity is the basis for the aid will be incapacitated for more
21 than 3 months and if earned or unearned income or aid from sources other than those
22 listed in the application will not be available in the 3-month period. Subsistence aid
23 is limited to a maximum of 3 months in a 12-month period unless the department
24 determines that the need for subsistence aid in excess of this maximum time period
25 is caused by the aid recipient's relapse. The department may submit a request to the

1 joint committee on finance for supplemental funds from the veterans trust fund to
2 be credited to the appropriation account under s. 20.185 (2) (vm) for subsistence
3 grants to veterans. If the cochairpersons of the committee do not notify the secretary
4 of the department within 14 working days after the date of the department's
5 submittal that the committee intends to schedule a meeting to review the request,
6 the appropriation account shall be supplemented as provided in the request. If,
7 within 14 working days after the date of the department's submittal, the
8 cochairpersons of the committee notify the secretary of the department that the
9 committee intends to schedule a meeting to review the request, the appropriation
10 account shall be supplemented only as approved by the committee.

11 **SECTION 1457.** 45.353 (2) of the statutes is amended to read:

12 45.353 (2) Upon application the department shall make a payment to any state
13 veterans organization that establishes that it, or its national organization, or both,
14 has maintained a full-time service office at the regional office for at least 5 of the 10
15 years preceding the date of application. The payment shall equal 25% of all salaries
16 and travel expenses under sub. (3) paid during the previous fiscal year by the state
17 veterans organization to employees engaged in veterans claims service and stationed
18 at the regional office, except that the sum paid to a state veterans organization
19 annually shall not be less than either \$2,500, or the amount of salaries and travel
20 expenses paid by the state veterans organization to employees stationed at the
21 regional office, whichever is less, nor more than ~~\$20,000~~ \$30,000.

22 **SECTION 1457m.** 45.353 (3) of the statutes is amended to read:

23 45.353 (3) Application by any such state veterans organization shall be filed
24 annually with the department for the 12-month period commencing on April 1 and
25 ending on March 31 of the year in which it is filed. An application shall contain a

1 statement of salaries and travel expenses paid to employees engaged in veterans
2 claims service maintained at the regional office by such state veterans organization
3 covering the period for which application for a grant is made, which statement has
4 been certified as correct by ~~an~~ a certified public accountant licensed or certified under
5 ch. 442 and sworn to as correct by the adjutant or principal officer of the state
6 veterans organization. The application shall also contain the state organization's
7 financial statement for its last completed fiscal year and such evidence of claims
8 service activity as the department requires. Sufficient evidence shall be submitted
9 with an initial application to establish that the state veterans organization, or its
10 national organization, or both, has maintained a full-time service office at the
11 regional office without interruption throughout 5 years out of the 10-year period
12 immediately preceding such application. Subsequent applications must be
13 accompanied by an affidavit by the adjutant or principal officer of such state veterans
14 organization stating that a full-time service office was maintained at the regional
15 office by such state veterans organization, or by such state organization and its
16 national organization, for the entire 12-month period for which application for a
17 grant is made.

18 **SECTION 1458.** 45.353 (3m) of the statutes is created to read:

19 45.353 (3m) From the appropriation under s. 20.485 (2) (s), the department
20 shall annually provide a grant of \$100,000 to the Wisconsin department of the
21 Disabled American Veterans for the provision of transportation services to veterans.

22 **SECTION 1458m.** 45.353 (3r) of the statutes is created to read:

23 45.353 (3r) From the appropriation under s. 20.485 (2) (vw) the department,
24 annually, shall award a grant of \$12,500 to the Wisconsin chapter of Vietnam
25 Veterans of America, Inc., to reimburse the costs of training individuals to represent

1 veterans in federal benefits disputes. No grant awarded under this subsection may
2 be counted toward the payment limits under sub. (2).

3 **SECTION 1461x.** 45.365 (1) (am) of the statutes is amended to read:

4 45.365 (1) (am) The department shall operate the home, and employ a
5 commandant and the officers, nurses, attendants, and other personnel necessary for
6 the proper conduct of the home. The department may employ a commandant for the
7 southeastern facility. In compliance with the compensation plan established
8 pursuant to s. 230.12 (3), ~~the~~ a commandant may recommend to the director of
9 personnel charges for meals, living quarters, laundry, and other services furnished
10 to employees and members of the employees' family maintained at the home and the
11 southeastern facility. Complete personal maintenance and medical care to include
12 programs and facilities that promote comfort, recreation, well-being, or
13 rehabilitation shall be furnished to all members of the home under the policy of the
14 department.

15 **SECTION 1461xf.** 45.365 (3) of the statutes is amended to read:

16 45.365 (3) ~~The~~ A commandant and employees designated by the commandant
17 may summarily arrest all persons within or upon the grounds of the home or
18 southeastern facility who are guilty of any offense against the laws of this state or
19 the rules and regulations governing the home or southeastern facility. For this
20 purpose ~~the,~~ a commandant and deputies have the power of constables.

21 **SECTION 1462.** 45.37 (3) of the statutes is amended to read:

22 45.37 (3) EXCEPTIONS TO THE BASIC ELIGIBILITY REQUIREMENTS. A veteran who
23 was not a resident of this state at the time of enlistment or induction into service but
24 who is otherwise qualified for membership may be admitted if the veteran has been
25 a resident of this state for any consecutive ~~5-year~~ 12-month period after enlistment

1 or induction into service and before the date of his or her application. If a person
2 applying for a benefit under this subchapter meets that ~~5 consecutive year~~ the
3 residency requirement of 12 consecutive months, the department may not require
4 the person to reestablish that he or she meets the ~~5 consecutive year~~ that residency
5 requirement when he or she later applies for any other benefit under this chapter
6 that requires ~~a 5 consecutive year~~ residency.

7 **SECTION 1463.** 45.37 (6) (f) of the statutes is amended to read:

8 45.37 (6) (f) Has been a resident of this state for the ~~5 years~~ 12 months
9 immediately preceding the date of application for membership.

10 **SECTION 1464.** 45.37 (7) (b) of the statutes is amended to read:

11 45.37 (7) (b) Has been a resident of this state for the ~~5 years next~~ 12 months
12 preceding the date of application for membership; and

13 **SECTION 1464g.** 45.37 (10) (a) of the statutes is amended to read:

14 45.37 (10) (a) Except as otherwise provided in this subsection, the application
15 and admission of any applicant admitted under this section shall constitute a valid
16 and binding contract between ~~such a~~ a member and the department. If a member dies
17 leaving a relative that is entitled to an interest in the property of the member under
18 the rules of intestate succession or a will the existence of which is made known to the
19 commandant of the home within 60 days of ~~such~~ the member's death, the member's
20 property shall constitute a part of the member's estate, except that personal effects
21 of nominal monetary value of ~~such~~ a deceased member who is not survived by a
22 member spouse may be distributed by the commandant of the home or the
23 southeastern facility to surviving relatives of ~~such~~ the member who request ~~such~~ the
24 personal effects within a reasonable time after ~~such~~ the member's death.

25 **SECTION 1464i.** 45.37 (11) of the statutes is amended to read:

1 45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE. If a member dies
2 without a relative that is entitled to an interest in the property of the member under
3 the rules of intestate succession and without leaving a will the existence of which is
4 made known to the commandant of the home or the southeastern facility, within 60
5 days of the member's death, the member's property shall be converted to cash and
6 turned over by the commandant of the home or the southeastern facility, to the state
7 treasurer to be paid into the appropriation under s. 20.485 (1) (h), without
8 administration. The amount is subject to refund within 6 years to the estate of a
9 veteran if it is subsequently discovered that the veteran left a will or a relative that
10 is entitled to an interest in the property of the member under the rules of intestate
11 succession or to any creditor of the veteran who establishes right to the fund or
12 property or any portion thereof. The department, upon being satisfied that a claim
13 out of such funds or property is legal and valid, shall pay the same out of such funds
14 or property, except that payment of claims for a member's funeral and burial
15 expenses may not exceed a total of \$1,500 including any amount allowed by the
16 United States for the member's funeral and burial and the right for burial and
17 interment provided in sub. (15) (a).

18 **SECTION 1464L.** 45.37 (14) of the statutes is amended to read:

19 45.37 (14) POWERS OF COMMANDANT OVER PERSONAL FUNDS OF MEMBERS. ~~The A~~
20 commandant of the home may receive, disburse, and account for funds of members
21 of the home.

22 **SECTION 1465.** 45.396 (1) (a) of the statutes is amended to read:

23 45.396 (1) (a) "Institution of higher education" has the meaning given in 20
24 USC 1088 (a) 20 USC 1001 (a).

25 **SECTION 1466.** 45.396 (2) of the statutes is amended to read:

1 45.396 (2) Any veteran upon the completion of any correspondence course or
2 part-time classroom study from an institution of higher education located in this
3 state, from a school that is approved under s. 45.35 (9m), from a proprietary school
4 that is approved under s. 45.54, or from any public or private high school may be
5 reimbursed in part for the cost of the course by the department upon presentation
6 to the department of a certificate from the school indicating that the veteran has
7 completed the course and stating the cost of the course and upon application for
8 reimbursement completed by the veteran and received by the department no later
9 than 60 days after the termination of the course for which the application for
10 reimbursement is made. The department shall accept and process an application
11 received more than 60 days after the termination of the course if the applicant shows
12 good cause for the delayed receipt. The department may not require that an
13 application be received sooner than 60 days after a course is completed. Benefits
14 granted under this section shall be paid out of the appropriation under s. 20.485 (2)
15 (th). ✓

16 **SECTION 1467.** 45.396 (3) (intro.) of the statutes is amended to read:

17 45.396 (3) (intro.) A veteran who is a resident of this state and otherwise
18 qualified to receive benefits under this section may receive the benefits under this
19 section upon the completion of any correspondence courses or part-time classroom
20 study from an institution of higher education located outside this state, from a school
21 that is approved under s. 45.35 (9m), or from a proprietary school that is approved
22 under s. 45.54, if any of the following applies:

23 **SECTION 1468.** 45.396 (5) of the statutes is amended to read:

24 45.396 (5) Except as provided in sub. (9), the amount of the reimbursement may
25 not exceed ~~65%~~ 85% of the total cost of the individual's tuition and fees ~~and shall also~~

1 ~~be limited to a maximum of 65% of or 85% of~~ the standard cost for a state resident
2 for tuition and fees for an equivalent undergraduate course at the University of
3 Wisconsin-Madison per course, whichever is less, and may not be provided to an
4 individual more than 4 times during any consecutive 12-month period.

5 **SECTION 1470.** 45.397 (1) of the statutes is amended to read:

6 45.397 (1) GRANT AMOUNT AND APPLICATION. The department may grant a
7 veteran not more than \$3,000 for retraining to enable the veteran to obtain gainful
8 employment. The department shall determine the amount of the grant based on the
9 veteran's financial need. A veteran may apply for a grant to the county veterans'
10 service officer of the county in which the veteran is living. The department may, on
11 behalf of a veteran who is engaged in a structured on-the-job training program and
12 who meets the requirements under sub. (2), pay a retraining grant under this
13 subsection to the veteran's employer.

14 **SECTION 1470m.** 45.43 (7) (title) of the statutes is amended to read:

15 45.43 (7) (title) GRANTS TO COUNTIES FOR IMPROVEMENT OF SERVICES.

16 **SECTION 1470p.** 45.43 (7m) of the statutes is created to read:

17 45.43 (7m) TRANSPORTATION SERVICES GRANTS TO COUNTIES. (a) Annually, from
18 the appropriation under s. 20.485 (2) (s), the department shall award grants to
19 counties that are not served by transportation services provided by the Wisconsin
20 department of Disabled American Veterans to develop, maintain, and expand
21 transportation services for disabled veterans. The grants may be used to support
22 multi-county cooperative transportation services. *extra space*

23 (b) The department shall promulgate rules specifying the application
24 procedures and eligibility criteria for grants under this subsection.

1 (c) A county may not allocate any portion of a grant awarded under this
2 subsection for use by another county department and may not reduce funding to a
3 county veterans' service office based upon receipt of a grant.

4 **SECTION 1471.** 45.54 (2) of the statutes is amended to read:

5 45.54 (2) PURPOSE. The purpose of the board is to ~~approve schools and courses~~
6 ~~of instruction for the training of veterans of the armed forces and war orphans~~
7 ~~receiving assistance from the federal government~~, protect the general public by
8 inspecting and approving private trade, correspondence, business, and technical
9 schools doing business within this state whether located within or outside this state,
10 changes of ownership or control of these schools, teaching locations used by these
11 schools, and courses of instruction offered by these schools and to regulate the
12 soliciting of students for correspondence or classroom courses and courses of
13 instruction offered by these schools.

14 **SECTION 1472.** 45.54 (6) of the statutes is renumbered 45.35 (9m), and 45.35
15 (9m) (a), as renumbered, is amended to read:

16 45.35 (9m) (a) Except as provided in par. (b), the ~~board~~ department shall be the
17 state approval agency for the education and training of veterans and war orphans.
18 ~~It~~ The department shall approve and supervise schools and courses of instruction for
19 ~~their~~ the training of veterans and war orphans under Title 38, USC, and may enter
20 into and receive money under contracts with the U.S. department of veterans affairs
21 or other appropriate federal agencies.

22 **SECTION 1473.** 45.71 (16) (a) 2m. a. of the statutes is amended to read:

23 45.71 (16) (a) 2m. a. Has been a resident of this state for any consecutive ~~5-year~~
24 12-month period after enlistment or induction into service and before the date of his
25 or her application or death. If a person applying for a benefit under this subchapter

1 meets ~~that 5-consecutive-year~~ the residency requirement of 12 consecutive months,
2 the department may not require the person to reestablish that he or she meets ~~the~~
3 ~~5-consecutive-year~~ that residency requirement when he or she applies for any other
4 benefit under this ~~chapter~~ that requires ~~a 5-consecutive-year~~ that residency.

5 **SECTION 1474.** 45.76 (1) (c) of the statutes is amended to read:

6 45.76 (1) (c) *Home improvements.* A loan of not more than \$25,000 to improve
7 a home, including the construction of a garage or the removal or other alteration of
8 existing improvements that were made to improve the accessibility of a home for a
9 disabled individual.

10 **SECTION 1475.** 45.79 (3) (b) of the statutes is amended to read:

11 45.79 (3) (b) *Casualty insurance coverage.* Mortgages given to secure loans
12 under this section shall provide for adequate fire and extended coverage insurance.
13 Policies providing such insurance coverage shall name the authorized lender
14 involved or the department as an insured.

15 **SECTION 1476.** 45.79 (5) (a) 6. of the statutes is amended to read:

16 45.79 (5) (a) 6. Require borrowers to make monthly escrow payments to be held
17 by the authorized lender or the department for real estate taxes and casualty
18 insurance premiums ~~which.~~ The authorized lender or, if the department holds the
19 payments in escrow, the department shall be paid by the authorized lender where
20 due to the extent of the amounts owing thereon or to the extent escrowed, whichever
21 is less pay all of the amounts due for real estate taxes and casualty insurance
22 premiums, even if the amount held in escrow is insufficient to cover the amounts due.
23 If the amount held in escrow is insufficient to cover the amounts due, the authorized
24 lender or, if the department holds the payments in escrow, the department shall
25 recover from the borrower, after paying the amounts due under this subdivision, an

1 amount equal to the difference between the amounts paid and the amount held in
2 escrow. If the amount held in escrow is more than the amounts due, the authorized
3 lender or, if the department holds the payments in escrow, the department shall
4 refund to the borrower, after paying the amounts due under this subdivision, an
5 amount equal to the difference between the amount held in escrow and the amounts
6 paid by the authorized lender or the department.

7 **SECTION 1477.** 45.79 (5) (a) 10. of the statutes is created to read:

8 45.79 (5) (a) 10. Service loans made under this section and purchase from
9 authorized lenders the servicing rights for loans made by authorized lenders under
10 this section.

11 **SECTION 1478.** 45.79 (5) (b) of the statutes is amended to read:

12 45.79 (5) (b) 1. Persons Veterans receiving loans under this section shall pay
13 at the time of closing an origination fee to the authorized lender participating in the
14 loan, except that the department shall pay, on behalf of a veteran who receives a loan
15 under this section and who has at least a 30% service connected disability rating for
16 purposes of 38 USC 1114 or 1134, the origination fee to the authorized lender. The
17 origination fee charged to ~~borrowers~~ under this section paragraph shall be
18 negotiated between the department and the authorized lender but may not exceed
19 that which the authorized lender would charge other borrowers in the ordinary
20 course of business under the same or similar circumstances.

21 **SECTION 1479.** 45.79 (7) (a) (intro.) of the statutes is amended to read:

22 45.79 (7) (a) (intro.) There is created the veterans mortgage loan repayment
23 fund. All moneys received by the department for the repayment of loans funded
24 under sub. (6) (a) except for servicing fees required to be paid to authorized lenders,
25 net proceeds from the sale of mortgaged properties, any repayment to the

1 department of moneys paid to authorized lenders, gifts, grants, other
2 appropriations, and interest earnings accruing thereon, any repayment of moneys
3 borrowed under s. 45.356 (9) (a), all moneys received under sub. (5) (a) 6., and any
4 moneys deposited or transferred under s. 18.04 (6) (b) or (d) shall be promptly
5 deposited into the veterans mortgage loan repayment fund. The board shall
6 establish by resolution a system of accounts providing for the maintenance and
7 disbursement of moneys of the veterans mortgage loan repayment fund to fund loans
8 under sub. (6) (a) or to fund, refund, or acquire public debt as provided in s. 18.04 (5).
9 The system of accounts shall record and provide moneys for all of the following
10 purposes:

11 **SECTION 1480.** 45.79 (7) (a) 4. of the statutes is amended to read:

12 45.79 (7) (a) 4. Payment of all costs incurred by the department in processing
13 and servicing loans, purchasing servicing rights for loans under this section, and
14 accounting for and administering the program under this section, including a portion
15 of grants made to county veterans' service officers under s. 45.43 (7).

16 **SECTION 1481.** 45.79 (7) (a) 10. of the statutes is created to read:

17 45.79 (7) (a) 10. Payment of origination fees, on behalf of veterans who have
18 at least a 30% service connected disability rating for purposes of 38 USC 1114 or 1134,
19 to authorized lenders under sub. (5) (b).

20 **SECTION 1482.** 45.79 (7) (a) 11. of the statutes is created to read:

21 45.79 (7) (a) 11. To make payments required of the department under sub. (5)
22 (a) 6.

23 **SECTION 1483.** 46.03 (34) of the statutes is amended to read:

24 46.03 (34) FETAL ALCOHOL SYNDROME AND DRUG DANGER PAMPHLETS. The
25 department shall acquire, without cost if possible, pamphlets that describe the

1 causes and effects of fetal alcohol syndrome and the dangers to a fetus of the mother's
2 use of cocaine or other drugs during pregnancy and shall distribute the pamphlets
3 free of charge to each county clerk in sufficient quantities so that each county clerk
4 may provide pamphlets to marriage license applicants under s. 765.12 (1) (a).

5 **SECTION 1483gb.** 46.03 (43) of the statutes is amended to read:

6 46.03 (43) COMPULSIVE GAMBLING AWARENESS CAMPAIGNS. Provide From the
7 appropriation account under s. 20.435 (7) (kg), provide grants to one or more
8 individuals or organizations in the private sector to conduct compulsive gambling
9 awareness campaigns.

10 **SECTION 1483j.** 46.03 (44) of the statutes is created to read:

11 46.03 (44) PERFORMANCE EVALUATIONS FOR ALCOHOL AND OTHER DRUG ABUSE
12 INTERVENTION AND TREATMENT SERVICES. Promote efficient use of resources for alcohol
13 and other drug abuse intervention and treatment services by doing all of the
14 following:

15 (a) Developing one or more methods to evaluate the effectiveness of, and
16 developing performance standards for, alcohol and other drug abuse intervention
17 and treatment services that are administered by the department.

18 (b) Adopting policies to ensure that, to the extent possible under state and
19 federal law, funding for alcohol and other drug abuse intervention and treatment
20 services that are administered by the department is distributed giving primary
21 consideration to the effectiveness of the services in meeting department performance
22 standards for alcohol and other drug abuse services.

23 (c) Requiring every application for funding from the department for alcohol and
24 other drug abuse intervention or treatment services to include a plan for the

1 evaluation of the effectiveness of the services in reducing alcohol and other drug
2 abuse by recipients of services.

3 (d) Requiring every person receiving funding from the department for alcohol
4 and other drug abuse intervention or treatment services to provide the department
5 the results of the evaluation conducted under par. (c).

6 **SECTION 1484m.** 46.034 (3) of the statutes is amended to read:

7 46.034 (3) With the agreement of the affected county board of supervisors in
8 a county with a single-county department or boards of supervisors in counties with
9 a multicounty department, effective for the contract period beginning January 1,
10 1980, the department may approve a county with a single-county department or
11 counties participating in a multicounty department to administer a single
12 consolidated aid consisting of the state and federal financial aid available to that
13 county or those counties from appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~
14 and (o) for services provided and purchased by county departments under ss. 46.215,
15 46.22, 46.23, 51.42, and 51.437. Under such an agreement, in the interest of
16 improved service coordination and effectiveness, the county board of supervisors in
17 a county with a single-county department or county boards of supervisors in
18 counties with a multicounty department may reallocate among county departments
19 under ss. 46.215, 46.22, 46.23, 51.42, and 51.437 funds that otherwise would be
20 specified for use by a single county department. The budget under s. 46.031 (1) shall
21 be the vehicle for expressing the proposed use of the single consolidated fund by the
22 county board of supervisors in a county with a single-county department or county
23 boards of supervisors in counties with a multicounty department. Approval by the
24 department of this use of the fund shall be in the contract under s. 46.031 (2g).
25 Counties that were selected by the department to pilot test consolidated aids for

1 contract periods beginning January 1, 1978, may continue or terminate
2 consolidation with the agreement of the affected county board of supervisors in a
3 county with a single-county department or county boards of supervisors in counties
4 with a multicounty department.

5 **SECTION 1485.** 46.036 (5m) (a) 1. of the statutes is amended to read:

6 46.036 (5m) (a) 1. "Provider" means a nonstock corporation organized under
7 ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17), and that
8 contracts under this section to provide client services on the basis of a unit rate per
9 client service or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437
10 that contracts under this section to provide client services on the basis of a unit rate
11 per client service.

12 **SECTION 1486.** 46.036 (5m) (b) 1. of the statutes is amended to read:

13 46.036 (5m) (b) 1. Subject to subd. 2. and pars. (e) and (em), if revenue under
14 a contract for the provision of a rate-based service exceeds allowable costs incurred
15 in the contract period, the provider may retain from the surplus generated by that
16 rate-based service up to 5% of the revenue received under the contract. A provider
17 that retains a surplus under this subdivision shall use that retained surplus to cover
18 a deficit between revenue and allowable costs incurred in any preceding or future
19 contract period for the same rate-based service that generated the surplus or to
20 address the programmatic needs of clients served by the same rate-based service
21 that generated the surplus.

22 **SECTION 1487.** 46.036 (5m) (b) 2. of the statutes is amended to read:

23 46.036 (5m) (b) 2. ~~A~~ Subject to pars. (e) and (em), a provider may accumulate
24 funds from more than one contract period under this paragraph, except that, if at the
25 end of a contract period the amount accumulated from all contract periods for a

1 rate-based service exceeds 10% of the revenue received under all current contracts
2 for that rate-based service, the provider shall, at the request of a purchaser, return
3 to that purchaser the purchaser's proportional share of that excess and use any of
4 that excess that is not returned to a purchaser to reduce the provider's unit rate per
5 client for that rate-based service in the next contract period. If a provider has held
6 for 4 consecutive contract periods an accumulated reserve for a rate-based service
7 that is equal to or exceeds 10% of the revenue received under all current contracts
8 for that rate-based service, the provider shall apply 50% of that accumulated
9 amount to reducing its unit rate per client for that rate-based service in the next
10 contract period.

11 **SECTION 1488.** 46.036 (5m) (e) of the statutes is amended to read:

12 46.036 (5m) (e) Notwithstanding ~~this subsection~~ par. (b) 1. and 2., the
13 department or a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437
14 that purchases care and services from an inpatient alcohol and other drug abuse
15 treatment program that is not affiliated with a hospital and that is licensed as a
16 community-based residential facility, may allocate to the program an amount that
17 is equal to the amount of revenues received by the program that are in excess of the
18 allowable costs incurred in the period of a contract between the program and the
19 department or the county department for purchase of care and services under this
20 section. The department or the county department may make the allocation under
21 this paragraph only if the funds so allocated do not reduce any amount of
22 unencumbered state aid to the department or the county department that otherwise
23 would lapse to the general fund.

24 **SECTION 1489.** 46.036 (5m) (em) of the statutes is created to read:

1 46.036 (5m) (em) Notwithstanding pars. (b) 1. and 2. and (e), a county
2 department under s. 46.215, 51.42, or 51.437 providing client services in a county
3 having a population of 500,000 or more or a nonstock, nonprofit corporation
4 providing client services in such a county may not retain a surplus under par. (b) 1.,
5 accumulate funds under par. (b) 2., or allocate an amount under par. (e) from
6 revenues that are used to meet the maintenance-of-effort requirement under the
7 federal temporary assistance for needy families program under 42 USC 601 to 619.

8 **SECTION 1489m.** 46.041 (1) (a) of the statutes is amended to read:

9 46.041 (1) (a) Provide for the temporary residence and evaluation of children
10 referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the
11 institutions and services under the jurisdiction of the department, University of
12 Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,
13 46.22 or 46.23, private child welfare agencies, the Wisconsin School Educational
14 Services Program for the Deaf and Hard of Hearing, the Wisconsin Center for the
15 Blind and Visually Impaired, and mental health facilities within the state at the
16 discretion of the director of the institution providing services under this section.

17 **SECTION 1490.** 46.043 (2) of the statutes is amended to read:

18 46.043 (2) Services under this section may be provided only under contract
19 between the department and a county department under s. 46. 215, 46.22 or 46.23,
20 a school district or another public or private entity within the state to persons
21 referred from those entities, at the discretion of the department. The department
22 shall charge the referring entity all costs associated with providing the services.
23 Unless a referral is made, the department may not offer services under this section
24 to the person who is to receive the services or his or her family. The department may
25 not impose a charge for services under this section upon the person receiving the

1 services or his or her family. The department shall credit any revenues received
2 under this section to the appropriation account under s. 20.435 (2) ~~(gk)~~ (g).

3 **SECTION 1491.** 46.057 (2) of the statutes is amended to read:

4 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the
5 department of corrections shall transfer to the appropriation account under s. 20.435
6 (2) ~~(kx) \$1,273,900~~ \$1,379,300 in fiscal year ~~1999–2000~~ 2001–02 and \$1,379,300 in
7 fiscal year ~~2000–01~~ 2002–03 and, from the appropriation account under s. 20.410 (3)
8 (hm), the department of corrections shall transfer to the appropriation account under
9 s. 20.435 (2) ~~(kx) \$2,489,300~~ \$2,694,400 in fiscal year ~~1999–2000~~ 2001–02 and
10 ~~\$2,489,900~~ \$2,947,200 in fiscal year ~~2000–01~~ 2002–03 for services for juveniles
11 placed at the Mendota juvenile treatment center. The department of health and
12 family services may charge the department of corrections not more than the actual
13 cost of providing those services.

14 **SECTION 1492.** 46.10 (8m) (b) 2. of the statutes is amended to read:

15 46.10 (8m) (b) 2. Paragraph (a) 2. and 4. does not apply to services provided
16 under s. 51.06 ~~(1)~~ (1m) (d) that are billed under s. 51.437 (4rm) (c) 2m. and does not
17 apply to treatment and services provided under s. 51.42 (3) (aw) 1. d.

18 **SECTION 1494m.** 46.215 (1) (k) of the statutes is amended to read:

19 46.215 (1) (k) ~~Except as provided under sub. (1g), certify~~ Certify eligibility for
20 and issue food coupons to needy households in conformity with the federal food stamp
21 act of 1964 as amended, and, in addition, the county department of social services
22 may certify eligibility for and distribute surplus commodities and food stuffs.

23 **SECTION 1494q.** 46.215 (1g) of the statutes is repealed.

24 **SECTION 1494r.** 46.215 (2) (c) 1. of the statutes is amended to read:

1 46.215 (2) (c) 1. A county department of social services shall develop, under the
2 requirements of s. 46.036, plans and contracts for care and services to be purchased,
3 except for care and services under subch. III of ch. 49 or s. 301.08 (2). The department
4 of health and family services may review the contracts and approve them if they are
5 consistent with s. 46.036 and if state or federal funds are available for such purposes.
6 The joint committee on finance may require the department of health and family
7 services to submit the contracts to the committee for review and approval. The
8 department of health and family services may not make any payments to a county
9 for programs included in a contract under review by the committee. The department
10 of health and family services shall reimburse each county for the contracts from the
11 appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~ and (o), as appropriate, under
12 s. 46.495.

13 ✓
SECTION 1494t. 46.22 (1) (b) 2. d. of the statutes is amended to read:

14 46.22 (1) (b) 2. d. ~~Except as provided in sub. (1g), to~~ To certify eligibility for and
15 issue food coupons to needy households in conformity with 7 USC 2011 to 2029.

16 ✓
SECTION 1495g. 46.22 (1) (e) 3. a. of the statutes is amended to read:

17 46.22 (1) (e) 3. a. A county department of social services shall develop, under
18 the requirements of s. 46.036, plans and contracts for care and services, except under
19 subch. III of ch. 49 and s. 301.08 (2), to be purchased. The department of health and
20 family services may review the contracts and approve them if they are consistent
21 with s. 46.036 and to the extent that state or federal funds are available for such
22 purposes. The joint committee on finance may require the department of health and
23 family services to submit the contracts to the committee for review and approval.
24 The department of health and family services may not make any payments to a
25 county for programs included in the contract that is under review by the committee.

1 The department of health and family services shall reimburse each county for the
2 contracts from the appropriations under s. 20.435 (3) (o) and (7) (b), ~~(k) and (o)~~
3 according to s. 46.495.

4 **SECTION 1495m.** 46.22 (1g) of the statutes is repealed.

5 **SECTION 1502L.** 46.27 (3) (f) of the statutes is amended to read:

6 46.27 (3) (f) Beginning on January 1, 1996, from the annual allocation to the
7 county for the provision of long-term community support services under subs. (7) (b)
8 and (11), annually establish a maximum total amount that may be encumbered in
9 a calendar year for services for eligible individuals in community-based residential
10 facilities, unless the department waives the requirement under sub (2) (i) or
11 approves a request for an exception under sub. (6r) (c). *plan*

12 **SECTION 1502n.** 46.27 (7) (cm) 1. (intro.) of the statutes is amended to read:

13 46.27 (7) (cm) 1. (intro.) ~~Except as provided sub. (7b),~~ Beginning on
14 January 1, 1996, no county, private nonprofit agency or aging unit may use funds
15 received under par. (b) to provide services in any community-based residential
16 facility that has more than 8 20 beds, unless one of the following applies:

17 **SECTION 1502p.** 46.27 (7) (cm) 1. c. of the statutes is amended to read:

18 46.27 (7) (cm) 1. c. The department approves the provision of services in a
19 community-based residential facility that is initially licensed after July 29, 1995,
20 that is licensed for more than 20 or fewer beds and that meets standards established
21 under subd. 2.

22 **SECTION 1502r.** 46.27 (7b) of the statutes is repealed.

23 **SECTION 1503.** 46.27 (9) (a) of the statutes is amended to read:

24 46.27 (9) (a) The department may select up to 5 counties that volunteer to
25 participate in a pilot project under which they will receive certain funds allocated for

1 long-term care. The department shall allocate a level of funds to these counties
2 equal to the amount that would otherwise be paid under s. 20.435 (4) (b) or (w) to
3 nursing homes for providing care because of increased utilization of nursing home
4 services, as estimated by the department. In estimating these levels, the department
5 shall exclude any increased utilization of services provided by state centers for the
6 developmentally disabled. The department shall calculate these amounts on a
7 calendar year basis under sub. (10).

8 **SECTION 1504.** 46.27 (10) (a) 1. of the statutes is amended to read:

9 46.27 (10) (a) 1. The department shall determine for each county participating
10 in the pilot project under sub. (9) a funding level of state medical assistance
11 expenditures to be received by the county. This level shall equal the amount that the
12 department determines would otherwise be paid under s. 20.435 (4) (b) or (w) because
13 of increased utilization of nursing home services, as estimated by the department.

14 **SECTION 1504r.** 46.27 (11) (c) 5p. of the statutes is repealed.

15 **SECTION 1505b.** 46.27 (11) (c) 6. (intro.) and a. of the statutes are consolidated,
16 renumbered 46.27 (11) (c) 6. a. and amended to read:

17 46.27 (11) (c) 6. a. No county, private nonprofit agency or aging unit may use
18 funds received under this subsection to provide residential services in ~~any~~
19 ~~community-based residential facility, as defined in s. 50.01 (1g), or a group home, as~~
20 ~~defined in s. 48.02 (7), that has more than 4 5 beds, unless one of the following~~
21 ~~applies: a. The the department approves the provision of services in a~~
22 ~~community-based residential facility or group home that has 5 6 to 8 beds.~~

23 **SECTION 1505d.** 46.27 (11) (c) 6. b. of the statutes is repealed and recreated to
24 read:

1 46.27 (11) (c) 6. b. No county, private nonprofit agency, or aging unit may use
2 funds received under this subsection to provide residential services in a
3 community-based residential facility, as defined in s. 50.01 (1g), that has more than
4 20 beds, unless the requirements of sub. (7) (cm) 1. a., b., or c. are met.

5 **SECTION 1506.** ✓ 46.275 (5) (a) of the statutes is amended to read:

6 46.275 (5) (a) Medical assistance reimbursement for services a county, or the
7 department under sub. (3r), provides under this program is available from the
8 appropriations under s. 20.435 (4) (b) ~~and, (o), and (w)~~. If 2 or more counties jointly
9 contract to provide services under this program and the department approves the
10 contract, medical assistance reimbursement is also available for services provided
11 jointly by these counties.

12 **SECTION 1507.** ✓ 46.275 (5) (c) of the statutes is amended to read:

13 46.275 (5) (c) The total allocation under s. 20.435 (4) (b) ~~and, (o), and (w)~~ to
14 counties and to the department under sub. (3r) for services provided under this
15 section may not exceed the amount approved by the federal department of health and
16 human services. A county may use funds received under this section only to provide
17 services to persons who meet the requirements under sub. (4) and may not use
18 unexpended funds received under this section to serve other developmentally
19 disabled persons residing in the county.

20 **SECTION 1507s.** ✓ 46.277 (5) (d) 1m. (intro.) of the statutes is amended to read:

21 46.277 (5) (d) 1m. (intro.) No county may use funds received under this section
22 to provide services to a person who does not live in his or her own home or apartment
23 unless, subject to the limitations under subds. 2. ~~and, 3., and 4.~~ and par. (e), one of
24 the following applies:

25 **SECTION 1507t.** ✓ 46.277 (5) (d) 1n. (intro.) of the statutes is amended to read:

1 46.277 (5) (d) 1n. (intro.) A county may also use funds received under this
2 section, subject to the limitations under subds. 2. ~~and~~, 3., ~~and~~ 4. and par. (e), to
3 provide services to a person who does not live in his or her own home or apartment
4 if the services are provided to the person in a community-based residential facility
5 and the county department or aging unit has determined that all of the following
6 conditions have been met:

7 **SECTION 1507u.** 46.277 (5) (d) 2. (intro.) of the statutes is amended to read:

8 46.277 (5) (d) 2. (intro.) No county may use funds received under this section
9 to provide residential services in any community-based residential facility, as
10 defined in s. 50.01 (1g), ~~or group home, as defined in s. 48.02 (7), that has more than~~
11 ~~4 beds~~, unless one of the following applies:

12 **SECTION 1508b.** 46.277 (5) (d) 2. a. of the statutes is repealed and recreated to
13 read:

14 46.277 (5) (d) 2. a. The requirements of s. 46.27 (7) (cm) 1. a. or c. are met.

15 **SECTION 1508d.** 46.277 (5) (d) 4. of the statutes is created to read:

16 46.277 (5) (d) 4. No county may use funds received under this section to provide
17 residential services in a group home, as defined in s. 48.02 (7), that has more than
18 5 beds, unless the department approves the provision of services in a group home that
19 has 6 to 8 beds.

20 **SECTION 1508rg.** 46.278 (title) and (1) of the statutes are amended to read:

21 46.278 (title) **Community integration program and brain injury waiver**
22 **program for persons with mental retardation developmental disabilities.**

23 (1) LEGISLATIVE INTENT. The intent of the ~~program~~ programs under this section
24 is to provide home or community-based care to serve in a noninstitutional
25 community setting a person who meets eligibility requirements under 42 USC 1396n

1 (c) and who is diagnosed as developmentally disabled under the definition specified
2 in s. 51.01 (5) and relocated from an institution other than a state center for the
3 developmentally disabled or who meets the intermediate care facility for the
4 mentally retarded or a brain injury rehabilitation facility level of care requirements
5 for medical assistance reimbursement in an intermediate care facility for the
6 mentally retarded or brain injury rehabilitation facility and is ineligible for services
7 under s. 46.275 or 46.277. The intent of the program is also that counties use all
8 existing services for providing care under this section, including those services
9 currently provided by counties.

10 **SECTION 1508rh.** 46.278 (1m) (a) of the statutes is created to read:

11 46.278 (1m) (a) “Brain injury rehabilitation facility” means a nursing facility
12 or hospital designated as a facility for brain injury rehabilitation by the department
13 under the approved state medicaid plan.

14 **SECTION 1508ri.** 46.278 (1m) (c) of the statutes is amended to read:

15 46.278 (1m) (c) “Program” means the community integration program or the
16 brain injury waiver program, for facilities certified as medical assistance providers,
17 for which a waiver has been received under sub. (3).

18 **SECTION 1508rj.** 46.278 (2) (a) of the statutes is amended to read:

19 46.278 (2) (a) The department may request ~~a waiver~~ one or more waivers from
20 the secretary of the federal department of health and human services, under 42 USC
21 1396n (c), authorizing the department to serve medical assistance recipients, who
22 meet the level of care requirements for medical assistance reimbursement in an
23 intermediate care facility for the mentally retarded or in a brain injury rehabilitation
24 facility, in their communities by providing home or community-based services as

1 part of medical assistance. If the department requests a waiver, it shall include all
2 assurances required under 42 USC 1396n (c) (2) in its request.

3 **SECTION 1508rk.** 46.278 (3) (a) of the statutes is amended to read:

4 46.278 (3) (a) Evaluate the effect of the each program on medical assistance
5 costs and on the program's ability to provide community care alternatives to
6 institutional care in facilities certified as medical assistance providers.

7 **SECTION 1508rL.** 46.278 (4) (a) of the statutes is amended to read:

8 46.278 (4) (a) Sections 46.27 (3) (b) and 46.275 (3) (a) and (c) to (e) apply to
9 county participation in this a program, except that services provided in the program
10 shall substitute for care provided a person in an intermediate care facility for the
11 mentally retarded or brain injury rehabilitation facility who meets the intermediate
12 care facility for the mentally retarded or brain injury rehabilitation facility level of
13 care requirements for medical assistance reimbursement to that facility rather than
14 for care provided at a state center for the developmentally disabled.

15 **SECTION 1508rm.** 46.278 (4) (b) 2. of the statutes is amended to read:

16 46.278 (4) (b) 2. Each county department participating in the a program shall
17 provide home or community-based care to persons eligible under this section, except
18 that the number of persons who receive home or community-based care under this
19 section may not exceed the number that are approved under the an applicable waiver
20 received under sub. (3).

21 **SECTION 1508rn.** 46.278 (5) (a) and (b) of the statutes are amended to read:

22 46.278 (5) (a) Any medical assistance recipient who meets the level of care
23 requirements for medical assistance reimbursement in an intermediate care facility
24 for the mentally retarded or in a brain injury rehabilitation facility and is ineligible
25 for service under s. 46.275 or 46.277 is eligible to participate in the a program, except

1 that persons eligible for the brain injury waiver program must meet the definition
2 of brain injury under s. 51.01 (2g), and except that the number of participants may
3 not exceed the number approved under the waiver received under sub. (3). Such a
4 recipient may apply, or any person may apply on behalf of such a recipient, for
5 participation in the a program. Section 46.275 (4) (b) applies to participation in the
6 a program.

7 (b) To the extent authorized under 42 USC 1396n, if a person discontinues
8 participation in the a program, a medical assistance recipient may participate in the
9 a program in place of the participant who discontinues if that recipient meets the
10 ~~intermediate care facility for the mentally retarded level of care requirements for~~
11 ~~medical assistance reimbursement in an intermediate care facility for the mentally~~
12 ~~retarded except that the number of participants concurrently served may not exceed~~
13 ~~the number approved under the waiver received under sub. (3) requirements under~~
14 par. (a).

15 Extra Line

16 SECTION 1508rp. 46.278 (6) (a), (b) and (c) of the statutes are amended to read:

17 46.278 (6) (a) The provisions of s. 46.275 (5) (a), (b) and (d) apply to funding
18 received by counties under the program programs.

19 (b) Total funding to counties for relocating each person under the a program
20 may not exceed the amount approved in the waiver received under sub. (3).

21 (c) Funding may be provided under the a program for services of a family
22 consortium. ✓

23 SECTION 1509. 46.278 (6) (d) of the statutes is amended to read:

24 46.278 (6) (d) If a county makes available nonfederal funds equal to the state
25 share of service costs under the a waiver received under sub. (3), the department

1 may, from the appropriation under s. 20.435 (4) (o), provide reimbursement for
2 services that the county provides under this section to persons who are in addition
3 to those who may be served under this section with funds from the appropriation
4 under s. 20.435 (4) (b) or (w).

5 **SECTION 1509g.** 46.278 (6) (e) 1. of the statutes is amended to read:

6 46.278 (6) (e) 1. The department may provide enhanced reimbursement for
7 services under the community integration program for an individual who was
8 relocated to the community by a county department from one of the following:

9 **SECTION 1509h.** 46.278 (6) (f) of the statutes is amended to read:

10 46.278 (6) (f) If a county owns the institution or intermediate care facility for
11 the mentally retarded from which an individual is relocated to the community under
12 this section, in order to receive funding under the community integration program,
13 the county shall submit a plan for delicensing a bed of the institution or intermediate
14 care facility for the mentally retarded that is approved by the department.

15 **SECTION 1520d.** 46.282 (3) (a) 2. a. of the statutes is amended to read:

16 46.282 (3) (a) 2. a. ~~In the years 2000 and 2001~~ Before July 1, 2003, under
17 criteria that the department prescribes, after consulting with the council on
18 long-term care, evaluate the performance of the care management organization or
19 organizations in the area of the local long-term care council and determine whether
20 additional care management organizations are needed in the area and, if so,
21 recommend this to the department.

22 **SECTION 1520e.** 46.282 (3) (a) 2. b. of the statutes is amended to read:

23 46.282 (3) (a) 2. b. ~~In the year 2002 and thereafter~~ After June 30, 2003, under
24 criteria that the department prescribes, evaluate the performance of the care
25 management organization or organizations in the area of the local long-term care

1 council and determine whether additional care management organizations are
2 needed in the area and, if so recommend this to the department.

3 ~~SECTION 1520w.~~ 46.282 (3) (a) 15. of the statutes is amended to read:

4 46.282 (3) (a) 15. Annually report to the department and, before July 1, 2001
5 2003, to the council on long-term care council concerning significant achievements
6 and problems in the local long-term care system.

7 ~~SECTION 1528.~~ 46.283 (5) of the statutes is amended to read:

8 46.283 (5) FUNDING. From the appropriation accounts under s. 20.435 (4) (b),
9 (bm) ~~and~~, (pa), and (w) and (7) (b), (bd), and (md), the department may contract with
10 organizations that meet standards under sub. (3) for performance of the duties under
11 sub. (4) and shall distribute funds for services provided by resource centers.

12 ~~SECTION 1532.~~ 46.284 (5) (a) of the statutes is amended to read:

13 46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g) ~~and~~,
14 (im), (o), and (w) and (7) (b) and (bd), the department shall provide funding on a
15 capitated payment basis for the provision of services under this section.
16 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is
17 under contract with the department may expend the funds, consistent with this
18 section, including providing payment, on a capitated basis, to providers of services
19 under the family care benefit.

20 ~~SECTION 1534.~~ 46.286 (1) (a) 2. (intro.) of the statutes is amended to read:

21 46.286 (1) (a) 2. (intro.) The person has a condition that is expected to last at
22 least 90 days or result in death within 12 months after the date of application but that
23 does not meet the level specified under subd. 1. a. or b.; the person first applies for
24 eligibility for the family care benefit within 36 months after the date on which the
25 family care benefit is initially available in the person's county residence; and, on the

1 date that the family care benefit became available in the person's county of residence,
2 the person was a resident in a nursing home or had been receiving for at least 60 days,
3 under a written plan of care, long-term care services, as specified by the department,
4 that were funded under any of the following:

5 **SECTION 1535.** 46.286 (1m) of the statutes is amended to read:

6 46.286 (1m) ELIGIBILITY EXCEPTION. A person whose primary disabling
7 condition is developmental disability is eligible for the family care benefit if the
8 person is a resident of a county or is a member of a tribe or band that has operated,
9 before July 1, ~~2001~~ 2003, a care management organization under s. 46.281 (1) (d), is
10 at least 18 years of age and meets all other eligibility criteria under this subsection
11 sub. (1) (a) and (b).

12 **SECTION 1536.** 46.286 (3) (a) (intro.) of the statutes is amended to read:

13 46.286 (3) (a) (intro.) Subject to pars. (c) and (d), a person is entitled to and may
14 receive the family care benefit through enrollment in a care management
15 organization if, except as provided in subd. 5., he or she meets the requirements of
16 sub. (1) (intro.) is at least 18 years of age, has a physical disability, as defined in s.
17 15.197 (4) (a) 2., or infirmities of aging, as defined in s. 55.01 (3), is financially
18 eligible, fulfills any applicable cost-sharing requirements and meets any of the
19 following criteria:

20 **SECTION 1537.** 46.286 (3) (a) 6. of the statutes is created to read:

21 46.286 (3) (a) 6. Is functionally eligible at the intermediate level and meets all
22 of the following criteria:

23 a. On the date on which the family care benefit is initially available in the
24 person's county of residence, is a resident in a nursing home or has been receiving
25 for at least 60 days, under a written plan of care, long-term care services, as specified

1 by the department, which are funded as specified under sub. (1) (a) 2. a., b., c., d., or
2 e.

3 b. Enrolls within 36 months after the date on which the family care benefit is
4 initially available in the person's county of residence.

5 **SECTION 1538.** 46.286 (3) (d) of the statutes is amended to read:

6 46.286 (3) (d) The department shall determine the date, which shall not be later
7 than ~~July 1, 2000~~ January 1, 2004, on which par. (a) shall first apply to persons who
8 are not eligible for medical assistance under ch. 49. Before the date determined by
9 the department, persons who are not eligible for medical assistance may receive the
10 family care benefit within the limits of state funds appropriated for this purpose and
11 available federal funds.

12 **SECTION 1553b.** 46.29 (1) (f) of the statutes is repealed.

13 **SECTION 1553t.** 46.40 (1) (a) of the statutes is amended to read:

14 46.40 (1) (a) Within the limits of available federal funds and of the
15 appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~ and (o), the department shall
16 distribute funds for community social, mental health, developmental disabilities,
17 and alcohol and other drug abuse services and for services under ss. 46.51, 46.87,
18 46.985, and 51.421 to county departments under ss. 46.215, 46.22, 46.23, 51.42, and
19 51.437 and to county aging units, as provided in subs. (2), (2m), and (7) to (9).

20 **SECTION 1554d.** 46.40 (2) of the statutes is amended to read:

21 46.40 (2) BASIC COUNTY ALLOCATION. Subject to sub. (9), for social services under
22 s. 46.495 (1) (d) and services under s. 51.423 (2), the department shall distribute not
23 more than ~~\$284,978,800~~ \$244,745,200 for fiscal year ~~1999-2000~~ 2001-02 and
24 ~~\$285,511,800~~ \$244,703,400 for fiscal year ~~2000-01~~ 2002-03.

25 **SECTION 1555.** 46.40 (2m) (a) of the statutes is amended to read:

1 46.40 (2m) (a) *Prevention and treatment of substance abuse.* For prevention
2 and treatment of substance abuse under 42 USC 300x-21 to 300x-35, the
3 department shall distribute not more than ~~\$11,318,700~~ \$9,735,700 in each fiscal
4 year.

5 **SECTION 1555w.** 46.40 (7) of the statutes is amended to read:

6 46.40 (7) FAMILY SUPPORT ALLOCATION. For family support programs for the
7 families of disabled children under s. 46.985, the department shall distribute not
8 more than ~~\$4,339,800~~ \$4,589,800 in each fiscal year 2001-02 and not more than
9 \$5,089,800 in fiscal year 2002-03 and in each fiscal year thereafter.

10 **SECTION 1556.** 46.40 (8) of the statutes is amended to read:

11 46.40 (8) ALZHEIMER'S FAMILY AND CAREGIVER SUPPORT ALLOCATION. Subject to
12 sub. (9), for services to persons with Alzheimer's disease and their caregivers under
13 s. 46.87, the department shall distribute not more than ~~\$1,993,400~~ for fiscal year
14 ~~1999-2000~~ and ~~\$2,226,300~~ for fiscal year ~~2000-01~~ \$2,342,800 in each fiscal year.

15 **SECTION 1557b.** 46.45 (2) (a) of the statutes, as affected by 1999 Wisconsin Act
16 9, is amended to read:

17 46.45 (2) (a) If on December 31 of any year there remains unspent or
18 unencumbered in the allocation under s. 46.40 (2) an amount that exceeds the
19 amount received under 42 USC 670 to 679a and allocated under s. 46.40 (2) in that
20 year, the department shall carry forward the excess moneys and distribute not less
21 than 50% of the excess moneys to counties having a population of less than 500,000
22 that are making a good faith effort, as determined by the department, to comply with
23 s. 46.22 (1) (c) 8. f. for services and projects to assist children and families,
24 notwithstanding the percentage limit specified in sub. (3) (a). A county shall use not
25 less than 50% of the moneys distributed to the county under this subsection for

1 services for children who are at risk of abuse or neglect to prevent the need for child
 2 abuse and neglect intervention services, except that in the calendar year in which
 3 a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2 calendar years after
 4 that calendar year the county may use 100% of the moneys distributed under this
 5 paragraph to reimburse the department for the costs of achieving that compliance.
 6 If a county does not comply with s. 46.22 (1) (c) 8. f. before July 1, 2005, the
 7 department may recover any amounts distributed to that county under this
 8 paragraph after June 30, 2001, by billing the county or deducting from that county's
 9 allocation under s. 46.40 (2). All moneys received by the department under this
 10 paragraph shall be credited to the appropriation account under s. 20.435 (3) (j). *plain*

11 **SECTION 1556d.** 46.40 (9) (a) (intro.) of the statutes is amended to read:

12 46.40 (9) (a) *Transfer to family care program and adult protective services*
 13 *allocation.* (intro.) If a care management organization under s. 46.285 ~~46.284~~ is
 14 available in a county, the department may dispose of ~~the amount allocated under sub.~~
 15 ~~(8) to that county and~~ not more than 21.3% of the amount allocated under sub. (2)
 16 to that county as follows; and, of the amount allocated under sub. (8), may dispose
 17 of the lesser of up to 60% or the amount remaining after subtracting an amount
 18 necessary to maintain funding for recipients under sub. (8) who, on the effective date
 19 of this paragraph [revisor inserts date], are ineligible for the family care benefit
 20 under s. 46.286, to that county, as follows:

21 **SECTION 1557jd.** 46.46 (1) of the statutes is amended to read:

22 **46.46 (1)** From the appropriation account under s. 20.435 (8) (mb), the
 23 department shall support costs that are ~~exclusively related to the operational costs~~
 24 ~~of augmenting itself perform activities to augment~~ the amount of moneys received
 25 under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd and 42 USC 1396 to 1396v. ~~In~~ ↓

1 addition, the department may expend moneys from the appropriation account under
2 ~~s. 20.435 (8) (mb) as provided in sub. (2).~~ ^{score period, not strike} The department may not contract with any
3 person to perform those augmentation activities. *plain*

4 **SECTION 1557jg.** 46.46 (1m) of the statutes is created to read:

5 46.46 (1m) In addition to expending moneys from the appropriation account
6 under s. 20.435 (8) (mb) for the augmentation activities specified in sub. (1), the
7 department may expend moneys received under 42 USC 1396 to 1396v in
8 reimbursement of the cost of providing targeted case management services to
9 children whose care is not eligible for reimbursement under 42 USC 670 to 679a and
10 credited to the appropriation account under s. 20.435 (8) (mb) to support the counties'
11 share of implementing the statewide automated child welfare information system
12 under s. 46.22 (1) (c) 8. f.

13 **SECTION 1557k.** 46.46 (2) of the statutes is repealed.

14 **SECTION 1557v.** 46.48 (6) of the statutes is amended to read:

15 46.48 (6) CAREER YOUTH DEVELOPMENT CENTER. The department shall distribute
16 ~~\$80,000~~ \$110,000 in each fiscal year to the career youth development center in the
17 city of Milwaukee. Of those amounts, \$80,000 shall be distributed in each fiscal year
18 for the operation of a minority youth substance abuse treatment program and
19 \$30,000 shall be distributed in each fiscal year for drug prevention and intervention
20 programs for middle school and high school athletes in the Milwaukee public schools
21 system.

22 **SECTION 1558.** 46.48 (10) of the statutes is repealed.

23 **SECTION 1559t.** 46.495 (1) (am) of the statutes is amended to read:

24 46.495 (1) (am) The department shall reimburse each county from the
25 appropriations under s. 20.435 (3) (o) and (7) (b), ~~(kw)~~ and (o) for social services as

1 approved by the department under ss. 46.215 (1), (2) (c) 1., and (3) and 46.22 (1) (b)
2 1. d. and (e) 3. a. except that no reimbursement may be made for the administration
3 of or aid granted under s. 49.02.

4 **SECTION 1560d.** 46.495 (1) (d) of the statutes is amended to read:

5 46.495 (1) (d) From the appropriations under s. 20.435 (3) (o) and (7) (b), ~~(k-w)~~
6 and (o), the department shall distribute the funding for social services, including
7 funding for foster care or treatment foster care of a child on whose behalf aid is
8 received under s. 46.261, to county departments under ss. 46.215, 46.22, and 46.23
9 as provided under s. 46.40. County matching funds are required for the distributions
10 under s. 46.40 (2), (8), and (9) (b). Each county's required match for the distributions
11 under s. 46.40 (2) and (8) for a year equals 9.89% of the total of the county's
12 distributions under s. 46.40 (2) and (8) for that year for which matching funds are
13 required plus the amount the county was required by s. 46.26 (2) (c), 1985 stats., to
14 spend for juvenile delinquency-related services from its distribution for 1987. Each
15 county's required match for the distribution under s. 46.40 (9) (b) for a year equals
16 9.89% of that county's amounts described in s. 46.40 (9) (a) (intro.) for that year.
17 Matching funds may be from county tax levies, federal and state revenue sharing
18 funds, or private donations to the county that meet the requirements specified in s.
19 51.423 (5). Private donations may not exceed 25% of the total county match. If the
20 county match is less than the amount required to generate the full amount of state
21 and federal funds distributed for this period, the decrease in the amount of state and
22 federal funds equals the difference between the required and the actual amount of
23 county matching funds.

24 **SECTION 1562.** 46.52 of the statutes is amended to read:

1 **46.52 Systems change grants.** From the appropriation under s. 20.435 (7)
2 (md), the department may not distribute more than \$350,000 in each fiscal year to
3 counties to assist in relocating individuals with mental illness from institutional or
4 residential care to less restrictive and more cost-effective community settings and
5 services. The department shall distribute funds to each grant recipient under this
6 section so as to permit initial phasing in of community services recovery-oriented
7 system changes, prevention and early intervention strategies, and consumer and
8 family involvement for individuals with mental illness who are relocated or diverted
9 from institutional or residential care and ^{ΔΔ} A grant recipient under this section may
10 include only a nonprofit, tax-exempt corporation, as defined in s. 49.134 (1) (c), or
11 a county. At least 10% of the funds distributed shall be for children with mental
12 illness. The department shall eliminate the funding for a recipient at the end of a
13 period of not more than 5 3 years in order to provide funding to benefit another county
14 recipient. The department shall require that the community services that are
15 developed under this section are continued, following termination of a county's
16 funding under this section, by use of funding savings made available to the county
17 from reduced institutional and residential care utilization from incorporating
18 recovery, prevention and early intervention strategies, and consumer and family
19 involvement in the services.

20 **SECTION 1562d.** 46.54 of the statutes is amended to read:

21 **46.54 Consumer and family self-help and peer-support programs.**

22 From the appropriation under s. 20.435 (7) (md), the department may not distribute
23 more than \$480,000 \$874,000 in each fiscal year to increase support for mental
24 health family support projects, employment projects operated by consumers of

1 mental health services, mental health crisis intervention and drop-in projects, and
2 public mental health information activities.

3 **SECTION 1563d.** 46.56 (3) (b) 6. of the statutes is amended to read:

4 46.56 (3) (b) 6. Representatives of the county health department, ~~as defined in~~
5 ~~s. 251.01 (2) established under s. 251.02 (1) or city-county health department~~
6 established under s. 251.02 (1m).

7 **SECTION 1568c.** 46.766 of the statutes is created to read:

8 **46.766 Food pantry grants. (1)** In this section:

9 (a) "Nonprofit organization" means an organization described in section 501 (c)
10 of the Internal Revenue Code.

11 (b) "Rural" means outside a metropolitan statistical area specified under 42
12 CFR 412.62 (ii) (A) or within a metropolitan statistical area but isolated from an
13 urban center.

14 (2) (a) From the appropriation under s. 20.435 (3) (fp), the department shall
15 provide annual grants to food pantries that meet the eligibility requirements under
16 sub. (4). The amount of each grant awarded to a food pantry shall be in proportion
17 to the number of persons served by the food pantry.

18 (b) The department shall allocate 25% of the amounts appropriated under s.
19 20.435 (3) (fp) for grants to rural food pantries. The department shall allocate the
20 remainder of the amounts available for grants under s. 20.435 (3) (fp) for grants to
21 all food pantries. If, after awarding the grants to rural food pantries, any of the
22 moneys remain unallocated, the department shall distribute the unallocated
23 amounts for grants to all food pantries in proportion to the number of persons served
24 by those food pantries.

(D)
(E)