

1 165.85 (4) (bn) 1m. Each officer who is subject to subd. 1. shall biennially
2 complete at least 4 hours of training from curricula based upon model standards
3 promulgated by the board under par. (cm) 2. b. and at least one hour of training on
4 recognizing the symptoms of Alzheimer's disease or other related dementias and
5 interacting with and assisting persons who have Alzheimer's disease or other related
6 dementias. Hours of training completed under this subdivision shall count toward
7 the hours of training required under subd. 1.

8 **SECTION 2858c.** 165.77 (2) (a) 2. of the statutes is amended to read:

9 165.77 (2) (a) 2. The laboratories may compare the data obtained from the
10 specimen with data obtained from other specimens. The laboratories may make data
11 obtained from any analysis and comparison available to law enforcement agencies
12 in connection with criminal or delinquency investigations and, upon request, to any
13 prosecutor, defense attorney or subject of the data. The data may be used in criminal
14 and delinquency actions and proceedings. ~~In this state, the use is subject to s. 972.11~~
15 ~~(5).~~ The laboratories shall not include data obtained from deoxyribonucleic acid
16 analysis of those specimens received under this paragraph in the data bank under
17 sub. (3). The laboratories shall destroy specimens obtained under this paragraph
18 after analysis has been completed and the applicable court proceedings have
19 concluded.

20 **SECTION 2858e.** 165.77 (2m) of the statutes is created to read:

21 165.77 (2m) (a) If the laboratories receive biological material under a court
22 order issued under s. 974.07 (8), the laboratories shall analyze the deoxyribonucleic
23 acid in the material and submit the results of the analysis to the court that ordered
24 the analysis.

1 (b) The laboratories may compare the data obtained from material received
2 under par. (a) with data obtained from other specimens. The laboratories may make
3 data obtained from any analysis and comparison available to law enforcement
4 agencies in connection with criminal or delinquency investigations and, upon
5 request, to any prosecutor, defense attorney, or subject of the data. The data may be
6 used in criminal and delinquency actions and proceedings. The laboratories shall not
7 include data obtained from deoxyribonucleic acid analysis of material received under
8 par. (a) in the data bank under sub. (3).

9 (c) Paragraph (b) does not apply to specimens received under s. 51.20 (13) (cr),
10 165.76, 938.34 (15), 971.17 (1m) (a), 973.047, or 980.063.

11 **SECTION 2858g.** 165.77 (3) of the statutes is amended to read:

12 165.77 (3) If the laboratories receive a human biological specimen under s.
13 51.20 (13) (cr), 165.76, 938.34 (15), 971.17 (1m) (a), 973.047 or 980.063, the
14 laboratories shall analyze the deoxyribonucleic acid in the specimen. The
15 laboratories shall maintain a data bank based on data obtained from
16 deoxyribonucleic acid analysis of those specimens. The laboratories may compare
17 the data obtained from one specimen with the data obtained from other specimens.
18 The laboratories may make data obtained from any analysis and comparison
19 available to law enforcement agencies in connection with criminal or delinquency
20 investigations and, upon request, to any prosecutor, defense attorney or subject of
21 the data. The data may be used in criminal and delinquency actions and proceedings.
22 ~~In this state, the use is subject to s. 972.11 (5).~~ The laboratories shall destroy
23 specimens obtained under this subsection after analysis has been completed and the
24 applicable court proceedings have concluded.

25 **SECTION 2858i.** 165.81 (1) of the statutes is amended to read:

1 165.81 (1) Whenever the department is informed by the submitting officer or
2 agency that physical evidence in the possession of the laboratories is no longer
3 needed the department may, except as provided in sub. (3) or unless otherwise
4 provided by law, either destroy the same evidence, retain it in the laboratories,
5 return it to the submitting officer or agency, or turn it over to the University of
6 Wisconsin upon the request of the head of any department.—Whenever of the
7 University of Wisconsin. If the department returns the evidence to the submitting
8 officer or agency, any action taken by the officer or agency with respect to the
9 evidence shall be in accordance with s. 968.20. Except as provided in sub. (3),
10 whenever the department receives information from which it appears probable that
11 the evidence is no longer needed, the department may give written notice to the
12 submitting agency and the appropriate district attorney, by registered mail, of the
13 intention to dispose of the evidence. If no objection is received within 20 days after
14 the notice was mailed, it may dispose of the evidence.

15 **SECTION 2858k.** 165.81 (3) of the statutes is created to read:

16 165.81 (3) (a) In this subsection:

- 17 1. “Custody” has the meaning given in s. 968.205 (1) (a).
- 18 2. “Discharge date” has the meaning given in s. 968.205 (1) (b).

19 (b) Except as provided in par. (c), if physical evidence that is in the possession
20 of the laboratories includes any biological material that was collected in connection
21 with a criminal investigation that resulted in a criminal conviction, a delinquency
22 adjudication, or commitment under s. 971.17 or 980.06, the laboratories shall
23 preserve the physical evidence until every person in custody as a result of the
24 conviction, adjudication, or commitment has reached his or her discharge date.

1 (c) Subject to par. (e), the department may destroy biological material before
2 the expiration of the time period specified in par. (b) if all of the following apply:

3 1. The department sends a notice of its intent to destroy the biological material
4 to all persons who remain in custody as a result of the criminal conviction,
5 delinquency adjudication, or commitment, and to either the attorney of record for
6 each person in custody or the state public defender.

7 2. No person who is notified under subd. 1. does either of the following within
8 90 days after the date on which the person received the notice:

9 a. Files a motion for testing of the biological material under s. 974.07 (2).

10 b. Submits a written request to preserve the biological material to the
11 department.

12 3. No other provision of federal or state law requires the department to preserve
13 the biological material.

14 (d) A notice provided under par. (c) 1. shall clearly inform the recipient that the
15 biological material will be destroyed unless, within 90 days after the date on which
16 the person receives the notice, either a motion for testing of the material is filed
17 under s. 974.07 (2) or a written request to preserve the material is submitted to the
18 department.

19 (e) If, after providing notice under par. (c) 1. of its intent to destroy biological
20 material, the department receives a written request to preserve the material, the
21 department shall preserve the material until the discharge date of the person who
22 made the request or on whose behalf the request was made, subject to a court order
23 issued under s. 974.07 (7), (9) (a), or (10) (a) 5., unless the court orders destruction
24 or transfer of the biological material under s. 974.07 (9) (b) or (10) (a) 5.

1 (f) Unless otherwise provided in a court order issued under s. 974.07 (9) (a) or
2 (b) or (10) (a) 5., nothing in this subsection prohibits the laboratories from returning
3 evidence that must be preserved under par. (b) or (e) to the agency that submitted
4 the evidence to the laboratories. If the laboratories return evidence that must be
5 preserved under par. (b) or (e) to a submitting agency, any action taken by the agency
6 with respect to the evidence shall be in accordance with s. 968.205.

7 **SECTION 2859m.** 165.85 (4) (b) 1. of the statutes, as affected by 2001 Wisconsin
8 Act ... (this act), is amended to read:

9 165.85 (4) (b) 1. No person may be appointed as a law enforcement or tribal law
10 enforcement officer, except on a temporary or probationary basis, unless the person
11 has satisfactorily completed a preparatory program of law enforcement training
12 approved by the board and has been certified by the board as being qualified to be
13 a law enforcement or tribal law enforcement officer. The program shall include 400
14 hours of training, except that the program for law enforcement officers who serve as
15 rangers for the department of natural resources or the department of forestry
16 includes 240 hours of training. The board shall promulgate a rule under ch. 227
17 providing a specific curriculum for a 400-hour conventional program and a 240-hour
18 ranger program. The rule shall ensure that there is an adequate amount of training
19 for each program to enable the person to deal effectively with domestic abuse
20 incidents, including training that addresses the emotional and psychological effect
21 that domestic abuse has on victims. The training under this subdivision shall
22 include training on emergency detention standards and procedures under s. 51.15,
23 emergency protective placement standards and procedures under s. 55.06 (11) and
24 information on mental health and developmental disabilities agencies and other
25 resources that may be available to assist the officer in interpreting the emergency

1 detention and emergency protective placement standards, making emergency
2 detentions and emergency protective placements and locating appropriate facilities
3 for the emergency detentions and emergency protective placements of persons. The
4 training under this subdivision shall include at least one hour of instruction on
5 recognizing the symptoms of Alzheimer's disease or other related dementias and
6 interacting with and assisting persons who have Alzheimer's disease or other related
7 dementias. The training under this subdivision shall include training on police
8 pursuit standards, guidelines and driving techniques established under par. (cm) 2.
9 b. The period of temporary or probationary employment established at the time of
10 initial employment shall not be extended by more than one year for an officer lacking
11 the training qualifications required by the board. The total period during which a
12 person may serve as a law enforcement and tribal law enforcement officer on a
13 temporary or probationary basis without completing a preparatory program of law
14 enforcement training approved by the board shall not exceed 2 years, except that the
15 board shall permit part-time law enforcement and tribal law enforcement officers
16 to serve on a temporary or probationary basis without completing a program of law
17 enforcement training approved by the board to a period not exceeding 3 years. For
18 purposes of this section, a part-time law enforcement or tribal law enforcement
19 officer is a law enforcement or tribal law enforcement officer who routinely works not
20 more than one-half the normal annual work hours of a full-time employee of the
21 employing agency or unit of government. Law enforcement training programs
22 including municipal, county and state programs meeting standards of the board are
23 acceptable as meeting these training requirements.

24 **SECTION 2863.** 166.20 (1) (gk) of the statutes is created to read:

1 166.20 (1) (gk) “Local emergency response team” means a team that the
2 committee identifies under s. 166.21 (2m) (e).

3 **SECTION 2864.** 166.20 (1) (im) of the statutes is created to read:

4 166.20 (1) (im) “Regional emergency response team” means a team that the
5 division contracts with under s. 166.215 (1).

6 **SECTION 2865.** 166.20 (2) (bm) 1. of the statutes is amended to read:

7 166.20 (2) (bm) 1. If a regional or local emergency response team has made a
8 good faith effort to identify a person responsible for the emergency involving a
9 release or potential release of a hazardous substance under s. 166.215 (3) or 166.22
10 (4).

11 **SECTION 2866.** 166.20 (2) (bm) 2. of the statutes is amended to read:

12 166.20 (2) (bm) 2. If a person responsible for the emergency involving a release
13 or potential release of a hazardous substance under s. 166.215 (3) or 166.22 (4) is
14 financially able or has the money or resources necessary to reimburse a regional or
15 local emergency response team for the expenses incurred by the regional or local
16 emergency response team in responding to the release emergency.

17 **SECTION 2867.** 166.20 (2) (bs) of the statutes is created to read:

18 166.20 (2) (bs) 1. Promulgate rules that establish the procedures that a
19 regional emergency response team shall follow to determine if an emergency that
20 requires the team’s response exists as the result of a level A release or a potential
21 level A release.

22 2. Promulgate rules that establish the procedures that a local emergency
23 response team shall follow to determine if an emergency that requires the team’s
24 response exists as the result of a release or potential release of a hazardous
25 substance, as defined in s. 299.01 (6).

1 **SECTION 2868.** 166.21 (2m) (e) of the statutes is amended to read:

2 166.21 (2m) (e) Identification of a county local emergency response team that
3 is capable of responding to a level B release that occurs at any place in the county and
4 whose members meet the standards for hazardous materials technicians in 29 CFR
5 1910.120 (q) (6) (iii) and national fire protection association standards NFPA 471 and
6 472.

7 **SECTION 2869.** 166.21 (2m) (f) of the statutes is amended to read:

8 166.21 (2m) (f) Procedures for county local emergency response team actions
9 that are consistent with local emergency response plans developed under s. 166.20
10 (3) and the state contingency plan established under s. 292.11 (5).

11 **SECTION 2871.** 166.215 (2) of the statutes is amended to read:

12 166.215 (2) The division shall reimburse a regional emergency response team
13 for costs incurred by the team in responding to an emergency involving a level A
14 release under sub. (1), or a potential level A release, if the team followed the
15 procedures in the rules promulgated under s. 166.20 (2) (bs) 1. to determine if an
16 emergency requiring a response existed. Reimbursement under this subsection is
17 limited to amounts collected under sub. (3) and the amounts appropriated under s.
18 20.465 (3) (dr). Reimbursement is available under s. 20.465 (3) (dr) only if the
19 regional emergency response team has made a good faith effort to identify the person
20 responsible under sub. (3) and that person cannot be identified, or, if that person is
21 identified, the team has received reimbursement from that person to the extent that
22 the person is financially able or has determined that the person does not have
23 adequate money or other resources to reimburse the regional emergency response
24 team.

25 **SECTION 2872.** 166.215 (3) of the statutes is repealed and recreated to read:

1 166.215 (3) A person shall reimburse the division for costs incurred by a
2 regional emergency response team in responding to an emergency if the team
3 followed the procedures established under s. 166.20 (2) (bs) 1. to determine if an
4 emergency requiring the team's response existed and if any of the following
5 conditions applies:

6 (a) The person possessed or controlled a hazardous substance that was involved
7 in the emergency.

8 (b) The person caused the emergency.

9 **SECTION 2873.** 166.22 (1) (a) of the statutes is repealed.

10 **SECTION 2874.** 166.22 (1) (c) of the statutes is amended to read:

11 166.22 (1) (c) "Local agency" means an agency of a county, city, village, or town,
12 including a municipal police or fire department, a municipal health organization, a
13 county office of emergency management, a county sheriff, an emergency medical
14 service, a local emergency response team, or a public works department.

15 **SECTION 2875.** 166.22 (1) (d) of the statutes is created to read:

16 166.22 (1) (d) "Local emergency response team" means a team that the
17 committee identifies under s. 166.21 (2m) (e).

18 **SECTION 2876.** 166.22 (2) of the statutes is amended to read:

19 166.22 (2) A person who possesses or controls a hazardous substance that is
20 ~~discharged~~ released or who causes the ~~discharge~~ release of a hazardous substance
21 shall take the actions necessary to protect public health and safety and prevent
22 damage to property.

23 **SECTION 2877.** 166.22 (3) of the statutes is amended to read:

24 166.22 (3) If action required under sub. (2) is not being adequately taken or the
25 identity of the person responsible for ~~a discharge~~ an emergency involving a release

1 or potential release of a hazardous substance is unknown and the discharge
2 emergency involving a release or potential release threatens public health or safety
3 or damage to property, a local agency may take any emergency action that is
4 consistent with the contingency plan for the undertaking of emergency actions in
5 response to the discharge release or potential release of hazardous substances
6 established by the department of natural resources under s. 292.11 (5) and that it
7 considers appropriate under the circumstances.

8 **SECTION 2878.** 166.22 (3m) of the statutes is amended to read:

9 166.22 (3m) The division shall reimburse a local emergency response team for
10 costs incurred by the team in responding to an emergency involving a hazardous
11 substance discharge under sub. (3) release, or potential release, if the team followed
12 the procedures in the rules promulgated under s. 166.20 (2) (bs) 2. to determine if an
13 emergency requiring the team's response existed. Reimbursement under this
14 subsection is limited to the amount appropriated under s. 20.465 (3) (dr).
15 Reimbursement is available under s. 20.465 (3) (dr) only if the local emergency
16 response team has made a good faith effort to identify the person responsible under
17 sub. (4) and that person cannot be identified, or, if that person is identified, the team
18 has received reimbursement from that person to the extent that the person is
19 financially able or has determined that the person does not have adequate money or
20 other resources to reimburse the local emergency response team.

21 **SECTION 2879.** 166.22 (4) of the statutes is repealed and recreated to read:

22 166.22 (4) (a) Except as provided in par. (b), a person shall reimburse a local
23 agency as provided in sub. (5) for actual, reasonable, and necessary expenses
24 incurred in responding to an emergency involving the release or potential release of
25 a hazardous substance if any of the following conditions applies:

1 1. The person possessed or controlled a hazardous substance involved in the
2 emergency.

3 2. The person caused the emergency.

4 (b) A local emergency response team may receive reimbursement under par. (a)
5 only if the team followed the procedures established under s. 166.20 (2) (bs) 2. to
6 determine if an emergency requiring the team's response existed.

7 **SECTION 2880.** 166.22 (5) (am) of the statutes is amended to read:

8 166.22 (5) (am) A local agency seeking reimbursement under sub. (4) shall
9 submit a claim stating its expenses to the reviewing entity for the county in which
10 the ~~discharge~~ emergency occurred.

11 **SECTION 2881.** 166.22 (5) (b) of the statutes is amended to read:

12 166.22 (5) (b) The reviewing entity shall review claims submitted under par.
13 (am) and determine the amount of reasonable and necessary expenses incurred. The
14 reviewing entity shall provide a person who is liable for reimbursement under sub.
15 (4) with a notice of the amount of expenses it has determined to be reasonable and
16 necessary that ~~arise from one discharge and are~~ arose from the emergency involving
17 the release or potential release of a hazardous substance and that were incurred by
18 all local agencies from which the reviewing entity receives a claim.

19 **SECTION 2881ae.** 167.10 (2) of the statutes is amended to read:

20 167.10 (2) SALE. No person may sell ~~or possess with intent to sell~~ fireworks,
21 except to any of the following:

22 (a) ~~To a~~ A person holding a permit under sub. (3) (c);

23 (b) ~~To a~~ A city, village, or town; ~~or,~~

24 (c) ~~For~~ A person for a purpose specified under sub. (3) (b) 2. to 6.

25 **SECTION 2881af.** 167.10 (2) (d) of the statutes is created to read:

1 167.10 (2) (d) A nonresident person who, prior to the sale, gives the seller a
2 signed statement indicating that the fireworks are for use outside of this state.

3 **SECTION 2881ag.** 167.10 (3) (title) of the statutes is repealed and recreated to
4 read:

5 167.10 (3) (title) POSSESSION AND USE.

6

7 **SECTION 2881ah.** 167.10 (3) (a) of the statutes is amended to read:

8 167.10 (3) (a) No Except as otherwise provided in this paragraph, no person
9 may possess or use fireworks without a user's permit from the mayor of the city,
10 president of the village, or chairperson of the town in which the possession or use is
11 to occur or from an official or employee of that municipality designated by the mayor,
12 president, or chairperson. This paragraph does not prohibit the possession of
13 fireworks with intent to sell the fireworks in compliance with sub. (2). No person may
14 use fireworks or a device listed under sub. (1) (e) to (g) or (i) to (n) while attending
15 a fireworks display for which a permit has been issued to a person listed under par.
16 (c) 1. to 5. or under par. (c) 6. if the display is open to the general public.

17 **SECTION 2881aj.** 167.10 (3) (b) (intro.) of the statutes is amended to read:

18 167.10 (3) (b) (intro.) ~~Paragraph (a) does~~ The prohibitions under par. (a) do not
19 apply to:

20 **SECTION 2881ak.** 167.10 (3) (b) 8. of the statutes is created to read:

21 167.10 (3) (b) 8. Except as provided in par. (bm), the possession of fireworks by
22 a nonresident person in any city, town, or village if the nonresident person intends
23 to use the fireworks outside of this state and is transporting the fireworks to a
24 location outside of this state.

25 **SECTION 2881am.** 167.10 (3) (bm) of the statutes is amended to read:

1 167.10 (3) (bm) Paragraph (a) applies to a person transporting fireworks under
2 par. (b) 7. or 8. if, in the course of transporting the fireworks through a city, town, or
3 village, the person remains in that city, town, or village for a period of at least 12
4 hours.

5 **SECTION 2881an.** 167.10 (4) of the statutes is amended to read:

6 167.10 (4) ~~OUT OF STATE AND IN STATE SHIPPING.~~ SHIPPING AND TRANSPORTING.

7 This section does not prohibit a resident wholesaler or jobber from selling fireworks
8 to a nonresident person outside of this state or to a person or group granted a permit
9 under sub. (3) (c) 1. to 7. A resident wholesaler or resident jobber that ships the
10 fireworks sold under this subsection shall package and ship the fireworks in
11 accordance with applicable state and federal law by, as defined in s. 194.01 (1), (2),
12 and (11), common motor carrier, contract motor carrier, or private motor carrier.

13 **SECTION 2881ap.** 167.10 (8) (b) of the statutes is amended to read:

14 167.10 (8) (b) Fireworks stored, handled, sold, possessed, or used by a person
15 who violates ~~this section, an ordinance adopted under sub. (5)~~ sub. (6m) (a), (b), or
16 (c); a rule promulgated under sub. (6m) (e); or a court order under par. (a) may be
17 seized and held as evidence of the violation. Except as provided in s. 968.20 (4), only
18 the fireworks that are the subject of a violation of this section, an ordinance adopted
19 under sub. (5), or a court order under par. (a) may be destroyed after conviction for
20 a violation. Except as provided in s. 968.20 (4), fireworks that are seized as evidence
21 of a violation for which no conviction results shall be returned to the owner in the
22 same condition as they were when seized to the extent practicable.

23 **SECTION 2881b.** 173.40 of the statutes is created to read:

24 **173.40 Pet dealers, pet breeders, kennels, and animal shelters. (1)**

25 DEFINITIONS. In this section:

1 (a) “Adequate food” means wholesome food that is accessible to an animal, is
2 appropriate for the type of animal, and is sufficient in amount to maintain the animal
3 in good health.

4 (b) “Adequate water” means potable water that is accessible to an animal and
5 is sufficient in amount to maintain the animal in good health.

6 (c) “Animal shelter” means any of the following:

7 1. A facility that is used to impound or harbor at least 25 seized, stray,
8 abandoned, or unwanted dogs, cats, or other animals in a year and that is operated
9 by this state, a political subdivision, or a veterinarian licensed under ch. 453.

10 2. A facility that is operated for the purpose of providing for and promoting the
11 welfare, protection, and humane treatment of animals, that is used to shelter at least
12 25 animals in a year, and that is operated by a humane society, an animal welfare
13 society, or a nonprofit association.

14 (d) “Humane care” includes the provision of adequate heating, cooling,
15 ventilation, sanitation, shelter, and medical care consistent with the normal
16 requirements of an animal’s size, species, and breed, adequate food, and adequate
17 water.

18 (e) “Kennel” means a facility where dogs or cats are kept for 24 hours or more
19 for boarding, training, or similar purposes for compensation, except that “kennel”
20 does not include any of the following:

21 1. An animal shelter.

22 2. A facility owned or operated by a veterinarian licensed under ch. 453 where
23 animals are boarded only in conjunction with the provision of veterinary care.

24 (em) “Livestock” means cattle, horses, swine, sheep, goats, deer, llamas, and
25 related species, including game species.

1 (f) “Nonprofit association” means an incorporated or unincorporated
2 organization consisting of 3 or more members joined by mutual consent for a
3 common, nonprofit purpose.

4 (fm) “Pet breeder” means a person who sells or offers to sell at least 25 dogs or
5 cats for resale as pets in a year, except that “pet breeder” does not include a pet dealer.

6 (g) “Pet dealer” means a person who sells, or offers to sell at retail, exchanges,
7 or offers for adoption at least 25 mammals, other than livestock, as pets in a year.

8 **(2) LICENSE REQUIRED.** (a) Except as provided in par. (c), no person may operate
9 an animal shelter or kennel without a license from the department. A person shall
10 obtain a license under this paragraph for each separate location at which the person
11 operates an animal shelter or kennel.

12 (b) Except as provided in par. (c), no person may act as a pet dealer or pet
13 breeder without a license from the department. A person shall obtain a license under
14 this paragraph for each separate location at which the person conducts business as
15 a pet dealer or pet breeder.

16 (c) The department may issue an interim permit that authorizes a person to
17 operate an animal shelter or kennel or to act as a pet dealer or pet breeder until the
18 department makes the initial inspection required under sub. (4) (a).

19 (d) Licenses issued under pars. (a) and (b) expire on October 31 of each
20 even-numbered year.

21 (e) A license issued under par. (a) or (b) is not transferable.

22 **(3) LICENSE FEES.** The department shall promulgate rules specifying fees that
23 must be paid by applicants for licenses under sub. (2). A fee paid under this
24 subsection is not refundable if the department denies the license.

1 (4) INSPECTIONS. (a) The department shall inspect each location for which a
2 person is required to obtain a license under sub. (2) before issuing the initial license
3 and at least once during each biennial licensing period after the initial license period.

4 (b) In addition to the inspections required under par. (a), the department may
5 enter and inspect a facility for which a person is required to obtain a license under
6 sub. (2) at any reasonable time.

7 (5) RULES. The department may promulgate rules that specify any of the
8 following:

9 (a) Minimum standards for animal shelter and kennel facilities and facilities
10 at which pet dealers and pet breeders operate.

11 (b) Minimum requirements for humane care to be provided by persons required
12 to obtain licenses under sub. (2).

13 (c) Requirements relating to the transportation of animals by persons required
14 to obtain licenses under sub. (2).

15 (d) Grounds for revocation of licenses issued under sub. (2).

16 (e) Grounds for the department to issue orders prohibiting a person required
17 to be licensed under this section from selling or moving an animal.

18 (f) Minimum ages for the sale of animals by persons required to be licensed
19 under sub. (2).

20 (g) Reinspection fees to be charged when an inspection by the department
21 under this section reveals conditions that require correction and reinspection.

22 (h) Requirements for record keeping by persons required to be licensed under
23 sub. (2).

24 (i) Requirements relating to space and opportunity for exercise to be provided
25 to animals by persons required to be licensed under sub. (2).

1 **(6) PENALTIES.** (a) A person who operates without a license required under sub.
2 (2) may be fined not more than \$10,000 or imprisoned for not more than 9 months,
3 or both.

4 (b) 1. Except as provided under par. (a), a person who violates this section or
5 a rule promulgated under this section may be required to forfeit not more than \$1,000
6 for the first offense and may be required to forfeit not less than \$200 nor more than
7 \$2000 for the 2nd or any subsequent offense within 5 years.

8 2. If a violation under subd. 1. involves the keeping of animals, each animal
9 with respect to which the statute or rule is violated constitutes a separate violation.

10 **SECTION 2881c.** 174.001 (2m) of the statutes is repealed.

11 **SECTION 2881d.** 174.05 (2) of the statutes is amended to read:

12 174.05 (2) TAX. The minimum dog license tax is \$3 \$4.50 for a neutered male
13 dog or spayed female dog, upon presentation of evidence that the dog is neutered or
14 spayed, and \$8 \$10.00 for an unneutered male dog or unspayed female dog, or
15 one-half of these amounts if the dog became 5 months of age after July 1 of the license
16 year.

17 **SECTION 2881e.** 174.053 of the statutes is amended to read:

18 **174.053 Kennel Multiple dog licenses.** (1) ~~KENNEL MULTIPLE DOG LICENSE~~
19 ~~OPTION.~~ Any person who keeps ~~or operates~~ a kennel more than one dog may, instead
20 of the license tax for each dog required by this chapter, apply to the collecting official
21 for a kennel multiple dog license for the keeping ~~or operating of the kennel of the~~
22 ~~dogs.~~ Such person shall pay for the license year a license tax of \$35 \$45.50 for ~~a~~
23 ~~kennel~~ of 12 or fewer dogs and an additional \$3 \$4.50 for each dog in excess of 12.
24 Upon payment of the required kennel multiple dog license tax and upon presentation
25 of evidence that all dogs over 5 months of age are currently immunized against

1 rabies, the collecting official shall issue the ~~kennel~~ multiple dog license and a number
2 of tags equal to the number of dogs authorized to be kept ~~in the kennel by the person.~~

3 (2) ~~KENNEL~~ MULTIPLE DOG LICENSE TAGS. ~~Kennel Multiple dog~~ license tags shall
4 be made in a form so that they may be readily distinguishable from the individual
5 license tags for the same year. The owner or keeper of ~~a kennel~~ dogs for which a
6 multiple dog license has been issued shall keep at all times a ~~kennel~~ multiple dog
7 license tag attached to the collar of each dog over 5 months old kept by the owner or
8 keeper under a ~~kennel~~ multiple dog license, but this requirement does not apply to
9 a dog during competition or training, to a dog securely confined indoors, to a dog
10 while hunting, or to a dog securely confined in a fenced area. ~~These tags may be~~
11 ~~transferred from one dog to another within the kennel whenever any dog is removed~~
12 ~~from the kennel.~~ An owner or keeper may transfer a multiple dog license tag from
13 a dog that the owner or keeper no longer owns or keeps to another dog if the other
14 dog is currently immunized against rabies. The rabies vaccination tag or substitute
15 tag shall remain attached to the dog for which it is issued at all times, but this
16 requirement does not apply to a dog during competition or training, to a dog securely
17 confined indoors, to a dog while hunting, or to a dog securely confined in a fenced
18 area. No dog bearing a ~~kennel~~ multiple dog license tag shall be permitted to stray
19 or to be taken anywhere outside the limits of the kennel owner's or keeper's premises
20 unless the dog is in leash or temporarily out for the purposes of hunting, breeding,
21 trial, training, or competition.

22 (3) APPLICABILITY OF OTHER REQUIREMENTS. Unless clearly inapplicable, all the
23 provisions of this chapter relating to the individual dog license tax, licenses, and tags
24 shall apply to the ~~kennel~~ multiple dog license and tags.

25 **SECTION 2881f.** 174.06 (6) of the statutes is amended to read:

1 174.06 (6) ~~KENNEL~~ MULTIPLE DOG LICENSE RECORDS. The listing official shall
2 make in triplicate a list of the names of persons ~~owning and operating kennels~~
3 holding multiple dog licenses and the number of dogs kept ~~in each~~ by each of those
4 persons.

5 **SECTION 2881g.** 174.06 (7) of the statutes is amended to read:

6 174.06 (7) LIST DELIVERY. The listing official shall, by September 15, deliver one
7 copy of the list under sub. (5) or (6) to the county clerk, and one copy to the collecting
8 official to whom license taxes are paid under s. 174.08, and retain one copy for his
9 or her files.

10 **SECTION 2881h.** 174.065 (1) of the statutes is amended to read:

11 174.065 (1) COLLECTING OFFICIAL. The collecting official is the any city, village,
12 or town treasurer or other tax collecting officer or ~~a~~ any person deputized by the
13 treasurer or tax collecting official, unless the common council or village or town board
14 provides by ordinance or resolution for the appointment of a different person.
15 Veterinarians and humane societies may voluntarily become collecting officials for
16 a city, village, or town if the governing body of the city, village, or town by resolution
17 or ordinance provides that veterinarians and humane societies may be collecting
18 officials for the city, village, or town.

19 **SECTION 2881i.** 174.07 (1) (c) of the statutes is amended to read:

20 174.07 (1) (c) *Copies*. The collecting official shall keep a duplicate copy of the
21 license on file. In counties having a population of 500,000 or more, the collecting
22 official shall immediately send to the county clerk or whatever agency the county
23 board may direct, a triplicate copy of the license. A collecting official who is not the
24 official to whom license taxes are paid under s. 174.08 shall provide a copy of each
25 license issued to the official to whom license taxes are paid under s. 174.08.

1 **SECTION 2881j.** 174.07 (2) (d) of the statutes is amended to read:

2 174.07 (2) (d) The department shall furnish county clerks with suitable ~~kennel~~
3 multiple dog license tags and blank licenses for distribution to the collecting officials.

4 **SECTION 2881k.** 174.07 (3) (c) of the statutes is amended to read:

5 174.07 (3) (c) *Reimbursement.* The collecting official may retain ~~25~~ 75 cents,
6 or a greater amount established by the county board by ordinance or resolution, for
7 each license issued as compensation for the service, if not a full-time, salaried
8 municipal employee. If the collecting official is a full-time, salaried municipal
9 employee this compensation shall be paid into the treasury of the town, village, or
10 city.

11 **SECTION 2881L.** 174.09 (1) of the statutes is amended to read:

12 174.09 (1) The dog license taxes so paid to the county treasurer shall be kept
13 in a separate account and shall be known as the “dog license fund” ~~and shall be~~
14 ~~appropriated and disbursed for the purposes and in the manner following: fund.”~~
15 Within 30 days after receipt of the same dog license taxes the county treasurer shall
16 pay into the state treasury ~~5% of the minimum tax as provided for \$1 for each license~~
17 issued under s. 174.05 (2) ~~of all dog license taxes which shall have been received by~~
18 ~~the county treasurer~~ for a neutered or spayed dog, \$1.50 for each license issued under
19 s. 174.05 (2) for a dog that has not been neutered or spayed, \$10 for each multiple dog
20 license issued under s. 174.053 (1), and \$1 for each dog in excess of 12 for which a
21 multiple dog license is issued under s. 174.053 (1).

22 **SECTION 2882m.** 175.50 of the statutes is created to read:

23 **175.50 Use of passive alcohol sensors.** (1) In this section:

24 (a) “Law enforcement officer” means a Wisconsin law enforcement officer, as
25 defined in s. 175.46 (1) (g).

1 (b) “Passive alcohol sensor” means a device that is used to determine the
2 presence of alcohol in the air but that does not require a person to breathe directly
3 into it through a mouthpiece, tube, or similar device.

4 (2) A law enforcement officer may not use a passive alcohol sensor for the
5 purpose of detecting the presence of alcohol in a person’s breath unless the person
6 consents to its use.

7 **SECTION 2883.** 177.06 (3) (b) of the statutes is amended to read:

8 177.06 (3) (b) Assess a service charge after December 31 of the 2nd calendar
9 year covered in the report filed under s. 177.17 concerning that property.

10 **SECTION 2884.** 177.06 (4) of the statutes is amended to read:

11 177.06 (4) Any property described in sub. (1) that is automatically renewable
12 is matured for purposes of sub. (1) upon the expiration of its initial time period, or
13 after one year if the initial period is less than one year, except that in the case of any
14 renewal to which the owner consents at or about the time of renewal by
15 communicating in writing with the banking or financial organization or otherwise
16 indicating consent as evidenced by a memorandum or other record on file prepared
17 by an employee of the organization, the property is matured upon the expiration of
18 the last time period for which consent was given or one year from the date of the last
19 consent, whichever is longer. If, at the time provided for delivery in s. ~~177.10~~ 177.17
20 (4) (a), a penalty or forfeiture in the payment of interest would result from the
21 delivery of the property, the time for delivery is extended until the time when no
22 penalty or forfeiture would result.

23 **SECTION 2885.** 177.10 (1) (intro.) of the statutes is amended to read:

24 177.10 (1) (intro.) Except as provided in subs. (2) and (5), any stock or other
25 intangible ownership interest in a business association, the existence of which is

1 evidenced by records available to the association, is presumed abandoned and, with
2 respect to the interest, the association is the holder, if a dividend, distribution or
3 other sum payable as a result of the interest has remained unclaimed by the owner
4 for ~~7 5~~ years and the owner has not done either of the following within ~~7 5~~ years:

5 **SECTION 2886.** 177.10 (2) and (3) of the statutes are amended to read:

6 177.10 (2) At the expiration of a ~~7-year~~ 5-year period following the failure of
7 the owner to claim a dividend, distribution or other sum payable to the owner as a
8 result of the interest, the interest is not presumed abandoned unless there have been
9 at least ~~7 5~~ dividends, distributions or other sums paid during the period, none of
10 which has been claimed by the owner. If ~~7 5~~ dividends, distributions or other sums
11 are paid during the ~~7-year~~ 5-year period, the period leading to a presumption of
12 abandonment commences on the date on which payment of the first such unclaimed
13 dividend, distribution or other sum became due and payable. If ~~7 5~~ dividends,
14 distributions or other sums are not paid during the presumptive period, the period
15 continues to run until there have been ~~7 5~~ dividends, distributions or other sums that
16 have not been claimed by the owner.

17 (3) The running of the ~~7-year~~ 5-year period of abandonment ceases
18 immediately upon the occurrence of a communication specified under sub. (1). If any
19 future dividend, distribution or other sum payable to the owner as a result of the
20 interest is subsequently not claimed by the owner, a new period of abandonment
21 commences and relates back to the time a subsequent dividend, distribution or other
22 sum became due and payable.

23 **SECTION 2887.** 177.10 (5) of the statutes is amended to read:

24 177.10 (5) This chapter does not apply to any stock or other intangible
25 ownership interest enrolled in a plan that provides for the automatic reinvestment

1 of dividends, distributions or other sums payable as a result of the interest unless
2 the records available to the administrator of the plan show, with respect to any
3 intangible ownership interest not enrolled in the reinvestment plan, that the owner
4 has not within 7 5 years communicated in any manner specified under sub. (1).

5 SECTION 2888. 177.17 (title) of the statutes is amended to read:

6 177.17 (title) **Report Reporting, payment, and delivery of abandoned**
7 **property.**

8 SECTION 2889. 177.17 (4) of the statutes is renumbered 177.17 (4) (a) 1. and
9 amended to read:

10 177.17 (4) (a) 1. Before ~~May~~ November 1 of each ~~even-numbered~~ year, each
11 holder shall file a report covering the ~~2~~ previous calendar ~~years~~ year. On written
12 request by any person required to file a report, the administrator may ~~postpone the~~
13 reporting date extend the deadline established in this paragraph.

14 SECTION 2890. 177.17 (4) (a) 2. of the statutes is created to read:

15 177.17 (4) (a) 2. Except as otherwise provided in this subdivision and s. 177.06
16 (4), upon filing the report under subd. 1., the holder shall pay or deliver to the
17 administrator all abandoned property required to be reported. This subdivision does
18 not apply to abandoned property that is in the form of amounts credited under s.
19 20.912 (1) to the support collections trust fund or amounts not distributable from the
20 support collections trust fund to the persons for whom the amounts were awarded.

21 SECTION 2891. 177.18 (title) of the statutes is amended to read:

22 177.18 (title) **Notice and publication of lists of abandoned or escheated**
23 **property.**

24 SECTION 2892. 177.18 (1) of the statutes is amended to read:

1 177.18 (1) ~~The~~ Before July 1 of each year, the administrator shall publish a
2 notice entitled “Notice of names of persons appearing to be owners of abandoned
3 property” ~~not later than the September 20 following the report required under s.~~
4 ~~177.17.~~ Except as provided in sub. (1m), the notice shall include the name of each
5 person identified in a report filed under s. 177.17 since the publication of the previous
6 notice. The administrator shall publish the notice as a class 1 notice under ch. 985,
7 in a newspaper of general circulation in the county in which is located the
8 last-known address of the person to be named in the notice. If no address is listed
9 or the address is outside this state, the notice shall be published in the county in
10 which the holder of the property has its principal place of business within this state.

11 **SECTION 2893.** 177.18 (2) (intro.) of the statutes is amended to read:

12 177.18 (2) (intro.) ~~The published~~ A notice under sub. (1) shall contain all of the
13 following:

14 **SECTION 2894.** 177.18 (2) (c) of the statutes is repealed.

15 **SECTION 2895.** 177.18 (2) (d) of the statutes is renumbered 177.18 (2m) and
16 amended to read:

17 177.18 (2m) For money or other property received under s. 852.01 (3), 863.37
18 (2) or 863.39 (1), ~~the~~ a notice shall be published at least annually in the official state
19 newspaper and shall include the name of the decedent, the time and place of the
20 decedent’s death, the amount paid to the administrator, the name of the decedent’s
21 personal representative, the county in which the estate is probated and a statement
22 that the money will be paid to the heirs or legatees without interest, on proof of
23 ownership, if claimed within 10 years from the date of publication as provided in s.
24 863.39 (3).

25 **SECTION 2896.** 177.19 (title), (1) and (2) of the statutes are repealed.

1 **SECTION 2897.** 177.19 (4) of the statutes is renumbered 177.17 (4) (b) and
2 amended to read:

3 177.17 (4) (b) The holder of an interest under s. 177.10 shall deliver to the
4 administrator, upon filing the report required under this section, a duplicate
5 certificate or other evidence of ownership if the holder does not issue certificates of
6 ownership. Upon delivery of a duplicate certificate to the administrator, the holder
7 and any transfer agent, registrar or other person acting for or on behalf of a holder
8 in executing or delivering the duplicate certificate are relieved of all liability, as
9 provided under s. 177.20, to any person, including any person acquiring the original
10 certificate or the duplicate of the certificate issued to the administrator, for any loss
11 or damage caused by the issuance and delivery of the duplicate certificate to the
12 administrator.

13 **SECTION 2898.** 177.22 (1) of the statutes is amended to read:

14 177.22 (1) Except as provided in subs. (2) and ~~(3)~~ (4), the administrator, within
15 3 years after the receipt of abandoned property, shall sell it to the highest bidder at
16 public sale in the city, village or town in this state which, in the judgment of the
17 administrator, affords the most favorable market for the property. The
18 administrator may decline the highest bid and reoffer the property for sale if, in his
19 or her judgment, the bid is insufficient. If the administrator determines that the
20 probable cost of sale exceeds the value of the property, it need not be offered for sale.
21 Any sale held under this section shall be preceded by the publication of one notice,
22 at least 3 weeks in advance of sale, in a newspaper of general circulation in the county
23 in which the property is to be sold.

24 **SECTION 2899.** 177.22 (3) of the statutes is repealed.

25 **SECTION 2900.** 177.22 (4) of the statutes is amended to read:

1 177.22 (4) Unless the administrator determines that it is in the best interest
2 of this state to do otherwise, he or she shall hold all securities ~~presumed abandoned~~
3 ~~under s. 177.10, and delivered to the administrator, for at least 3 years~~ one year
4 before selling them. ~~If the administrator sells any securities delivered under s.~~
5 ~~177.10 before the expiration of the 3-year period, any person making a claim under~~
6 ~~this chapter before the end of the 3-year period is entitled either to the proceeds of~~
7 ~~the sale of the securities or to the market value of the securities at the time the claim~~
8 ~~is made, whichever amount is greater, less any deduction for fees under s. 177.23 (2).~~
9 ~~A person making a claim under this chapter after the expiration of the 3-year period~~
10 ~~is entitled to receive either the securities delivered to the administrator by the~~
11 ~~holder, if the administrator still has them, or to the proceeds from their sale, less any~~
12 ~~amounts deducted under s. 177.23 (2). No person has any claim under this chapter~~
13 ~~against this state, the holder, any transfer agent, registrar or other person acting for~~
14 ~~or on behalf of a holder for any appreciation in the value of the property occurring~~
15 ~~after delivery by the holder to the administrator.~~

16 **SECTION 2901.** 177.23 (1) of the statutes is amended to read:

17 177.23 (1) Except as provided in sub. (2), the administrator shall deposit in the
18 school fund all funds received under this chapter, including the clear proceeds from
19 the sale of abandoned property under s. 177.22. Before making the deposit, the
20 administrator shall record the name and last-known address of each person
21 appearing from the holders' reports to be entitled to the property and the name and
22 last-known address of each insured person or annuitant and beneficiary and, with
23 respect to each policy or contract listed in the report of an insurance company, its
24 number, the name of the company and the amount due. The information recorded
25 by the administrator under this subsection is not available for inspection or copying

1 under s. 19.35 (1) until 24 months after payment or delivery of the property is due
2 under s. ~~177.19 (1)~~ 177.17 (4) (a).

3 **SECTION 2902.** 177.24 (1) of the statutes is renumbered 177.24 (1) (a).

4 **SECTION 2903.** 177.24 (1) (b) of the statutes is created to read:

5 177.24 (1) (b) Any person, except another state, claiming an interest in any
6 property that is reported to the administrator under s. 177.17 and that is in the form
7 of amounts credited under s. 20.912 (1) to the support collections trust fund or
8 amounts not distributable from the support collections trust fund to the persons for
9 whom the amounts were awarded may file a claim with the administrator, after
10 December 1 following the report, on a form prescribed by the administrator and
11 verified by the claimant.

12 **SECTION 2904.** 177.24 (2) of the statutes is amended to read:

13 177.24 (2) The administrator shall consider each claim within 90 days after it
14 is filed and may refer any claim to the attorney general for an opinion. For each claim
15 referred, the attorney general shall advise the administrator either to allow it or to
16 deny it in whole or in part. The administrator shall give written notice to the
17 claimant if the claim is denied in whole or in part. The notice ~~may~~ shall be given by
18 mailing it to the last address, if any, stated in the claim as the address to which
19 notices are to be sent. If no address for notices is stated in the claim, the notice ~~may~~
20 shall be mailed to the last address, if any, ~~of the claimant as stated in the claim as~~
21 the address of the claimant. No notice of denial need be given if the claim fails to state
22 either the last address to which notices are to be sent or the address of the claimant.

23 **SECTION 2905.** 177.24 (3) of the statutes is renumbered 177.24 (3) (a) and
24 amended to read:

1 177.24 (3) (a) If Except as provided in par. (b), if a claim is allowed, the
2 administrator shall deliver the property to the claimant or pay the claimant the
3 amount the administrator actually received or the net proceeds of the sale of the
4 property, together with any additional amount required under s. 177.21. ~~If the claim~~
5 ~~is for property presumed abandoned under s. 177.10 which was sold by the~~
6 ~~administrator within 3 years after the date of delivery, the amount payable for that~~
7 ~~claim is the value of the property at the time the claim was made or the net proceeds~~
8 ~~of sale, whichever is greater.~~ If the property claimed was interest bearing to the
9 owner on the date of surrender by the holder, the administrator shall pay interest at
10 a rate of 6% per year or any lesser rate the property earned while in the possession
11 of the holder. Interest begins to accrue when the property is delivered to the
12 administrator and ceases on the earlier of the expiration of 10 years after delivery
13 or the date on which payment is made to the owner. No interest on interest-bearing
14 property is payable for any period before December 31, 1984.

15 **SECTION 2906.** 177.24 (3) (b) of the statutes is created to read:

16 177.24 (3) (b) If the administrator allows a claim made under sub. (1) (b), the
17 administrator shall pay the claimant the amount reported to the administrator
18 under s. 177.17.

19 **SECTION 2907.** 177.24 (4) of the statutes is amended to read:

20 177.24 (4) Any holder who pays the owner for property that has been delivered
21 to this state which, if claimed from the administrator, would be subject to sub. (3) (a)
22 shall add interest as provided under sub. (3) (a). The added interest shall be repaid
23 to the holder by the administrator in the same manner as the principal.

24 **SECTION 2908.** 177.25 (1m) of the statutes is created to read:

1 177.25 (1m) At any time after December 1 following the reporting, under s.
2 177.17, of property that is in the form of amounts credited under s. 20.912 (1) to the
3 support collections trust fund or amounts not distributable from the support
4 collections trust fund to the persons for whom the amounts were awarded, another
5 state may recover the property under any of the circumstances described in sub. (1)
6 (a) to (d).

7 **SECTION 2909.** 177.25 (2) of the statutes is amended to read:

8 177.25 (2) The claim of another state to recover escheated or abandoned
9 property shall be presented in a form prescribed by the administrator, who shall
10 decide the claim within 90 days after it is presented. The administrator shall allow
11 the claim if he or she determines that the other state is entitled to the abandoned
12 property under sub. (1) or (1m).

13 **SECTION 2910.** 177.265 of the statutes is created to read:

14 **177.265 Reimbursement for claims and administrative expenses. (1)**

15 At least quarterly, the department of workforce development shall reimburse the
16 administrator, based on information provided by the administrator, for all of the
17 following:

18 (a) Any claims paid under ss. 177.24 to 177.26, since the last reimbursement
19 was made, with respect to abandoned property in the form of amounts credited under
20 s. 20.912 (1) to the support collections trust fund and amounts not distributable from
21 the support collections trust fund to the persons for whom the amounts were
22 awarded.

23 (b) Any administrative expenses specified in s. 177.23 (2) (a) to (e), incurred
24 since the last reimbursement was made, with respect to abandoned property in the
25 form of amounts credited under s. 20.912 (1) to the support collections trust fund and

1 amounts not distributable from the support collections trust fund to the persons for
2 whom the amounts were awarded.

3 (2) The administrator shall deposit in the general fund all moneys received
4 under sub. (1).

5 SECTION 2911. 177.35 (2) of the statutes is renumbered 177.35 (2) (a) and
6 amended to read:

7 177.35 (2) (a) An agreement entered into under this section is not enforceable
8 if the agreement is entered into within ~~24~~ 12 months after payment or delivery of the
9 property is due under s. ~~177.19 (1)~~ 177.17 (4) (a).

10 SECTION 2912. 177.35 (2) (b) of the statutes is created to read:

11 177.35 (2) (b) An agreement entered into under this section that relates to
12 property that is in the form of amounts credited under s. 20.912 (1) to the support
13 collections trust fund or amounts not distributable from the support collections trust
14 fund to the persons for whom the amounts were awarded is not enforceable if the
15 agreement is entered into within 12 months after December 1 following the reporting
16 of the property under s. 177.17.

17 SECTION 2913. 178.48 (2) of the statutes is amended to read:

18 178.48 (2) The department shall collect ~~a~~ \$10 the fee established under s.
19 182.01 (4) (c) each time process is served on the department under this chapter.

20 SECTION 2914. 178.48 (3) of the statutes is amended to read:

21 178.48 (3) In addition to the fees required under sub. (1), the department shall
22 collect \$25 the fee established under s. 182.01 (4) (d) for processing in an expeditious
23 manner a document required or permitted to be filed with the department under this
24 chapter.

25 SECTION 2915. 179.16 (4) of the statutes is repealed.

1 **SECTION 2916.** 179.16 (5) of the statutes is amended to read:

2 179.16 (5) The department shall charge and collect, for processing a document
3 required or permitted to be filed under this chapter in an expeditious manner, or
4 ~~preparing the information under sub. (4) in an expeditious manner, the expedited~~
5 ~~service the fee established under s. 182.01 (4) (d) in addition to the fee required by~~
6 other provisions of this chapter.

7 **SECTION 2917.** 179.88 of the statutes is amended to read:

8 **179.88 Substituted service.** Service of process on the department under this
9 subchapter shall be made by serving of duplicate copies of the process on the
10 department, together with a the fee of \$10 established under s. 182.01 (4) (c). The
11 department shall mail notice of the service and a copy of the process within 10 days
12 addressed to the foreign limited partnership at its office in the state of its
13 organization. The time within which the foreign limited partnership may answer or
14 move to dismiss under s. 802.06 (2) does not start to run until 10 days after the date
15 of the mailing. The department shall keep a record of service of process under this
16 section showing the day and hour of service and the date of mailing.

17 **SECTION 2917b.** 180.0122 (1) (a) of the statutes is amended to read:

18 180.0122 (1) (a) Articles of incorporation, ~~1 cent for each authorized share,~~
19 ~~except the minimum fee is \$90 and the maximum fee is \$10,000 and except that the~~
20 ~~fee for investment companies is determined under sub. (1m) \$100.~~

21 **SECTION 2917d.** 180.0122 (1) (m) of the statutes is amended to read:

22 180.0122 (1) (m) Amendment of articles of incorporation, \$40; ~~plus 1 cent for~~
23 ~~each authorized share after the amendment, less a credit of 1 cent for each~~
24 ~~authorized share immediately before the amendment; except the maximum fee~~

1 under this paragraph is \$10,000 and except that the fee for investment companies
2 is determined under sub. (1m).

3 **SECTION 2917f.** 180.0122 (1) (n) of the statutes is amended to read:

4 180.0122 (1) (n) Restatement of articles of incorporation with or without
5 amendment of articles, \$40; ~~plus 1 cent for each authorized share after the~~
6 ~~restatement and any amendment, less a credit of 1 cent for each authorized share~~
7 ~~immediately before the restatement and any amendment; except the maximum fee~~
8 ~~under this paragraph is \$10,000 and except that the fee for investment companies~~
9 ~~is determined under sub. (1m).~~

10 **SECTION 2917h.** 180.0122 (1) (o) of the statutes is amended to read:

11 180.0122 (1) (o) Articles of merger, \$50 for each domestic corporation and each
12 foreign corporation authorized to transact business in this state that is a party to the
13 merger; ~~plus 1 cent for each authorized share of the surviving domestic corporation~~
14 ~~after the merger, less a credit of 1 cent for each share that is authorized immediately~~
15 ~~before the merger by each domestic corporation that is a party to the merger; except~~
16 ~~the maximum fee under this paragraph is \$10,000 and except that the fee for~~
17 ~~investment companies is determined under sub. (1m).~~

18 **SECTION 2917j.** 180.0122 (1) (om) of the statutes is amended to read:

19 180.0122 (1) (om) Articles of share exchange, \$50 for each domestic corporation
20 and each foreign corporation authorized to transact business in this state that is a
21 party to the share exchange; ~~plus 1 cent for each authorized share of the acquiring~~
22 ~~domestic corporation after the share exchange, less a credit of 1 cent for each share~~
23 ~~that is authorized immediately before the share exchange by the acquiring domestic~~
24 ~~corporation; except the maximum fee under this paragraph is \$10,000.~~

25 **SECTION 2917m.** 180.0122 (1) (x) of the statutes is amended to read:

1 180.0122 (1) (x) Annual report of a domestic corporation that is submitted to
2 the department by authorized electronic means, \$25; annual report of a domestic
3 corporation that is submitted to the department on paper, \$40.

4 **SECTION 2917p.** 180.0122 (1) (y) of the statutes is amended to read:

5 180.0122 (1) (y) Annual report of a foreign corporation, ~~\$50,~~ that is submitted
6 to the department by authorized electronic means, \$65, and annual report submitted
7 to the department on paper, \$80, and in case the annual report shows that the foreign
8 corporation employs in this state capital in excess of the amount of capital on which
9 a fee has previously been paid, computed as provided in s. 180.1503, an additional
10 fee which, with previous payments made on account of capital employed in this state,
11 will amount to \$2 for each \$1,000 or fraction thereof of the excess.

12 **SECTION 2918.** 180.0122 (1) (z) of the statutes is amended to read:

13 180.0122 (1) (z) Request for certificate or statement of status, ~~\$5~~ the fee
14 established under s. 182.01 (4) (b).

15 **SECTION 2918m.** 180.0122 (1m) of the statutes is repealed.

16 **SECTION 2919.** 180.0122 (2) of the statutes is amended to read:

17 180.0122 (2) The department shall collect a ~~\$10~~ the fee established under s.
18 182.01 (4) (c) each time process is served on the department under this chapter. The
19 party to a civil, criminal, administrative or investigatory proceeding causing service
20 of process may recover this fee as costs if the party prevails in the proceeding.

21 **SECTION 2920.** 180.0122 (4) of the statutes is amended to read:

22 180.0122 (4) In addition to the fees required under sub. (1), the department
23 shall collect the expedited service fee established under s. 182.01 (4) (d) for
24 processing in an expeditious manner a document required or permitted to be filed
25 under this chapter ~~or~~ and shall collect the fee established under s. 182.01 (4) (f) for

1 preparing in an expeditious manner a certificate of status under s. 180.0128 (1) to
2 (3) or a statement of status under s. 180.0128 (4).

3 **SECTION 2920c.** 180.0701 (4) (c) of the statutes is amended to read:

4 180.0701 (4) (c) Ratification of the selection of independent certified public
5 accountants licensed or certified under ch. 442.

6 **SECTION 2920g.** 180.0826 (2) of the statutes is amended to read:

7 180.0826 (2) Legal counsel, certified public accountants licensed or certified
8 under ch. 442, or other persons as to matters that the director or officer believes in
9 good faith are within the person's professional or expert competence.

10 **SECTION 2920n.** 180.1903 (1) of the statutes is amended to read:

11 180.1903 (1) ~~One~~ Except as provided in sub. (1m), one or more natural persons
12 licensed, certified, or registered pursuant to any provisions of the statutes, if all have
13 the same license, certificate, or registration or if all are health care professionals,
14 may organize and own shares in a service corporation. A service corporation may
15 own, operate, and maintain an establishment and otherwise serve the convenience
16 of its shareholders in carrying on the particular profession, calling, or trade for which
17 the licensure, certification, or registration of its organizers is required.

18 **SECTION 2920r.** 180.1903 (1m) of the statutes is created to read:

19 180.1903 (1m) A service corporation for carrying on the profession of certified
20 public accounting may be organized under sub. (1) if more than 50% of the
21 shareholders are certified public accountants.

22 **SECTION 2920w.** 180.1921 (2) of the statutes is amended to read:

23 180.1921 (2) The report shall show the address of this service corporation's
24 principal office and the name and post-office address of each shareholder, director,
25 and officer of the service corporation and shall certify that, with the exceptions

1 permitted in ~~s. ss.~~ 180.1903 (1m) and 180.1913, each shareholder, director, and
2 officer is licensed, certified, registered, or otherwise legally authorized to render the
3 same professional or other personal service in this state or is a health care
4 professional. The service corporation shall prepare the report on forms prescribed
5 and furnished by the department, and the report shall contain no fiscal or other
6 information except that expressly called for by this section. The department shall
7 forward report blanks by 1st class mail to every service corporation in good standing,
8 at least 60 days before the date on which the service corporation is required by this
9 section to file an annual report.

10 **SECTION 2921.** 181.0122 (1) (zm) of the statutes is amended to read:

11 181.0122 (1) (zm) Request for certificate or statement of status, ~~\$5 or, if~~
12 ~~information other than the information provided under s. 181.0128 (2) is requested,~~
13 \$10 the fee established under s. 182.01 (4) (b).

14 **SECTION 2922.** 181.0122 (2) of the statutes is amended to read:

15 181.0122 (2) PROCESS FEE. The department shall collect a ~~\$10~~ the fee
16 established under s. 182.01 (4) (c) each time process is served on the department
17 under this chapter. The party to a civil, criminal, administrative or investigatory
18 proceeding who is causing service of process may recover this fee as costs if the party
19 prevails in the proceeding.

20 **SECTION 2923.** 181.0122 (4) of the statutes is amended to read:

21 181.0122 (4) EXPEDITED SERVICE FEE. In addition to the fees required under sub.
22 (1), the department shall collect the expedited service fee established under s. 182.01
23 (4) (d) for processing, in an expeditious manner, a document required or permitted
24 to be filed under this chapter ~~or~~ and shall collect the fee established under s. 182.01

1 (4) (f) for preparing, in an expeditious manner, a certificate of status under s.
2 181.0128 (2) or a statement of status under s. 181.0128 (4).

3 **SECTION 2923g.** 181.0850 (2) of the statutes is amended to read:

4 181.0850 (2) PROFESSIONALS AND EXPERTS. Legal counsel, certified public
5 accountants licensed or certified under ch. 442, or other persons as to matters the
6 director or officer believes in good faith are within the person's professional or expert
7 competence.

8 **SECTION 2923r.** 181.1620 (2) (intro.) of the statutes is amended to read:

9 181.1620 (2) (intro.) ~~ACCOUNTANT'S~~ CERTIFIED PUBLIC ACCOUNTANT'S REPORT OR
10 OFFICER'S STATEMENT. If annual financial statements are reported upon by a certified
11 public accountant licensed or certified under ch. 442, the certified public
12 accountant's report must accompany them. If not, the statements must be
13 accompanied by a statement of the president or the person responsible for the
14 corporation's financial accounting records that includes all of the following:

15 **SECTION 2924.** 182.01 (4) of the statutes is repealed and recreated to read:

16 182.01 (4) PREPARATION OF COPIES, ISSUANCE OF CERTIFICATES, AND PERFORMANCE
17 OF SERVICES. The department shall establish by rule the fees for all of the following:

18 (a) Providing electronic access to, or preparing and supplying copies or certified
19 copies of, any resolution, deed, bond, record, document, or paper deposited with or
20 kept by the department under this section.

21 (b) Issuing certificates or statements, in any form, relating to the results of
22 searches of records and files of the department.

23 (c) Processing any service of process, notice, or demand served on the
24 department.

1 (d) Processing, in an expeditious manner, a document required or permitted to
2 be filed with the department.

3 (e) Providing, in an expeditious manner, electronic access to any resolution,
4 deed, bond, record, document, or paper deposited with or kept by the department
5 under this section.

6 (f) Preparing, in an expeditious manner, any copies, certified copies,
7 certificates, or statements provided under this section.

8 **SECTION 2927.** 183.0114 (1) (t) of the statutes is amended to read:

9 183.0114 (1) (t) Request for certificate or statement of status, \$5 the fee
10 established under s. 182.01 (4) (b).

11 **SECTION 2928.** 183.0114 (1) (u) of the statutes is amended to read:

12 183.0114 (1) (u) Processing in an expeditious manner a document required or
13 permitted to be filed under this chapter, or preparing in an expeditious manner a
14 certificate or statement of status, \$25 the fee established under s. 182.01 (4) (d).

15 **SECTION 2932m.** 185.363 (2) of the statutes is amended to read:

16 185.363 (2) Legal counsel, certified public accountants licensed or certified
17 under ch. 442, or other persons as to matters the director or officer believes in good
18 faith are within the person's professional or expert competence.

19 **SECTION 2932h.** 185.61 (1) of the statutes is amended to read:

20 185.61 (1) (a) If otherwise lawful, any 2 or more associations may merge or
21 consolidate under this chapter or under the law of the state where the surviving or
22 new association will exist.

23 (b) Before a cooperative may merge or consolidate with any other association,
24 a written plan of merger or consolidation shall be prepared by the board or by a
25 committee selected by the board or the members for that purpose. The plan shall set

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1 forth all the terms of the merger or consolidation, including any provisions for
2 abandonment of the plan, and the proposed effect of the plan on all members and
3 stockholders of the cooperative, including the treatment of the equity interest of the
4 members upon merger or consolidation.

5 (c) In case of consolidation, the plan of consolidation shall also contain the
6 articles of the new association.

7
8 **SECTION 2932r.** 185.62 (5) of the statutes is created to read:

9 185.62 (5) The surviving association, in the case of a merger, or the new
10 association, in the case of consolidation, shall prepare an annual report on the
11 implementation of any provision in the plan of merger or consolidation relating to the
12 equity interest of any member that was affected by the merger or consolidation. The
13 report shall be kept in the principal office of the surviving association, in the case of
14 a merger, or in the principal office of the new association, in the case of consolidation,
15 and shall be available for inspection by any member whose equity interest was
16 affected by the merger or consolidation. The surviving association, in the case of a
17 merger, or the new association, in the case of consolidation, shall prepare the report
18 until such time that the implementation of any provision in the plan of merger or
19 consolidation relating to the equity interest of any member that was affected by the
20 merger or consolidation is complete.

21 **SECTION 2928r.** 183.0114 (1) (w) of the statutes is amended to read:

22 183.0114 (1) (w) Annual report of a foreign limited liability company, ~~\$50 that~~
23 is submitted to the department by authorized electronic means, \$65; annual report
24 submitted to the department on paper, \$80.

25 **SECTION 2933.** 185.83 (1) (d) of the statutes is amended to read:

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1 185.83 (1) (d) Receiving services of any process, notice or demand, authorized
2 to be served on the department by this chapter, \$10 the fee established under s.
3 182.01 (4) (c).

4 **SECTION 2934.** 185.83 (1) (f) of the statutes is repealed.

5 **SECTION 2935.** 185.83 (1) (fm) of the statutes is repealed.

6 **SECTION 2936.** 185.83 (1) (h) of the statutes is amended to read:

7 185.83 (1) (h) Processing a document required or permitted to be filed or
8 recorded under this chapter in an expeditious manner, ~~or preparing the information~~
9 ~~under par. (f) or (fm) in an expeditious manner,~~ \$25 the fee established under s.
10 182.01 (4) (d) in addition to the fee required by other provisions of this chapter.

11 **SECTION 2972k.** 194.01 (7) of the statutes is amended to read:

12 194.01 (7) “Motor vehicle” means any automobile, truck, trailer, semitrailer,
13 tractor, motor bus or any self-propelled or motor driven vehicle, except a low-speed
14 vehicle, motorcycle, moped, ~~motor bicycle~~ or a vehicle operated on rails.

15 **SECTION 2943m.** 186.094 (2) of the statutes is amended to read:

16 186.094 (2) Legal counsel, certified public accountants licensed or certified
17 under ch. 442, or other persons as to matters the director or officer believes in good
18 faith are within the person’s professional or expert competence.

19 **SECTION 2952m.** 186.15 (1) of the statutes is amended to read:

20 186.15 (1) ANNUAL AUDIT. Except as provided in sub. (2), the board of directors
21 shall hire a ~~licensed~~ certified public accountant licensed or certified under ch. 442 or
22 other qualified person to conduct a comprehensive annual audit of the records,
23 accounts and affairs of the credit union.

24 **SECTION 2972d.** 187.31 (2) of the statutes is amended to read:

1 187.31 (2) Legal counsel, certified public accountants licensed or certified
2 under ch. 442, or other professional persons or experts employed by the incorporated
3 Roman Catholic church, as to matters the director or officer believes in good faith are
4 within the person's professional or expert competence.

5 **SECTION 2972g.** 187.41 (2) of the statutes is amended to read:

6 187.41 (2) Legal counsel, certified public accountants licensed or certified
7 under ch. 442, or other professional persons or experts employed by the religious
8 organization, as to matters the director or officer believes in good faith are within the
9 person's professional or expert competence.

10 **SECTION 2972b.** 196.01 (5) (b) 6. of the statutes is created to read:

11 196.01 (5) (b) 6. A person that owns an electric generating facility or
12 improvement to an electric generating facility that is subject to a leased generation
13 contract, as defined in s. 196.52 (9) (a) 3., unless the person furnishes, directly to the
14 public, telecommunications or sewer service, heat, light, water or power or, by means
15 of pipes or mains, natural gas.

16 **SECTION 2972t.** 195.60 (2) of the statutes is amended to read:

17 195.60 (2) The office shall annually, within 90 days after the close of each fiscal
18 year, ascertain the total of its expenditures during such year which are reasonably
19 attributable to the performance of its duties relating to railroads. For purposes of
20 such calculation, 90% of the expenditures so determined shall be expenditures of the
21 office and 10% of the expenditures so determined shall be expenditures for state
22 government operations. The office shall deduct therefrom all amounts chargeable
23 to railroads under sub. (1) and s. 201.10 (3). A sum equal to the remainder plus 10%
24 of the remainder shall be assessed by the office to the several railroads in proportion
25 to their respective gross operating revenues during the last calendar year, derived

1 from intrastate operations. Such assessment shall be paid within 30 days after the
2 bill has been mailed to the several railroads, which bill shall constitute notice of
3 assessment and demand of payment thereof. The total amount which may be
4 assessed to the railroads under authority of this subsection shall not exceed ~~1.75%~~
5 1.85% of the total gross operating revenues of such railroads, during such calendar
6 year, derived from intrastate operations. Ninety percent of the payment shall be
7 credited to the appropriation account under s. 20.155 (2) (g). The railroads shall
8 furnish such financial information as the office requires.

9 **SECTION 2973.** 196.01 (3n) of the statutes is repealed.

10 **SECTION 2974.** 196.01 (3p) of the statutes is repealed.

11 **SECTION 2975.** 196.01 (3q) of the statutes is renumbered 101.91 (6m) and
12 amended to read:

13 101.91 (6m) “Mobile Manufactured home park contractor” means a person,
14 other than a public utility, as defined in s. 196.01 (5) (a), who, under a contract with
15 a mobile manufactured home park operator, provides water or sewer service to a
16 mobile manufactured home park occupant or performs a service related to providing
17 water or sewer service to a mobile manufactured home park occupant.

18 **SECTION 2976.** 196.01 (3s) of the statutes is renumbered 101.91 (7) and
19 amended to read:

20 101.91 (7) “Mobile Manufactured home park occupant” means a person who
21 rents or owns a mobile manufactured home in a mobile manufactured home park.

22 **SECTION 2977.** 196.01 (3t) of the statutes is renumbered 101.91 (8) and
23 amended to read:

24 101.91 (8) “Mobile Manufactured home park operator” means a person
25 engaged in the business of owning or managing a mobile manufactured home park.

1 **SECTION 2978.** 196.07 (2) of the statutes is amended to read:

2 196.07 (2) If a public utility fails to file a report with the commission containing
3 its balance sheet and other information prescribed by the commission by the date the
4 report is due under sub. (1), the commission may prepare the report from the records
5 of the public utility. All expenses of the commission in preparing the report, plus a
6 penalty equal to 50% of the amount of the expenses, shall be assessed against and
7 collected from the public utility under s. 196.85. The amount of the charge to a public
8 utility shall not be limited by s. 196.85 (1) (b) and shall be in addition to any other
9 charges assessable under s. 196.85. The penalty provision of the charge shall be
10 credited to the general fund under s. 20.906.

11 **SECTION 2979.** 196.195 (12) (b) 1. d. of the statutes is repealed.

12 **SECTION 2980.** 196.196 (1) (cm) of the statutes is repealed.

13 **SECTION 2981.** 196.196 (5) (b) 6. of the statutes is repealed.

14 **SECTION 2981m.** 196.208 (5p) of the statutes is created to read:

15 196.208 (5p) TOLL-FREE CALLS ANSWERED BY PRISONERS. (a) In this subsection:

- 16 1. “Charitable organization” has the meaning given in s. 440.41 (1).
17 2. “Prisoner” has the meaning given in s. 134.73 (1) (b).

18 (b) If a prisoner is employed directly or indirectly by a charitable organization
19 or toll-free service vendor to answer calls made to the charitable organization or
20 toll-free service vendor, the prisoner shall do all of the following immediately upon
21 answering a call:

22 1. Identify himself or herself by name.

23 2. State that he or she is a prisoner.

24 3. Inform the calling party of the name of the correctional or detention facility
25 in which he or she is a prisoner and the city and state in which the facility is located.

1 (c) A charitable organization or toll-free service vendor that directly or
2 indirectly employs a prisoner shall provide reasonable supervision of the prisoner to
3 assure the prisoner's compliance with par. (b).

4 **SECTION 2981p.** 196.208 (10) (a) of the statutes is amended to read:

5 196.208 (10) (a) Subsections (2) to (5) apply to any pay-per-call service that
6 a caller may access by a call originating in this state and ~~sub. subs. (5p) and (5t)~~
7 applies apply to any charitable organization, toll-free service vendor, or employee of
8 a charitable organization or toll-free service vendor that a caller may access by a call
9 originating in this state.

10 **SECTION 2981r.** 196.208 (11) (d) of the statutes is renumbered 196.208 (11) (d)

11 1. and amended to read:

12 196.208 (11) (d) 1. ~~Any~~ Except as provided in subd. 2., any person who violates
13 subs. (2) to (9) shall be required to forfeit not less than \$25 nor more than \$5,000 for
14 each offense.

15 3. Forfeitures under ~~this paragraph~~ subds. 1. and 2. shall be enforced by action
16 on behalf of the state by the department of justice or, upon informing the department
17 of justice, by the district attorney of the county where the violation occurs.

18 **SECTION 2981s.** 196.208 (11) (d) 2. of the statutes is created to read:

19 196.208 (11) (d) 2. a. A prisoner who violates sub. (5p) (b) may be required to
20 forfeit not more than \$500.

21 b. A person who employs a prisoner to answer calls made to a toll-free
22 telephone number may be required to forfeit not more than \$10,000 if the person
23 violates sub. (5p) (c), aids and abets a prisoner's violation of sub. (5p) (b), is a party
24 to a conspiracy with a prisoner to commit a violation of sub. (5p) (b), or advises, hires,
25 or counsels or otherwise procures a prisoner to commit a violation of sub. (5p) (b).

1 **SECTION 2981Lm.** 196.202 (2) of the statutes is amended to read:

2 196.202 (2) SCOPE OF REGULATION. A commercial mobile radio service provider
3 is not subject to ch. 201 or this chapter, except as provided in sub. (5), and except that
4 a commercial mobile radio service provider is subject to s. 196.218 (3) ~~to the extent~~
5 ~~not preempted by federal law. If the application of s. 196.218 (3) to a commercial~~
6 ~~mobile radio service provider is not preempted~~ if the commission promulgates rules
7 that designate commercial mobile radio service providers as eligible to receive
8 universal service funding under both the federal and state universal service fund
9 programs. If the commission promulgates such rules, a commercial mobile radio
10 service provider shall respond, subject to the protection of the commercial mobile
11 radio service provider's competitive information, to all reasonable requests for
12 information about its operations in this state from the commission necessary to
13 administer the universal service fund.

14 **SECTION 2981r.** 196.218 (3) (a) 3. of the statutes is renumbered 196.218 (3) (a)
15 3. (intro.) and amended to read:

16 196.218 (3) (a) 3. (intro.) The commission shall designate the method by which
17 the contributions under this paragraph shall be calculated and collected. The
18 method shall ensure that the contributions are sufficient to generate the following
19 amounts:

20 a. The amount appropriated under ss. s. 20.155 (1) (q), except that in fiscal year
21 2003–04 the total amount of contributions in that fiscal year under this subd. 3. a.
22 may not exceed \$5,000,000 and except that beginning in fiscal year 2004–05 the total
23 amount of contributions in a fiscal year under this subd. 3. a. may not exceed
24 \$6,000,000.

1 **b.** The amounts appropriated under ss. 20.255 (3) (q), 20.275 (1) (s), (t) and (tm)
2 and 20.285 (1) (q).

3 **3m.** Contributions under this paragraph may be based only on the gross
4 operating revenues from the provision of broadcast services identified by the
5 commission under subd. 2. and on intrastate telecommunications services in this
6 state of the telecommunications providers subject to the contribution.

7 **SECTION 2982.** 196.218 (5) (a) 5. of the statutes is amended to read:

8 196.218 (5) (a) 5. To pay costs incurred under contracts under s. 16.974 (~~7~~) to
9 the extent that these costs are not paid under s. 44.73 (2) (d), except that no moneys
10 in the universal service fund may be used to pay installation costs that are necessary
11 for a political subdivision to obtain access to bandwidth under a shared service
12 agreement under s. 44.73 (2r) (a).

13 **SECTION 2983.** 196.218 (5) (a) 6. of the statutes is amended to read:

14 196.218 (5) (a) 6. To pay the department of ~~administration~~ electronic
15 government for telecommunications services provided under s. ~~16.973~~ 22.05 (1) to
16 the campuses of the University of Wisconsin System at River Falls, Stout, Superior
17 and Whitewater.

18 **SECTION 2983m.** 196.218 (5) (a) 10. of the statutes is created to read:

19 196.218 (5) (a) 10. To make the grant awarded by the technology for educational
20 achievement in Wisconsin board to the Racine Unified School District under s. 44.72
21 (3).

22 **SECTION 2984.** 196.218 (5r) (a) 4. of the statutes is amended to read:

23 196.218 (5r) (a) 4. An assessment of how successful investments identified in
24 s. 196.196 (5) (f), assistance provided by the universal service fund ~~or the Wisconsin~~
25 ~~advanced telecommunications foundation,~~ and price regulation and other

1 alternative incentive regulations of telecommunications utilities designed to
2 promote competition have been in advancing the public interest goals identified
3 under s. 196.03 (6), and recommendations for further advancing those goals.

4 **SECTION 2984m.** 196.219 (3) (o)' of the statutes is created to read:

5 196.219 (3) (o) Refuse to transfer or facilitate the transfer of the
6 telecommunications utility's or telecommunications provider's local exchange
7 service customers to another telecommunications provider on the same terms and
8 conditions as the telecommunications utility or telecommunications provider
9 receives from any other telecommunications provider, unless such terms and
10 conditions violate federal law.

11 **SECTION 2989.** 196.26 (1) (a) of the statutes is amended to read:

12 196.26 (1) (a) A complaint filed with the commission that any rate, toll, charge,
13 or schedule, joint rate, regulation, measurement, act, or practice relating to the
14 provision of heat, light, water, power, or telecommunications service, ~~or to the~~
15 ~~provision of water or sewer service by a mobile home park operator or mobile home~~
16 ~~park contractor,~~ is unreasonable, inadequate, unjustly discriminatory, or cannot be
17 obtained.

18 **SECTION 2990.** 196.26 (1m) of the statutes is amended to read:

19 196.26 (1m) INVESTIGATION OF COMPLAINT. If any mercantile, agricultural, or
20 manufacturing society, body politic, municipal organization, or 25 persons file a
21 complaint specified in sub. (1) (a) against a public utility, or if the commission
22 terminates a proceeding on a complaint under s. 196.199 (3) (a) 1m. b., or if a person
23 files a complaint specified in sub. (1) (c), the commission, with or without notice, may
24 investigate the complaint under this section as it considers necessary. ~~If the mobile~~
25 ~~home park occupants of 25% of the total number of mobile homes in a mobile home~~

1 ~~park or the mobile home park occupants of 25 mobile homes in a mobile home park,~~
2 ~~whichever is less, files a complaint specified in sub. (1) (a) against a mobile home park~~
3 ~~contractor or mobile home park operator, the commission, with or without notice,~~
4 ~~may investigate the complaint as it considers necessary.~~ The commission may not
5 issue an order based on an investigation under this subsection without a public
6 hearing.

7 **SECTION 2991.** 196.26 (2) (a) of the statutes is amended to read:

8 196.26 (2) (a) Prior to a hearing under this section, the commission shall notify
9 the public utility, ~~mobile home park contractor, mobile home park operator~~ or party
10 to an interconnection agreement complained of that a complaint has been made, and
11 10 days after the notice has been given the commission may proceed to set a time and
12 place for a hearing and an investigation. This paragraph does not apply to a
13 complaint specified in sub. (1) (b).

14 **SECTION 2992.** 196.26 (2) (b) of the statutes is amended to read:

15 196.26 (2) (b) The commission shall give the complainant and either the public
16 utility, ~~mobile home park contractor, mobile home park operator~~ or party to an
17 interconnection agreement which is the subject of a complaint specified in sub. (1)
18 (a) or (c) or, for a complaint specified in sub. (1) (b), a party to an interconnection
19 agreement who is identified in a notice under s. 196.199 (3) (b) 1. b., 10 days' notice
20 of the time and place of the hearing and the matter to be considered and determined
21 at the hearing. The complainant and either the public utility, ~~mobile home park~~
22 ~~contractor, mobile home park operator~~ or party to the interconnection agreement
23 may be heard. The commission may subpoena any witness at the request of the
24 public utility, ~~mobile home park contractor, mobile home park operator,~~ party to the
25 interconnection agreement, or complainant.

1 **SECTION 2993.** 196.28 (1) of the statutes is amended to read:

2 196.28 (1) If the commission believes that any rate or charge is unreasonable
3 or unjustly discriminatory or that any service is inadequate or cannot be obtained
4 or that an investigation of any matter relating to any public utility ~~or to any provision~~
5 ~~of water or sewer service by a mobile home park operator or mobile home park~~
6 ~~contractor~~ should for any reason be made, the commission on its own motion
7 summarily may investigate with or without notice.

8 **SECTION 2994.** 196.28 (3) of the statutes is amended to read:

9 196.28 (3) Notice of the time and place for a hearing under sub. (2) shall be
10 given to the public utility, ~~mobile home park contractor or mobile home park~~
11 ~~operator~~, and to such other interested persons as the commission considers
12 necessary. After the notice has been given, proceedings shall be had and conducted
13 in reference to the matter investigated as if a complaint specified in s. 196.26 (1) (a)
14 had been filed with the commission relative to the matter investigated. The same
15 order or orders may be made in reference to the matter as if the investigation had
16 been made on complaint under s. 196.26.

17 **SECTION 3001b.** 196.491 (1) (w) of the statutes is renumbered 196.491 (1) (w)
18 1., and 196.491 (1) (w) 1. (intro.), as renumbered, is amended to read:

19 196.491 (1) (w) 1. (intro.) “Wholesale merchant plant” means, except as
20 provided in subd. 2., electric generating equipment and associated facilities located
21 in this state that do not provide service to any retail customer and that are owned
22 and operated by any of the following:

23 **SECTION 3001d.** 196.491 (1) (w) 2. of the statutes is created to read:

1 196.491 (1) (w) 2. “Wholesale merchant plant” does not include an electric
2 generating facility or an improvement to an electric generating facility that is subject
3 to a leased generation contract, as defined in s. 196.52 (9) (a) 3.

4 **SECTION 3001m.** 196.491 (3c) of the statutes is created to read:

5 196.491 (3c) COMMENCEMENT OF CONSTRUCTION OF LARGE ELECTRIC GENERATING
6 FACILITIES. (a) Except as provided in par. (b), an electric utility that has received a
7 certificate of public convenience and necessity under sub. (3) for constructing a large
8 electric generating facility shall commence construction no later than one year after
9 the latest of the following:

10 1. The date on which the commission issues the certificate of public convenience
11 and necessity.

12 2. The date on which the electric utility has been issued every federal and state
13 permit, approval, and license that is required prior to commencement of
14 construction.

15 3. The date on which every deadline has expired for requesting administrative
16 review or reconsideration of every federal and state permit, approval, and license
17 that is required prior to commencement of construction.

18 4. The date on which the electric utility has received the final decision, after
19 exhaustion of judicial review, in every proceeding for judicial review described in sub.
20 (3) (j).

21 (b) Upon showing of good cause, the commission may grant an extension to the
22 deadline specified in par. (a).

23 (c) If an electric utility does not commence construction of a large electric
24 generating facility within the deadline specified in par. (a) or extended under par. (b),

1 the certificate of public convenience and necessity is void, and the electric utility may
2 not commence construction of the large electric generating facility.

3 **SECTION 3001p.** 196.496 of the statutes is created to read:

4 **196.496 Distributed generation facilities. (1) DEFINITION.** In this section,
5 “distributed generation facility” means a facility for the generation of electricity with
6 a capacity of no more than 15 megawatts that is located near the point where the
7 electricity will be used or is in a location that will support the functioning of the
8 electric power distribution grid.

9 **(2) RULES.** The commission shall promulgate rules establishing standards for
10 the connection of distributed generation facilities to electric distribution facilities.
11 To the extent technically feasible and cost effective, the standards shall be uniform
12 and shall promote the development of distributed generation facilities. The
13 standards shall address engineering, electric reliability, and safety concerns and the
14 methods for determining charges for interconnection.

15 **SECTION 3002.** 196.498 (title) of the statutes is repealed.

16 **SECTION 3003.** 196.498 (2) of the statutes is renumbered 101.937 (1) and
17 amended to read:

18 **101.937 (1) RULES.** The ~~commission~~ department shall promulgate rules that
19 establish standards for providing water or sewer service by a ~~mobile~~ manufactured
20 home park operator or ~~mobile~~ manufactured home park contractor to a ~~mobile~~
21 manufactured home park occupant, including requirements for metering, billing,
22 ~~deposits, depositing, arranging~~ deferred payment arrangements, ~~installation of,~~
23 installing service, refusing or discontinuing service, and resolving disputes with
24 respect to service. Rules promulgated under this subsection shall ensure that any
25 charge for water or sewer service is reasonable and not unjustly discriminatory, that

1 the water or sewer service is reasonably adequate, and that any practice relating to
2 providing the service is just and reasonable.

3 **SECTION 3004.** 196.498 (3) of the statutes is renumbered 101.937 (2) and
4 amended to read:

5 101.937 (2) PERMANENT IMPROVEMENTS. A ~~mobile~~ manufactured home park
6 operator may make a reasonable recovery of capital costs for permanent
7 improvements related to the provision of water or sewer service to ~~mobile~~
8 manufactured home park occupants through ongoing rates for water or sewer
9 service.

10 **SECTION 3005.** 196.498 (4) of the statutes is renumbered 101.937 (3) and
11 amended to read:

12 101.937 (3) ENFORCEMENT. (a) ~~Notwithstanding s. 196.44, on~~ On its own motion
13 or upon a complaint filed by a ~~mobile~~ manufactured home park occupant, the
14 ~~commission~~ department may issue an order or commence a civil action against a
15 ~~mobile~~ manufactured home park operator or ~~mobile~~ manufactured home park
16 contractor to enforce this section, any rule promulgated under sub. ~~(2)~~ (1), or any
17 order issued under this paragraph.

18 (b) The department of justice, after consulting with the ~~commission~~
19 department, or any district attorney may commence an action in circuit court to
20 enforce this section.

21 **SECTION 3006.** 196.498 (5) of the statutes is renumbered 101.937 (4) and
22 amended to read:

23 101.937 (4) PRIVATE CAUSE OF ACTION. Any person suffering pecuniary loss
24 because of a violation of any rule promulgated under sub. ~~(2)~~ (1) or order issued under
25 sub. ~~(4)~~ (3) (a) may sue for damages and shall recover twice the amount of any

1 pecuniary loss, together with costs, and, notwithstanding s. 814.04 (1), reasonable
2 attorney fees.

3 **SECTION 3007.** 196.498 (6) of the statutes is renumbered 101.937 (5) and
4 amended to read:

5 101.937 (5) PENALTIES. (a) Any person who violates any rule promulgated
6 under sub. ~~(2)~~ (1) or any order issued under sub. ~~(4)~~ (3) (a) shall forfeit not less than
7 \$25 nor more than \$5,000. Each violation and each day of violation constitutes a
8 separate offense.

9 (b) Any person who intentionally violates any rule promulgated under sub. ~~(2)~~
10 (1) or order issued under sub. ~~(4)~~ (3) (a) shall be fined not less than \$25 nor more than
11 \$5,000 or imprisoned not more than one year in the county jail or both. Each violation
12 and each day of violation constitutes a separate offense.

13 **SECTION 3007m.** 121.06 (4) of the statutes is amended to read:

14 121.06 (4) For purposes of computing state aid under s. 121.08, equalized
15 valuations calculated under sub. (1) and certified under sub. (2) shall include the full
16 value of ~~computers~~ property that ~~are~~ is exempt under s. 70.11 (39) and (39m) as
17 determined under s. 79.095 (3).

18

19 **SECTION 3008mc.** 196.52 (9) of the statutes is created to read:

20 196.52 (9) (a) In this subsection:

21 1. "Electric generating equipment" means any of the following:

22 a. An electric generator.

23 b. A machine that drives an electric generator, including an engine, turbine,
24 water wheel, or wind mill.

1 c. Equipment that converts a fuel or source of energy into energy that powers
2 a machine that drives an electric generator, including a boiler, but not including a
3 nuclear reactor.

4 d. A fuel or photovoltaic cell.

5 2. “Electric generating facility” means electric generating equipment and
6 associated facilities that, together, constitute a complete facility for the generation
7 of electricity.

8 3. “Leased generation contract” means a contract or arrangement or set of
9 contracts or arrangements under which an affiliated interest of a public utility
10 agrees with the public utility to construct or improve an electric generating facility
11 and to lease to the public utility land and the facility for operation by the public
12 utility.

13 (b) The commission may approve a leased generation contract under sub. (3)
14 only if all of the following apply:

15 1. The commission has not issued a certificate under s. 196.49 or a certificate
16 of public convenience and necessity under s. 196.491 (3) before January 1, 2002, for
17 any construction or improvement that is subject to the leased generation contract.

18 2. Construction or improvement of the electric generating facility that is
19 subject to the leased generation contract commences on or after January 1, 2002.

20 3. Except as provided in s. 196.795 (5) (k) 3., no electric generating facility,
21 electric generating equipment, or associated facilities, held or used by the public
22 utility for the provision of electric service, is transferred to the affiliated interest.

23 4. The estimated gross cost of the construction or improvement that is subject
24 to the leased generation contract is at least \$10,000,000.

25 5. The construction or improvement is not to a nuclear-powered facility.

1 6. Any real property that the public utility transfers to the affiliated interest
2 for the purpose of implementing the leased generation contract is transferred at book
3 value, which is determined on the basis of the regulated books of account at the time
4 of the transfer.

5 7. If the public utility transfers real property to the affiliated interest for the
6 purpose of implementing the leased generation contract, the leased generation
7 contract provides for transferring that real property back to the public utility, on the
8 same terms and conditions as the original transfer, if the commission determines
9 that the construction or improvement that is subject to the leased generation
10 contract has not been completed.

11 8. The leased generation contract provides that, upon termination of the
12 contract, all of the following apply:

13 a. The public utility shall have the option, subject to commission approval, to
14 extend the contract, or purchase the electric generating facility or the improvements
15 to an electric generating facility, at fair market value as determined by a valuation
16 process that is conducted by an independent third party and that is specified in the
17 contract.

18 b. If the public utility exercises the option specified in subd. 8. a., the affiliated
19 interest may require the public utility to extend the contract, rather than purchase
20 the facilities or improvements, if the affiliated interest demonstrates to the
21 commission that the extension avoids material adverse tax consequences and that
22 the extension provides terms and conditions that are economically equivalent to a
23 purchase.

24 9. For any gas-fired electric generating facility that is constructed under the
25 leased generation contract, the term of the lease is 20 years or more.

1 10. For any coal-fired electric generating facility that is constructed under the
2 leased generation contract, the term of the lease is 25 years or more.

3 11. The leased generation contract does not take effect until the date on which
4 the affiliated interest commences construction or improvement of the electric
5 generating facility, except that, if the leased generation contract relates to the
6 construction or improvement of more than one electric generating facility, the leased
7 generation contract does not take effect with respect to the construction or
8 improvement of an individual electric generating facility until the date on which the
9 affiliated interest commences construction or improvement on that electric
10 generating facility.

11 (c) Except as provided in par. (d), the commission may not increase or decrease
12 the retail revenue requirements of a public utility on the basis of any income,
13 expense, gain, or loss that is received or incurred by an affiliated interest of the public
14 utility and that arises from the ownership of an electric generating facility or an
15 improvement to an electric generating facility by an affiliated interest under a leased
16 generation contract.

17 (d) The commission shall allow a public utility that has entered into a leased
18 generation contract that has been approved by the commission under sub. (3) to
19 recover fully in its retail rates that portion of any payments under the leased
20 generation contract that the commission allocates to the public utility's retail electric
21 service, and that portion of all other costs that is prudently incurred in the public
22 utility's operation and maintenance of the electric generating facility or
23 improvement that is subject to the leased generation contract and that the
24 commission allocates to the public utility's retail electric service.

1 (e) Notwithstanding sub. (5) (a), the commission may not modify or terminate
2 a leased generation contract approved under sub. (3) except as specified in the leased
3 generation contract or the commission's order approving the leased generation
4 contract.

5 (f) The commission shall maintain jurisdiction to ensure that the construction
6 or improvement under a leased generation contract approved under sub. (3) is
7 completed as provided in the leased generation contract.

8 (g) Nothing in this subsection prohibits a cooperative association organized
9 under ch. 185, a municipal utility, as defined in s. 196.377 (2) (a) 3., or a municipal
10 electric company, as defined in s. 66.0825 (3) (d), from acquiring an interest in an
11 electric generating facility that is constructed pursuant to a leased generation
12 contract or from acquiring an interest in land on which such an electric generating
13 facility is located.

14 **SECTION 3011d.** 196.66 (3) (b) 1. and 3. of the statutes are amended to read:

15 196.66 (3) (b) 1. The appropriateness of the forfeiture to the volume of business
16 of the public utility or telecommunications provider.

17 3. Any good faith attempt to achieve compliance after the public utility,
18 telecommunications provider, agent, director, officer, or employee receives notice of
19 the violation.

20 **SECTION 3011g.** 196.795 (5) (k) 1. of the statutes is amended to read:

21 196.795 (5) (k) 1. Except as provided under subd. 2. or 3., no public utility
22 affiliate may transfer, sell, or lease to any nonutility affiliate with which it is in a
23 holding company system any real property which, on or after November 28, 1985, is
24 held or used for provision of utility service except by public sale or offering to the
25 highest qualified bidder.

1 **SECTION 3011jc.** 196.795 (5) (k) 3. of the statutes is created to read:

2 196.795 (5) (k) 3. For the purpose of implementing a leased generation
3 contract, as defined in s. 196.52 (9) (a) 3., that is approved under s. 196.52 (3), a public
4 utility affiliate may transfer to a nonutility affiliate, at book value determined on the
5 basis of the regulated books of account at the time of the transfer, any of the following:

- 6 a. Land that is held or used for the provision of utility service.
- 7 b. Electric generating equipment or associated facilities that are located on the
8 land on which an electric generating facility subject to a leased generation contract
9 is to be constructed, and that are part of an electric generating facility on that land
10 that is no longer used or useful for the provision of utility service and that has been
11 retired from the provision of utility service.

12 **SECTION 3012.** 196.85 (1) of the statutes is renumbered 196.85 (1) (a) and
13 amended to read:

14 196.85 (1) (a) If the commission in a proceeding upon its own motion, on
15 complaint, or upon an application to it deems it necessary in order to carry out the
16 duties imposed upon it by law to investigate the books, accounts, practices, and
17 activities of, or make appraisals of the property of any public utility, power district,
18 or sewerage system or to render any engineering or accounting services to any public
19 utility, power district, or sewerage system, the public utility, power district, or
20 sewerage system shall pay the expenses attributable to the investigation, including
21 the cost of litigation, appraisal, or service. The commission shall mail a bill for the
22 expenses to the public utility, power district, or sewerage system either at the
23 conclusion of the investigation, appraisal, or services, or during its progress. The bill
24 constitutes notice of the assessment and demand of payment. The public utility,
25 power district, or sewerage system shall, within 30 days after the mailing of the bill,

1 pay to the commission the amount of the special expense for which it is billed. Ninety
2 percent of the payment shall be credited to the appropriation account under s. 20.155

3 (1) (g). ~~The~~

4 (b) Except as provided in sub. (1m) (a), the total amount in any one calendar
5 year for which any public utility, power district, or sewerage system is liable under
6 this subsection, by reason of costs incurred by the commission within the calendar
7 year, including charges under s. 201.10 (3), may not exceed four-fifths of one percent
8 of its gross operating revenues derived from intrastate operations in the last
9 preceding calendar year.

10 (c) Nothing in this subsection shall prevent the commission from rendering
11 bills in one calendar year for costs incurred within a previous year.

12 (d) For the purpose of calculating the costs of investigations, appraisals, and
13 other services under this subsection, 90% of the costs determined shall be costs of the
14 commission and 10% of the costs determined shall be costs of state government
15 operations.

16 **SECTION 3013.** 196.85 (1m) (a) of the statutes is amended to read:

17 196.85 (1m) (a) For the purpose of direct assessment under sub. (1) of expenses
18 incurred by the commission in connection with its activities under s. 196.491, the
19 term “public utility” includes electric utilities, as defined in s. 196.491 (1) (d).
20 Subsection (1) (b) does not apply to assessments for the commission’s activities under
21 s. 196.491 related to the construction of wholesale merchant plants.

22 **SECTION 3014b.** 196.85 (2g) of the statutes is repealed.

23 **SECTION 3015.** 196.85 (3) of the statutes is amended to read:

24 196.85 (3) If any public utility, sewerage system, joint local water authority,
25 ~~mobile home park operator~~ or power district is billed under sub. (1), (2), or (2e) or (2g)

1 and fails to pay the bill within 30 days or fails to file objections to the bill with the
2 commission, as provided in this subsection, the commission shall transmit to the
3 state treasurer a certified copy of the bill, together with notice of failure to pay the
4 bill, and on the same day the commission shall mail by registered mail to the public
5 utility, sewerage system, joint local water authority, ~~mobile home park operator~~ or
6 power district a copy of the notice ~~which~~ that it has transmitted to the state treasurer.
7 Within 10 days after receipt of the notice and certified copy of the bill, the state
8 treasurer shall levy the amount stated on the bill to be due, with interest, by distress
9 and sale of any property, including stocks, securities, bank accounts, evidences of
10 debt, and accounts receivable belonging to the delinquent public utility, sewerage
11 system, joint local water authority, ~~mobile home park operator~~ or power district. The
12 levy by distress and sale shall be governed by s. 74.10, 1985 stats., except that it shall
13 be made by the state treasurer and that goods and chattels anywhere within the state
14 may be levied upon.

15 **SECTION 3016.** 196.85 (4) (a) of the statutes is amended to read:

16 196.85 (4) (a) Within 30 days after the date of the mailing of any bill under sub.
17 (1), (2), or (2e) ~~or~~ (2g), the public utility, sewerage system, joint local water authority,
18 ~~mobile home park operator~~ or power district that has been billed may file with the
19 commission objections setting out in detail the grounds upon which the objector
20 regards the bill to be excessive, erroneous, unlawful, or invalid. The commission,
21 after notice to the objector, shall hold a hearing upon the objections, from 5 to 10 days
22 after providing the notice. If after the hearing the commission finds any part of the
23 bill to be excessive, erroneous, unlawful, or invalid, it shall record its findings upon
24 its minutes and transmit to the objector by registered mail an amended bill, in

1 accordance with the findings. The amended bill shall have the same force and effect
2 under this section as an original bill rendered under sub. (1), (2), or (2e) or (2g).

3 **SECTION 3017.** 196.85 (5) of the statutes is amended to read:

4 196.85 (5) No suit or proceeding may be maintained in any court to restrain or
5 delay the collection or payment of any bill rendered under sub. (1), (2), or (2e) or (2g).
6 Every public utility, sewerage system, joint local water authority, ~~mobile home park~~
7 ~~operator~~ or power district that is billed shall pay the amount of the bill, and after
8 payment may in the manner provided under this section, at any time within 2 years
9 from the date the payment was made, sue the state to recover the amount paid plus
10 interest from the date of payment, upon the ground that the assessment was
11 excessive, erroneous, unlawful, or invalid in whole or in part. If the court finds that
12 any part of the bill for which payment was made was excessive, erroneous, unlawful,
13 or invalid, the state treasurer shall make a refund to the claimant as directed by the
14 court. The refund shall be charged to the appropriations to the commission.

15 **SECTION 3017m.** 196.856 of the statutes is repealed.

16 **SECTION 3018.** 196.858 (1) of the statutes is amended to read:

17 196.858 (1) The commission shall annually assess against local exchange and
18 interexchange telecommunications utilities the total, not to exceed \$5,000,000, of the
19 amounts appropriated under s. ~~20.505 (4) (is)~~ 20.530 (1) (ir).

20 **SECTION 3019.** 196.858 (2) of the statutes is amended to read:

21 196.858 (2) The commission shall assess a sum equal to the annual total
22 amount under sub. (1) to local exchange and interexchange telecommunications
23 utilities in proportion to their gross operating revenues during the last calendar year.
24 If total expenditures for telephone relay service exceeded the payment made under
25 this section in the prior year, the commission shall charge the remainder to assessed

1 telecommunications utilities in proportion to their gross operating revenues during
2 the last calendar year. A telecommunications utility shall pay the assessment within
3 30 days after the bill has been mailed to the assessed telecommunication utility. The
4 bill constitutes notice of the assessment and demand of payment. Payments shall
5 be credited to the appropriation account under s. ~~20.505 (4) (is)~~ 20.530 (1) (ir). (J)

6 **SECTION 3020h.** 200.49 (1) (a) of the statutes is amended to read: (K)

7 ~~200.49 (1) (a) "Minority business" means a sole proprietorship, partnership,~~
8 ~~limited liability company, joint venture or corporation that is at least 51% owned and~~
9 ~~controlled by one or more minority group members and that is engaged in~~
10 ~~construction or construction-related activities~~ business that is certified by the
11 department of commerce under s. 560.036 (2).

12 **SECTION 3020i.** 200.49 (3) (intro.) of the statutes is amended to read:

13 200.49 (3) REQUEST FOR PROPOSALS. (intro.) The executive director shall request
14 proposals for prime contracts from bondable general contractors or construction
15 contractors that are ~~bona fide independent~~ minority businesses. Each proposal
16 submitted shall include all of the following conditions:

17 **SECTION 3020j.** 200.49 (3) (b) of the statutes is amended to read:

18 200.49 (3) (b) A subcontracting plan that provides sufficient detail to enable
19 the executive director to determine that the prime contractor has made or will make
20 a good faith effort to award at least 20% of the total contract amount to ~~bona fide~~
21 ~~independent~~ minority business subcontractors.

22 **SECTION 3020k.** 200.49 (4) of the statutes is repealed.

23 **SECTION 3020e.** 218.0101 (19m) of the statutes is created to read:

24 218.0101 (19m) "Low-speed vehicle" has the meaning given in s. 340.01 (27m).

25 **SECTION 3020j.** 218.0101 (23) (a) 2. of the statutes is amended to read: