

1           **\*b1524/1.20\* SECTION 3606rv.** 442.04 (4) (b) of the statutes is repealed.

2           **\*b1524/1.20\* SECTION 3606rx.** 442.04 (4) (bm) of the statutes is amended to  
3 read:

4           442.04 (4) (bm) ~~After December 31, 2000,~~ a A person may not take the  
5 examination leading to the certificate to practice as a certified public accountant  
6 unless the person has completed at least 150 semester hours of education with an  
7 accounting concentration at an institution, and has received a bachelor's or higher  
8 degree with an accounting concentration from an institution, except as provided in  
9 par. (c).

10           **\*b1524/1.20\* SECTION 3606rz.** 442.04 (4) (c) of the statutes is amended to read:

11           442.04 (4) (c) If an applicant has a bachelor's or higher degree from an  
12 institution but does not have ~~a resident major in accounting required in par. (b) or~~  
13 ~~an accounting concentration required in par. (bm),~~ the examining board may review  
14 such other educational experience from an institution as the applicant presents and,  
15 if the examining board determines that such other experience provides the  
16 reasonable equivalence of ~~a resident major in accounting required in par. (b) or an~~  
17 ~~accounting concentration required in par. (bm),~~ the examining board shall approve  
18 the applicant for examination.

19           **\*b1524/1.20\* SECTION 3606tb.** 442.04 (5) of the statutes is amended to read:

20           442.04 (5) The examining board may not grant a certificate as a certified public  
21 accountant to any person other than a person who is 18 years of age or older, does not  
22 have an arrest or conviction record, subject to ss. 111.321, 111.322, and 111.335, and,  
23 except as provided in s. 442.05, has successfully passed ~~a written~~ an examination  
24 in such subjects affecting accountancy as the examining board considers necessary.  
25 ~~If the person applying for the certificate passes the examination during the period~~

1 ~~beginning on May 17, 1996, and ending on December 31, 2000, the examining board~~  
2 ~~may not grant the certificate unless the applicant has at least 3 years of public~~  
3 ~~accounting experience or its equivalent, the sufficiency of the experience or the~~  
4 ~~equivalency to be judged by the examining board. If the person applying for the~~  
5 ~~certificate passes the examination after December 31, 2000, the~~ The examining  
6 board may not grant the certificate unless the applicant has at least 2 years one year  
7 of public accounting experience or its equivalent, the sufficiency of the experience or  
8 the equivalency to be judged by the examining board. The examining board shall  
9 ensure that evaluation procedures and examinations are nondiscriminatory, relate  
10 directly to accountancy, and are designed to measure only the ability to perform  
11 competently as an accountant. The examining board may use the examination  
12 service provided by the American Institute of Certified Public Accountants.

13 \*b1524/1.20\* SECTION 3606td. 442.06 of the statutes is repealed.

14 \*b1524/1.20\* SECTION 3606tf. 442.07 (title) of the statutes is amended to read:

15 **442.07 (title) Requirements for practice as certified public accountant**  
16 **~~or public accountant.~~**

17 \*b1524/1.20\* SECTION 3606th. 442.07 (1) of the statutes is amended to read:

18 442.07 (1) Any person who has been issued a certificate of the person's  
19 qualifications to practice as a certified public accountant, shall be styled and known  
20 as a "certified public accountant" and no other person shall assume to use such title  
21 or the abbreviation "C.P.A." or any other word, words, letters, or figures to indicate  
22 that the person using the same is a certified public accountant. The terms "chartered  
23 accountant" and "certified accountant" and the abbreviation "C.A." are specifically  
24 prohibited to such other persons as being prima facie misleading to the public. ~~Any~~  
25 ~~person who has been issued a certificate of authority, as herein provided, shall be~~

1 ~~styled and known as a “public accountant” and no other person, other than a certified~~  
2 ~~public accountant, shall assume to use such designation or any other word, words,~~  
3 ~~letters or figures to indicate that such person is entitled to practice as a public~~  
4 ~~accountant.~~

5 \*b1524/1.20\* SECTION 3606tj. 442.07 (2) of the statutes is repealed.

6 \*b1524/1.20\* SECTION 3606tL. 442.07 (3) of the statutes is amended to read:

7 442.07 (3) Any partnership, which firm that is entitled to practice as certified  
8 public accountants in this state or any other state, and every resident member and  
9 resident manager of which the firm who is a certified public accountant of this state,  
10 after registering the partnership firm name with the examining board, may use the  
11 designation “certified public accountants” in connection with the partnership firm  
12 name. ~~Any partnership, every member and resident manager of which is a certified~~  
13 ~~public accountant of this state or any other state or holds a certificate of authority~~  
14 ~~under this chapter, after registering the partnership name with the examining~~  
15 ~~board, may use the designation “public accountants” in connection with the~~  
16 ~~partnership name. An assumed name, in use prior to September 21, 1935, may be~~  
17 ~~used the same as a partnership name, provided the individual persons practicing as~~  
18 ~~principals under that name hold certificates granted by the examining board and~~  
19 ~~register the name with the examining board.~~

20 \*b1524/1.20\* SECTION 3606tn. 442.08 of the statutes is repealed and recreated  
21 to read:

22 **442.08 Licensure.** (1) The department shall issue a license to an individual  
23 who holds an unrevoked certificate as a certified public accountant, submits an  
24 application for the license on a form provided by the department, and pays the fee  
25 specified in s. 440.05 (1).

1           (2) The department shall issue a license to a firm that submits an application  
2 for the license on a form provided by the department, pays the fee specified in s.  
3 440.05 (1), and does each of the following:

4           (a) Identifies each office of the firm that is located in this state.

5           (b) If any person who holds an ownership interest in the firm is not licensed  
6 under sub. (1), designates an individual licensed under sub. (1) as the individual  
7 responsible for the firm's compliance with this chapter.

8           (c) Demonstrates, to the satisfaction of the department, each of the following:

9           1. That all attest services provided by the firm in this state are under the charge  
10 of an individual licensed under sub. (1).

11           2. That more than 50% of the ownership interest of the firm is held by  
12 individuals who hold certificates or licenses to practice as a certified public  
13 accountant issued under the laws of any state or foreign country.

14           3. That each person who holds an ownership interest in the firm, and who does  
15 not hold a certificate or license to practice as a certified public accountant, is an  
16 individual who actively participates in the firm or an affiliated entity.

17           (3) The examining board shall promulgate rules that define "ownership  
18 interest" for purposes of sub. (2) and for determining the percentage of a person's  
19 ownership interest in a firm. In promulgating the rules, the examining board shall  
20 consider the financial interests and voting rights of all members of a firm.

21           **\*b1524/1.20\* SECTION 3606tp.** 442.083 of the statutes is created to read:

22           **442.083 Renewal.** The renewal dates and renewal fees for licenses issued  
23 under this chapter are specified under s. 440.08 (2) (a). The department may not  
24 renew a license issued to a firm unless, at the time of renewal, the firm satisfies the

1 requirements under s. 442.08 (2) and demonstrates, to the satisfaction of the  
2 department, that the firm has complied with the requirements under s. 442.087.

3 \*b1524/1.20\* SECTION 3606tr. 442.087 of the statutes is created to read:

4 **442.087 Peer review. (1) DEFINITION.** In this section, “peer review” means  
5 a process for a person licensed under this chapter to evaluate the professional  
6 competency of the members of a firm who are responsible for attest services provided  
7 by the firm or who sign or authorize another individual to sign accounting reports  
8 or financial statements on behalf of the firm.

9 (2) RENEWAL OF FIRM LICENSES. After January 1, 2005, the department may not  
10 renew the license of a firm unless, at least once every 3 years, the firm undergoes the  
11 peer review that is specified in the rules promulgated under sub. (3) and that is  
12 conducted by a person approved by the examining board under the rules who is not  
13 affiliated with the firm or members of the firm undergoing review.

14 (3) RULES. The examining board shall promulgate rules that describe the peer  
15 review required to renew a firm’s license under sub. (2). The rules shall include  
16 requirements for the examining board to approve one or more persons to conduct the  
17 peer reviews. The rules shall also require each person approved by the examining  
18 board to conduct peer reviews to periodically report to the examining board on the  
19 effectiveness of the peer reviews conducted by the person and to provide the  
20 examining board with a listing of all firms that have undergone peer review  
21 conducted by the person.

22 (4) CONFIDENTIALITY. A person approved by the examining board to conduct  
23 peer reviews may not disclose to any person, including the examining board or the  
24 department, any information obtained or document produced during the course of or

1 as a result of a review unless the firm undergoing the review consents to the  
2 disclosure.

3 \*b1524/1.20\* SECTION 3606tt. 442.10 (1) of the statutes is amended to read:

4 442.10 (1) Whenever any person, as a certified public accountant ~~or public~~  
5 ~~accountant~~, signs or certifies any report, schedule, or statement relative to the affairs  
6 of any corporation, association, or partnership in which the person is financially  
7 interested or by which the person is regularly engaged as an officer or employee, the  
8 signature or certification shall be accompanied by a specific statement setting forth  
9 the fact that the person is financially interested in or is an officer or regular employee  
10 of the corporation, association, or partnership. If the person is both financially  
11 interested and an officer or regular employee, the statement shall cover both  
12 financial interest and employment. In the case of a ~~corporation holding a certificate~~  
13 ~~of authority~~ firm signing or certifying as ~~above~~ described in this subsection, the  
14 interest of any of its ~~stockholders~~ members shall be disclosed.

15 \*b1524/1.20\* SECTION 3606tv. 442.10 (2) of the statutes is amended to read:

16 442.10 (2) Notwithstanding sub. (1), no person licensed under this chapter, and  
17 no firm of which the person is a ~~partner or shareholder~~ member, may express an  
18 opinion as an independent certified public accountant on financial statements of any  
19 enterprise unless the person and the firm are independent of the enterprise. The  
20 requirement for independence under this subsection also extends to the spouse of  
21 such a person and to other relatives having a financial or business relationship with  
22 the enterprise which, in the opinion of the examining board, may impair  
23 independence.

24 \*b1524/1.20\* SECTION 3606tx. 442.11 (1) of the statutes is amended to read:

1           442.11 (1) Uses any term other than certified public accountant or the  
2 abbreviation C. P. A. to indicate that he or she is a certified public accountant with  
3 a specially granted title.

4           **\*b1524/1.20\* SECTION 3606tz.** 442.11 (2) of the statutes is amended to read:

5           442.11 (2) While practicing under an assumed name, or as a member of a  
6 partnership firm, other than a partnership firm with a name that is registered under  
7 s. 442.07 ~~as composed of certified public accountants, or as an officer of a corporation~~  
8 (3), announces, either in writing or by printing, that the assumed name, ~~partnership~~  
9 ~~or corporation or firm~~ is practicing as a certified public accountant.

10           **\*b1524/1.20\* SECTION 3606vb.** 442.11 (3) of the statutes is repealed.

11           **\*b1524/1.20\* SECTION 3606vd.** 442.11 (4) of the statutes is repealed.

12           **\*b1524/1.20\* SECTION 3606vf.** 442.11 (6) of the statutes is repealed.

13           **\*b1524/1.20\* SECTION 3606vh.** 442.11 (7) of the statutes is amended to read:

14           442.11 (7) Practices as a certified public accountant ~~or as a public accountant~~  
15 after his or her certificate has been revoked.

16           **\*b1524/1.20\* SECTION 3606vj.** 442.11 (8) of the statutes is amended to read:

17           442.11 (8) As an individual, ~~member of a partnership or officer or director of~~  
18 ~~a corporation or member of a firm~~, practices or permits the ~~partnership or~~  
19 ~~corporation~~ firm to practice as a certified public accountant ~~or as a public accountant~~  
20 unless a license has been secured for the current licensure period.

21           **\*b1524/1.20\* SECTION 3606vL.** 442.11 (9) of the statutes is amended to read:

22           442.11 (9) Sells, buys, gives, or obtains an alleged certificate as a certified  
23 public accountant, ~~a certificate of authority~~ or a license in any manner other than  
24 that provided for by this chapter.

25           **\*b1524/1.20\* SECTION 3606vn.** 442.11 (10) of the statutes is amended to read:

1           442.11 (10) Attempts to practice as a certified public accountant ~~or as a public~~  
2 ~~accountant~~ under the guise of a certificate not granted by the examining board or  
3 under cover of a certificate obtained illegally or fraudulently.

4           **\*b1524/1.20\* SECTION 3606vp.** 442.11 (12) of the statutes is amended to read:

5           442.11 (12) Attempts by any subterfuge to evade the provisions of this chapter  
6 while practicing as a certified public accountant.

7           **\*b1524/1.20\* SECTION 3606vr.** 442.11 (13) of the statutes is amended to read:

8           442.11 (13) As an individual, ~~a member of a partnership or an officer of a~~  
9 ~~corporation or member of a firm~~, permits to be announced by printed or written  
10 statement that any report, certificate, exhibit, schedule, or statement has been  
11 prepared by or under supervision of a certified public accountant ~~or by or under~~  
12 ~~supervision of a public accountant~~ when the person who prepared the report,  
13 certificate, exhibit, schedule, or statement was not a certified public accountant ~~or~~  
14 ~~public accountant~~.

15           **\*b1524/1.20\* SECTION 3606vt.** 442.12 (intro.) of the statutes is amended to  
16 read:

17           **442.12 Disciplinary action.** (intro.) Subject to the rules promulgated under  
18 s. 440.03 (1), the examining board may do any of the following:

19           **\*b1524/1.20\* SECTION 3606vv.** 442.12 (3) of the statutes is amended to read:

20           442.12 (3) In the case of a ~~corporation or a partnership~~ firm, revoke, limit, or  
21 suspend the license of the ~~partnership or corporation~~ firm, or reprimand it, if it is  
22 found that any officer, director or member of the firm has been guilty of such act or  
23 omission as would be cause for revoking, limiting, or suspending a certificate or  
24 license to the person as an individual or for reprimanding the person.

25           **\*b1524/1.20\* SECTION 3606vx.** 442.13 of the statutes is amended to read:



1           **442.13 Ownership of accountant's working papers.** All statements,  
2 records, schedules, working papers, and memoranda made by a certified public  
3 accountant ~~or public accountant~~ incident to or in the course of professional service  
4 to clients by ~~such a certified public~~ certified public accountant, except reports submitted by a  
5 certified public accountant ~~or public accountant~~ to a client, shall be and remain the  
6 property of ~~such the certified public~~ the certified public accountant, in the absence of an express  
7 agreement between ~~such the certified public~~ the certified public accountant and the client to the  
8 contrary. No such statement, record, schedule, working paper, or memorandum shall  
9 be sold, transferred, or bequeathed, without the consent of the client or the client's  
10 personal representative or assignee, to anyone other than ~~one or more surviving~~  
11 ~~partners or new or successor partners of such~~ any member of the firm of the certified  
12 public accountant.

13           **\*b1524/1.20\* SECTION 3606vz.** 442.14 of the statutes is repealed.

14           **\*b0737/2.1\* SECTION 3607.** 445.125 (1) (a) 2. of the statutes is amended to read:

15           445.125 (1) (a) 2. Notwithstanding s. 701.12 (1), such agreements may be made  
16 irrevocable as to the first ~~\$2,500~~ \$3,000 of the funds paid under the agreement by  
17 each depositor.

18           **\*b2044/1.2\* SECTION 3608bc.** 447.04 (1) (b) of the statutes is amended to read:

19           447.04 (1) (b) ~~The~~ Except as provided in par. (c), the examining board may grant  
20 a license to practice dentistry to an individual who is licensed in good standing to  
21 practice dentistry in another state or territory of the United States or in another  
22 country if the applicant meets the requirements for licensure established by the  
23 examining board by rule and upon presentation of the license and payment of the fee  
24 specified under s. 440.05 (2).

25           **\*b2044/1.2\* SECTION 3608be.** 447.04 (1) (c) of the statutes is created to read:

1           447.04 (1) (c) 1. The examining board shall grant a license to practice dentistry  
2 to an applicant who is licensed in good standing to practice dentistry in another  
3 jurisdiction upon presentation of the license and who does all of the following:

4           a. Pays the fee specified in s. 440.05 (2).

5           b. Submits evidence satisfactory to the examining board that the applicant has  
6 been offered employment as a full-time faculty member at a school of dentistry in  
7 this state.

8           c. Makes responses during any interview that the examining board may  
9 require that demonstrate, to the satisfaction of the examining board, that the  
10 applicant is competent to practice dentistry.

11           2. A license granted under subd. 1. authorizes the license holder to practice  
12 dentistry only within educational facilities and only for the purpose of carrying out  
13 the license holder's teaching duties.

14           3. A license granted under subd. 1. is no longer in effect if the license holder  
15 ceases to be employed as a full-time faculty member at a school of dentistry in this  
16 state.

17           4. The examining board may promulgate rules to carry out the purposes of this  
18 paragraph.

19           **\*b1524/1.20\* SECTION 3608bf.** 447.34 (2) of the statutes is amended to read:

20           447.34 (2) Legal counsel, certified public accountants licensed under ch. 442,  
21 or other persons as to matters the director or officer believes in good faith are within  
22 the person's professional or expert competence.

23           **\*b1505/4.8\* SECTION 3608bh.** 450.03 (1) (f) of the statutes is created to read:

24           450.03 (1) (f) A person who has successfully completed his or her second year  
25 in, and is enrolled at, an accredited school of pharmacy and whose practice of

1 pharmacy is limited to performing duties under the direct supervision of a person  
2 licensed as a pharmacist by the board.

3 \*b1505/4.8\* SECTION 3608bi. 450.03 (1) (g) of the statutes is created to read:

4 450.03 (1) (g) A person who has applied for a license under s. 450.05 whose  
5 practice of pharmacy is limited to performing duties under the direct supervision of  
6 a person licensed as a pharmacist by the board and during the period before which  
7 the board takes final action on the person's application.

8 \*b1505/4.8\* SECTION 3608bk. 450.04 (3) (b) of the statutes is amended to read:

9 450.04 (3) (b) Has completed an internship in the practice of pharmacy under  
10 s. 450.045 or has practical experience acquired in another state which is comparable  
11 to that included in the an internship and which is approved and verified by the board  
12 or by the agency which is the equivalent of the board in the state in which the  
13 practical experience was acquired.

14 \*b1505/4.8\* SECTION 3608bL. 450.045 of the statutes is repealed.

15 \*b2047/1.2\* SECTION 3608cg. 452.01 (3p) of the statutes is created to read:

16 452.01 (3p) "Closing agent" means any person who coordinates the closing of  
17 a conveyance of real estate by ensuring that title to the real estate is transferred to  
18 the buyer and that the purchase price is transferred to the seller, except that "closing  
19 agent" does not include any of the following:

20 (a) A receiver, trustee, administrator, executor, guardian, or other person  
21 appointed by or acting under the judgment or order of any court.

22 (b) A public officer while performing his or her official duties.

23 (c) A depository institution.

24 (d) An employee of a person specified in pars. (a) to (c) when the employee is  
25 engaged in the specific performance as such an employee.

1 (e) An attorney licensed to practice in this state while acting within the scope  
2 of his or her attorney's license.

3 \*b2047/1.2\* SECTION 3608cm. 452.035 of the statutes is created to read:

4 **452.035 Closing agents.** No person, including an escrow agent, as defined in  
5 s. 138.052 (5m) (a) or 707.49 (1) (d), may engage in the business or occupation of, or  
6 advertise or hold himself or herself out as, a closing agent unless the person is  
7 registered as a closing agent by the department. The department shall issue a  
8 certificate of registration as a closing agent to a person who submits an application  
9 to the department on a form provided by the department, pays the fee specified in  
10 s. 440.05 (1), and submits evidence satisfactory to the department that he or she is  
11 competent to act as a closing agent. Renewal applications shall be submitted to the  
12 department on a form provided by the department on or before the applicable  
13 renewal date specified under s. 440.08 (2) (a) and shall include the applicable  
14 renewal fee specified under s. 440.08 (2) (a).

15 \*b2047/1.2\* SECTION 3608cr. 452.05 (1) (a) of the statutes is amended to read:

16 452.05 (1) (a) Grant and issue licenses to brokers and salespersons and  
17 registrations to time-share salespersons and closing agents.

18 \*b1556/1.1\* SECTION 3608cs. 452.07 (1m) of the statutes is created to read:

19 452.07 (1m) The department shall promulgate rules that specify the  
20 supervisory duties of brokers under s. 452.12 (3).

21 \*b2047/1.2\* SECTION 3608dg. 452.11 (1) of the statutes is amended to read:

22 452.11 (1) A nonresident may become a broker, salesperson ~~or~~, time-share  
23 salesperson, or closing agent by conforming to all the provisions of this chapter.

24 \*b1556/1.1\* SECTION 3608dm. 452.12 (3) (a) of the statutes is renumbered  
25 452.12 (3) and amended to read:

1           452.12 (3) BROKER'S LIABILITY FOR ACTS OF EMPLOYEES. Each broker shall  
2 supervise, and is responsible for the acts of, any broker, salesperson, or time-share  
3 salesperson employed by the broker.

4           **\*b1556/1.1\* SECTION 3608dp.** 452.12 (3) (b) of the statutes is repealed.

5           **\*b2047/1.2\* SECTION 3608dq.** 452.12 (6) (a) of the statutes is amended to read:

6           452.12 (6) (a) Any licensee, except a time-share salesperson registered under  
7 s. 452.025 or a closing agent registered under s. 452.035, may apply for registration  
8 as an inactive licensee on or before the license renewal date. This paragraph does  
9 not apply after October 31, 1995.

10           **\*b2047/1.2\* SECTION 3608dr.** 452.13 (1) (b) of the statutes is renumbered  
11 452.01 (3w).

12           **\*b2047/1.2\* SECTION 3608eg.** 452.13 (1) (c) of the statutes is created to read:

13           452.13 (1) (c) "Closing funds" means any money related to the closing of real  
14 estate conveyance that is received by a closing agent. "Closing funds" does not  
15 include client funds, unless the client funds are transferred to a closing agent.

16           **\*b2047/1.2\* SECTION 3608em.** 452.13 (2) (a) of the statutes is amended to read:

17           452.13 (2) (a) A broker who holds client funds or a closing agent who holds  
18 closing funds shall establish an interest-bearing common trust account in a  
19 depository institution. The interest-bearing common trust account shall earn  
20 interest at a rate not less than that applicable to individual accounts of the same  
21 type, size, and duration and for which withdrawals or transfers can be made without  
22 delay, subject to any notice period that the depository institution is required to  
23 observe by law or regulation.

24           **\*b2047/1.2\* SECTION 3608er.** 452.13 (2) (b) (intro.) of the statutes is amended  
25 to read:

1           452.13 (2) (b) (intro.) Any broker or closing agent who maintains an  
2 interest-bearing common trust account shall do all of the following:

3           **\*b2047/1.2\* SECTION 3608fg.** 452.13 (2) (c) of the statutes is amended to read:

4           452.13 (2) (c) A broker or closing agent shall deposit all client funds or closing  
5 funds in the interest-bearing common trust account.

6           **\*b2047/1.2\* SECTION 3608fm.** 452.13 (2) (e) (intro.) of the statutes is amended  
7 to read:

8           452.13 (2) (e) (intro.) For each interest-bearing common trust account, the  
9 broker or closing agent shall direct the depository institution to do all of the  
10 following:

11           **\*b2047/1.2\* SECTION 3608fr.** 452.13 (2) (e) 2. of the statutes is amended to  
12 read:

13           452.13 (2) (e) 2. When the interest remittance is sent, furnish to the  
14 department of administration and to the broker or closing agent maintaining the  
15 interest-bearing common trust account a statement that includes the name of the  
16 broker or closing agent for whose account the remittance is made, the rate of interest  
17 applied, the amount of service charges or fees deducted, if any, and the account  
18 balance for the period that the statement covers.

19           **\*b2047/1.2\* SECTION 3608gg.** 452.13 (2) (f) 1. of the statutes is amended to  
20 read:

21           452.13 (2) (f) 1. May not assess a service charge or fee that is due on an  
22 interest-bearing common trust account against any broker or closing agent or,  
23 except as provided in subd. 3., against any other account, regardless of whether the  
24 same broker or closing agent maintains the other account.

25           **\*b2047/1.2\* SECTION 3608gm.** 452.13 (3) of the statutes is amended to read:

1           452.13 (3) DEPOSIT PROVISIONS. A broker or closing agent who deposits client  
2 funds or closing funds in an interest-bearing common trust account in compliance  
3 with this section may not be held liable to the owner or beneficial owner of the client  
4 funds or closing funds for damages due to compliance with this section. A broker,  
5 salesperson, or time-share salesperson who deposits client funds, or a closing agent  
6 who deposits closing funds, in an interest-bearing common trust account in  
7 compliance with this section is not required to disclose alternative depository  
8 arrangements that could be made by the parties or to disclose that a deposit will be  
9 made under this section.

10           **\*b2047/1.2\* SECTION 3608gr.** 452.13 (4) of the statutes is amended to read:

11           452.13 (4) TRUST ACCOUNT OPTIONAL. This section does not require a broker or  
12 closing agent to hold client funds or closing funds or require a person to transfer  
13 client funds to a broker or transfer closing funds to a closing agent.

14           **\*b1556/1.1\* SECTION 3608h.** 452.139 (2) (c) of the statutes is amended to read:

15           452.139 (2) (c) Nothing in this subsection limits the liability of a broker under  
16 s. 452.12 (3) (a) for misrepresentations made by an employee who is a broker.  
17 Nothing in this subsection limits the liability of a client for a misrepresentation that  
18 the client makes in connection with brokerage services.

19           **\*b2047/1.2\* SECTION 3608hg.** 452.14 (1) of the statutes is amended to read:

20           452.14 (1) The department shall, upon motion of the board or upon its own  
21 determination, conduct investigations and, as appropriate, may hold hearings and  
22 make findings, if the department receives credible information that a broker,  
23 salesperson ~~or~~, time-share salesperson, or closing agent has violated this chapter or  
24 any rule promulgated under this chapter.

1           **\*b2047/1.2\* SECTION 3608hm.** 452.14 (3) (intro.) of the statutes is amended  
2 to read:

3           452.14 (3) (intro.) Disciplinary proceedings shall be conducted by the board  
4 according to rules adopted under s. 440.03 (1). The board may revoke, suspend, or  
5 limit any broker's, salesperson's ~~or~~ time-share salesperson's, or closing agent's  
6 license or registration, or reprimand the holder of the license or registration, if it  
7 finds that the holder of the license or registration has:

8           **\*b2047/1.2\* SECTION 3608hr.** 452.14 (3) (b) of the statutes is amended to read:

9           452.14 (3) (b) Made any substantial misrepresentation with reference to a  
10 transaction injurious to a seller or purchaser in which the broker, salesperson ~~or~~,  
11 time-share salesperson, or closing agent acts as agent;

12           **\*b2047/1.2\* SECTION 3608ig.** 452.14 (3) (h) of the statutes is amended to read:

13           452.14 (3) (h) Failed, within a reasonable time, to account for or remit any  
14 moneys coming into the broker's, salesperson's ~~or~~, time-share salesperson's, or  
15 closing agent's possession which belong to another person;

16           **\*b2047/1.2\* SECTION 3608im.** 452.14 (3) (i) of the statutes is amended to read:

17           452.14 (3) (i) Demonstrated incompetency to act as a broker, salesperson ~~or~~,  
18 time-share salesperson, or closing agent in a manner which safeguards the interests  
19 of the public;

20           **\*b2047/1.2\* SECTION 3608ir.** 452.14 (3) (jm) of the statutes is amended to read:

21           452.14 (3) (jm) Intentionally encouraged or discouraged any person from  
22 purchasing or renting real estate in a particular area on the basis of race. If the board  
23 finds that any broker, salesperson ~~or~~, time-share salesperson, or closing agent has  
24 violated this paragraph, the board shall, in addition to any temporary penalty  
25 imposed under this subsection, apply the penalty provided in s. 452.17 (4);



1           **\*b2047/1.2\* SECTION 3608jg.** 452.17 (2) of the statutes is amended to read:

2           452.17 (2) Any person who engages in or follows the business or occupation of,  
3           or advertises or holds himself or herself out as or acts temporarily or otherwise as,  
4           a time-share salesperson or closing agent in this state without being registered with  
5           the department shall be prosecuted by the district attorney in the county where the  
6           violation occurs and may be fined not less than \$25 nor more than \$200 or imprisoned  
7           not less than 10 days nor more than 6 months or both.

8           **\*b2047/1.2\* SECTION 3608jm.** 452.17 (4) (a) (intro.) of the statutes is amended  
9           to read:

10           452.17 (4) (a) (intro.) If the board finds that any broker, salesperson ~~or,~~  
11           time-share salesperson, or closing agent has violated s. 452.14 (3) (jm), the board:

12           **\*b2047/1.2\* SECTION 3608jr.** 452.17 (4) (a) 1. of the statutes is amended to  
13           read:

14           452.17 (4) (a) 1. Shall, for the first offense, suspend the license or registration  
15           of the broker, salesperson ~~or,~~ time-share salesperson, or closing agent for not less  
16           than 90 days.

17           **\*b2047/1.2\* SECTION 3608kg.** 452.17 (4) (a) 2. of the statutes is amended to  
18           read:

19           452.17 (4) (a) 2. Shall, for the 2nd offense, revoke the license or registration of  
20           the broker, salesperson ~~or,~~ time-share salesperson or closing agent.

21           **\*b2047/1.2\* SECTION 3608km.** 452.20 of the statutes is amended to read:

22           **452.20 Limitation on actions for commissions.** No person engaged in the  
23           business or acting in the capacity of a broker, salesperson ~~or,~~ time-share salesperson,  
24           or closing agent within this state may bring or maintain an action in the courts of this  
25           state for the collection of a commission or compensation for the performance of any

1 act mentioned in this chapter without alleging and proving that he or she was a duly  
2 licensed broker, or salesperson or registered time-share salesperson or closing agent  
3 at the time the alleged cause of action arose.

4 **\*b2047/1.2\* SECTION 3608kr.** 452.21 of the statutes is amended to read:

5 **452.21 Compensation presumed.** In any prosecution for violation of this  
6 chapter, proof that a person acted as a broker, agent, salesperson ~~or~~, time-share  
7 salesperson, or closing agent is prima facie proof that compensation therefor was  
8 received or promised.

9 **\*b2047/1.2\* SECTION 3608Lg.** 452.22 (2) of the statutes is amended to read:

10 452.22 (2) The certificate of the secretary or his or her designee to the effect that  
11 a specified individual or business entity is not or was not on a specified date the  
12 holder of a broker's, salesperson's ~~or~~, time-share salesperson's, or closing agent's  
13 license or registration, or that a specified license or registration was not in effect on  
14 a date specified, or as to the issuance, limitation, suspension, or revocation of any  
15 license or registration or the reprimand of any holder thereof, the filing or  
16 withdrawal of any application or its existence or nonexistence, is prima facie  
17 evidence of the facts therein stated for all purposes in any action or proceedings.

18 **\*b2205/2.1\* SECTION 3619k.** 560.031 (3) of the statutes, as created by 1997  
19 Wisconsin Act 27, is renumbered 560.031 (3) (am).

20 **\*b2205/2.1\* SECTION 3619m.** 560.031 (3) (bc) of the statutes is created to read:

21 560.031 (3) (bc) In awarding grants, loans, and manufacturing rebates under  
22 this subsection, the board shall give priority to projects that involve recovered  
23 materials that constitute a relatively high volume of solid waste generated in this  
24 state or that are hazardous to human health or the environment.

25 **\*b2205/2.1\* SECTION 3619n.** 560.031 (3) (cm) of the statutes is created to read:

1           560.031 (3) (cm) Annually, the board shall allocate up to \$200,000 in financial  
2 assistance under this subsection for forgivable loans for projects that have  
3 exceptional potential to meet one of the qualifying considerations under par. (am) 1.,  
4 2., 3., or 4., but do not comply with the standard criteria established by the board or  
5 department for meeting its fiduciary responsibilities in managing state resources.

6           **\*b2205/2.1\* SECTION 3619s.** 560.031 (6m) of the statutes is created to read:

7           560.031 (6m) Annually, in consultation with the council on recycling, the board  
8 shall establish a list of materials recovered from solid waste for which the board may  
9 award financial assistance.

10           **\*b0957/1.18\* SECTION 3619sd.** 560.036 (2) (a) of the statutes is amended to  
11 read:

12           560.036 (2) (a) For the purposes of ss. 16.75 (3m), 16.854, 16.855 (10m), 16.87  
13 (2), 18.16, 18.64, 18.77, 25.17 (59), 25.185, 34.05 (4), 38.18, 43.17 (9) (a), 59.52 (29)  
14 (c), 59.57 (1) (b), 60.47 (7), 61.55 (3), 62.15 (1) (c), 66.0901 (6), 84.075, 84.076, 119.495  
15 (2), 120.12 (27), 200.49, 200.57, 229.46, 229.70, 229.8273, 229.845, 231.27 and,  
16 232.05 (2) (d), 234.01 (4n) (a) 3m. d., 234.35, 234.65 (1) (g), 252.12 (2) (c) 2., 560.038,  
17 560.039, and 560.80 to 560.85, the department shall establish and periodically  
18 update a list of certified minority businesses, minority financial advisers, and  
19 minority investment firms. Any business, financial adviser, or investment firm may  
20 apply to the department for certification. For purposes of this paragraph, unless the  
21 context otherwise requires, a “business” includes a financial adviser or investment  
22 firm.

23           **\*b0957/1.18\* SECTION 3619sg.** 560.036 (3) (a) of the statutes is amended to  
24 read:

1           560.036 (3) (a) The department shall promulgate rules establishing procedures  
2 to implement sub. (2). Those rules shall include a rule prescribing a uniform  
3 application form for certification under sub. (2).

4           **\*b0957/1.18\* SECTION 3619sj.** 560.036 (3) (c) of the statutes is amended to  
5 read:

6           560.036 (3) (c) The department may promulgate rules establishing conditions  
7 with which a business, financial adviser, or investment firm must comply to qualify  
8 for certification, in addition to the qualifications specified under sub. (1) (e), (ep), and  
9 (fm), respectively. Those rules may not require that a business, financial adviser, or  
10 investment firm submit any income or franchise tax return to the department as a  
11 condition for qualification for certification.

12           **\*b0957/1.18\* SECTION 3619sm.** 560.038 (1) (ar) of the statutes is amended to  
13 read:

14           560.038 (1) (ar) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~  
15 means a business that is certified by the department under s. 560.036 (2).

16           **\*b0957/1.18\* SECTION 3619sp.** 560.039 (1) (b) of the statutes is amended to  
17 read:

18           560.039 (1) (b) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~  
19 means a business that is certified by the department under s. 560.036 (2).

20           **\*b2161/1.5\* SECTION 3619w.** 560.06 (2) of the statutes is amended to read:

21           560.06 (2) In each fiscal year ~~1999–2000~~, the department ~~may~~ shall provide ~~up~~  
22 ~~to~~ \$100,000 from the appropriations under s. 20.143 (1) (c) and (ic) in assistance to  
23 ~~a~~ the nonprofit organization specified in sub. (1) that provides assistance to  
24 organizations and individuals in urban areas. Notwithstanding sub. (1), the  
25 department shall use the moneys authorized under this subsection in accordance

1 with the memorandum of understanding under sub. (1) and shall ensure that the  
2 nonprofit organization provides assistance to organizations and individuals in an  
3 area that includes the city of Beloit.

4 \***-0646/2.1\*** SECTION 3625. 560.13 (1) (b) of the statutes is amended to read:

5 560.13 (1) (b) “Brownfields redevelopment” means any work or undertaking by  
6 a person, ~~municipality or local development corporation~~ to acquire a brownfields  
7 facility or site and to raze, demolish, remove, reconstruct, renovate, or rehabilitate  
8 the facility or existing buildings, structures, or other improvements at the site for the  
9 purpose of promoting the use of the facility or site for commercial, industrial, or other  
10 purposes. “Brownfields redevelopment” does not include construction of new  
11 facilities on the site for any purpose other than environmental remediation  
12 activities.

13 \***-0646/2.2\*** SECTION 3626. 560.13 (1) (e) of the statutes is repealed.

14 \***-0646/2.3\*** SECTION 3627. 560.13 (1) (f) of the statutes is repealed.

15 \***-0646/2.4\*** SECTION 3628. 560.13 (1) (g) of the statutes is amended to read:

16 560.13 (1) (g) “Person” means an individual, partnership, limited liability  
17 company, corporation or limited liability company, nonprofit organization, city,  
18 village, town, county, or trustee, including a trustee in bankruptcy.

19 \***-0646/2.5\*** SECTION 3629. 560.13 (2) (a) (intro.) of the statutes is amended to  
20 read:

21 560.13 (2) (a) (intro.) Subject to subs. (4) and (5), from the appropriations under  
22 s. 20.143 (1) (br) and (qm) the department may make a grant to a person,  
23 ~~municipality or local development corporation~~ if all of the following apply:

24 \***-0647/1.1\*** SECTION 3630. 560.13 (2) (a) 1m. of the statutes is created to read:

1           560.13 (2) (a) 1m. The recipient does not use the grant proceeds to pay lien  
2 claims of the department of natural resources or the federal environmental  
3 protection agency based on investigation or remediation activities of the department  
4 of natural resources or the federal environmental protection agency or to pay  
5 delinquent real estate taxes or interest or penalties that relate to those taxes.

6           \***-0673/2.1**\* SECTION 3631. 560.13 (4) (a) of the statutes is repealed.

7           \***b0391/1.1**\* SECTION 3631m. 560.13 (4) (ac) of the statutes is created to read:  
8           560.13 (4) (ac) The department shall consider grant applications and award  
9 grants on a semiannual basis.

10          \***-0673/2.2**\* SECTION 3632. 560.13 (4) (am) of the statutes is repealed.

11          \***-0650/6.6**\* SECTION 3634. 560.137 (1) (c) of the statutes is amended to read:  
12          560.137 (1) (c) “Qualified business” means an existing or start-up business,  
13 including a Native American business, that is located in this state.

14          \***b0397/3.5**\* SECTION 3634c. 560.137 (2) of the statutes is renumbered 560.137  
15 (2) (a), and 560.137 (2) (a) (intro.), as renumbered, is amended to read:

16          560.137 (2) (a) (intro.) Subject to ~~subs. (3), (4) and (5) pars. (bm), (c), and (d),~~  
17 from the appropriations under s. 20.143 (1) (ig) and (kj), the department may do all  
18 of the following:

19          \***b0397/3.5**\* SECTION 3634d. 560.137 (3) of the statutes is renumbered 560.137  
20 (2) (bm), and 560.137 (2) (bm) (intro.), as renumbered, is amended to read:

21          560.137 (2) (bm) (intro.) The department may not make a grant or loan to a  
22 qualified business under this ~~section~~ subsection unless the department determines  
23 all of the following:

24          \***b0397/3.5**\* SECTION 3634dm. 560.137 (3m) of the statutes is created to read:

1           560.137 (3m) From the appropriation under s. 20.143 (1) (kj), the department  
2 shall make grants to Oneida Small Business, Inc., and Project 2000 for the purpose  
3 of providing grants and loans to businesses. To be eligible for a grant or loan from  
4 proceeds under this subsection, a business must be located in this state in a county  
5 that contains or that is adjacent to any portion of an Oneida reservation and must  
6 satisfy any of the following criteria:

7           (a) The business is a start-up business.

8           (b) The business, together with any affiliate, subsidiary, or parent entity, has  
9 fewer than 50 employees.

10          (c) The business is at least 51% owned, controlled, and actively managed by a  
11 member or members of the Oneida tribe.

12           **\*b0397/3.5\* SECTION 3634e.** 560.137 (4) of the statutes is renumbered 560.137  
13 (2) (c) and amended to read:

14           560.137 (2) (c) As a condition of approval of a grant or loan under this ~~section~~  
15 subsection, the department shall require that the qualified business provide  
16 matching funds for at least 25% of the cost of the project. The department may waive  
17 the requirement under this ~~subsection~~ paragraph if the department determines that  
18 the qualified business is subject to extreme financial hardship.

19           **\*b0397/3.5\* SECTION 3634f.** 560.137 (5) of the statutes is renumbered 560.137  
20 (2) (d) and amended to read:

21           560.137 (2) (d) The department may not award a grant or loan under this  
22 ~~section~~ subsection to a qualified business for any purpose that is related to tourism  
23 unless the department of tourism concurs in the award.

24           **\*b0397/3.5\* SECTION 3634g.** 560.137 (6) of the statutes is renumbered 560.137  
25 (2) (e), and 560.137 (2) (e) 1. and 2., as renumbered, are amended to read:

1           560.137 (2) (e) 1. The department shall deposit into the appropriation account  
2 under s. 20.143 (1) (ig) all moneys received in repayment of loans made under this  
3 ~~section~~ subsection.

4           2. The department may forgive all or any part of a loan made under this ~~section~~  
5 subsection.

6           \*~~0650/6.7~~\* SECTION 3635. 560.138 (1) (a) of the statutes is renumbered  
7 560.138 (1) (an).

8           \*~~0650/6.8~~\* SECTION 3636. 560.138 (1) (ac) of the statutes is created to read:  
9 560.138 (1) (ac) “Brownfields” has the meaning given in s. 560.13 (1) (a).

10          \*~~0650/6.9~~\* SECTION 3637. 560.138 (1) (b) of the statutes is amended to read:  
11 560.138 (1) (b) “Qualified business” means an existing or start-up business,  
12 including a Native American business, that is located in or expanding into this state.

13          \*~~0650/6.10~~\* SECTION 3638. 560.138 (1) (c) of the statutes is created to read:  
14 560.138 (1) (c) “Remediating brownfields” means abating, removing, or  
15 containing environmental pollution at a brownfields facility or site, or restoring soil  
16 or groundwater at a brownfields facility or site.

17          \*~~0650/6.11~~\* SECTION 3639. 560.138 (2) (a) of the statutes is renumbered  
18 560.138 (2) (a) (intro.) and amended to read:

19          560.138 (2) (a) (intro.) Subject to subs. (3) and (4), from the appropriations  
20 under s. 20.143 (1) (~~id~~) (ig) and (~~km~~) (kj), the department may make a grant or loan  
21 to a qualified business for a project for ~~the purpose of diversifying~~ any of the following  
22 purposes:

23           1. Diversifying the economy of a community.

24          \*~~0650/6.12~~\* SECTION 3640. 560.138 (2) (a) 2. of the statutes is created to read:

25          560.138 (2) (a) 2. Remediating brownfields.



1           \***-0650/6.13\* SECTION 3641.** 560.138 (2) (b) 4. of the statutes is created to read:  
2           560.138 (2) (b) 4. Whether a project will take place in a rural community, as  
3 determined by the department.

4           \***-0650/6.14\* SECTION 3642.** 560.138 (5) of the statutes is amended to read:  
5           560.138 (5) The department shall deposit into the appropriation account under  
6 s. 20.143 (1) (~~id~~) (ig) all moneys received in repayment of loans made under this  
7 section.

8           \***-1864/6.2\* SECTION 3643.** 560.139 (1) (a) of the statutes is renumbered  
9 560.139 (1) (a) 1. and amended to read:

10           560.139 (1) (a) 1. Subject to ~~par. (b)~~ subd. 2., from the appropriation under s.  
11 20.143 (1) (~~kj~~) ~~or (km)~~ ~~or from both appropriations~~, the department shall make grants  
12 to the city of Milwaukee to fund a program to be administered by the Milwaukee  
13 Economic Development Corporation. Under the program, the Milwaukee Economic  
14 Development Corporation shall provide grants to persons for remediation and  
15 economic redevelopment projects in the Menomonee valley. A person may not receive  
16 a grant unless the person provides matching funds for at least 50% of the cost of the  
17 project.

18           \***-1864/6.3\* SECTION 3644.** 560.139 (1) (b) of the statutes is renumbered  
19 560.139 (1) (a) 2. and amended to read:

20           560.139 (1) (a) 2. The department may not expend more than \$900,000 in  
21 grants to the city of Milwaukee under this subsection paragraph.

22           \***-1864/6.4\* SECTION 3645.** 560.139 (1) (c) of the statutes is created to read:

23           560.139 (1) (c) 1. From the appropriation under section 20.143 (1) (qm) of the  
24 statutes, the department shall make a grant of \$375,000 in fiscal year 2001–02 and  
25 a grant of \$375,000 in fiscal year 2002–03 to the Milwaukee Economic Development

1 Corporation and a grant of \$375,000 in fiscal year 2001–02 and a grant of \$375,000  
2 in fiscal year 2002–03 to the Menomonee Valley Partners, Inc. The grants in fiscal  
3 year 2001–02 shall be made no later than 120 days after the effective date of this  
4 subdivision .... [revisor inserts date], and the grants in fiscal year 2002–03 shall be  
5 made no later than October 1, 2002.

6 2. The proceeds of the grants under subd. 1. must be used to fund projects that  
7 are selected for funding on the basis of the degree of blight and underused economic  
8 potential in the area, the area's potential for redevelopment, and the project's  
9 compatibility with the Menomonee Valley land use plan. The grant proceeds may be  
10 used to fund the cost of acquisitions, demolition, environmental assessments,  
11 removal of underground storage tanks and abandoned containers, site  
12 investigations, cleanup, and monitoring, and other costs associated with such  
13 activities.

14 3. A person may not receive for a project a grant from the Milwaukee Economic  
15 Development Corporation or the Menomonee Valley Partners, Inc., that is funded  
16 with the proceeds of a grant under subd. 1. unless the person provides matching  
17 funds at least equal to the amount of the grant received by the person.

18 \*~~0650/6.15~~ SECTION 3646. 560.139 (2) (a) of the statutes is amended to read:  
19 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) ~~or (km) or from~~  
20 ~~both appropriations~~, the department shall make grants to the Northwest Regional  
21 Planning Commission to match federal or private funds for the purpose of  
22 establishing a community-based venture fund. Subject to par. (b), the department  
23 shall provide grants in an amount that equals 50% of the total amount that the  
24 Northwest Regional Planning Commission receives in the year from federal or  
25 private sources for the community-based venture fund.

1           **\*b1524/1.21\* SECTION 3649m.** 560.16 (6) (a) 3. of the statutes is amended to  
2 read:

3           560.16 (6) (a) 3. A verified statement of the financial condition and business  
4 operation of the existing business for the previous 3 years, certified by an  
5 independent certified public accountant licensed or certified under ch. 442.

6           **\*b2175/2.3\* SECTION 3650.** 560.165 (title) of the statutes is amended to read:

7           **560.165 (title) ~~Division of international and export development~~**  
8 **International services; fees and assessments.**

9           **\*b2175/2.3\* SECTION 3651.** 560.165 of the statutes is renumbered 560.165 (1)  
10 and amended to read:

11           560.165 (1) The division of international and export development may charge  
12 fees for services it provides to cover the costs incurred by the division in providing  
13 the services. The division shall ~~deposit all fees~~ credit all moneys collected under this  
14 section in subsection to the appropriation account under s. 20.143 (1) (g).

15           **\*b2175/2.3\* SECTION 3652.** 560.165 (2) of the statutes is created to read:

16           560.165 (2) The department may assess a state agency on a premium basis for  
17 the cost of services that are provided by the department's international liaison and  
18 that are requested by the state agency. Any premium charged by the department  
19 under this section must be agreed to by the state agency paying the premium. The  
20 department shall credit all moneys received from state agencies under this section  
21 to the appropriation account under s. 20.143 (1) (k).

22           **\*-0653/1.1\* SECTION 3653.** 560.167 (1) (a) of the statutes is amended to read:

23           560.167 (1) (a) "Eligible business" means a business operating in this state that  
24 manufactures a product or performs a service, or both, with a potential to be exported  
25 and that, together with all of its affiliates and subsidiaries and its parent company,

1 had gross annual sales of \$25,000,000 or less in the calendar year preceding the year  
2 in which it applies for a reimbursement under this section.

3 **\*-0653/1.2\* SECTION 3654.** 560.167 (1) (d) of the statutes is created to read:

4 560.167 (1) (d) “United States trade show” means a trade event held in the  
5 United States that brings prospective foreign buyers to a central location and that  
6 is certified or coordinated by the U.S. department of commerce or the department.

7 **\*-0653/1.3\* SECTION 3655.** 560.167 (2) (intro.) of the statutes is amended to  
8 read:

9 560.167 (2) (intro.) Subject to ~~sub.~~ subs. (2m) and (5), the department may  
10 make reimbursements totaling no more than \$100,000 in a fiscal year from the  
11 appropriations under s. 20.143 (1) (c) and (ie) to eligible businesses for any of the  
12 following:

13 **\*-0653/1.4\* SECTION 3656.** 560.167 (2) (a) of the statutes is amended to read:

14 560.167 (2) (a) Fees for participation in a trade show, U.S. trade show, or  
15 matchmaker trade delegation event.

16 **\*-0653/1.5\* SECTION 3657.** 560.167 (2) (b) of the statutes is amended to read:

17 560.167 (2) (b) Costs associated with shipping displays, sample products,  
18 catalogs, or advertising material to a trade show, U.S. trade show, or matchmaker  
19 trade delegation event.

20 **\*-0653/1.6\* SECTION 3658.** 560.167 (2) (c) of the statutes is amended to read:

21 560.167 (2) (c) Costs incurred at a trade show, U.S. trade show, or matchmaker  
22 trade delegation event for utilities, booth construction, or necessary modifications or  
23 repairs.

24 **\*-0653/1.7\* SECTION 3659.** 560.167 (2) (d) of the statutes is amended to read:

1           560.167 (2) (d) Costs associated with foreign language translation of brochures  
2 or product information or with the use of translation services at a trade show, U.S.  
3 trade show, or matchmaker trade delegation event.

4           \***-0653/1.8\*** SECTION 3660. 560.167 (2m) of the statutes is created to read:

5           560.167 (2m) The department may reimburse the fees and costs under sub. (2)  
6 that are related to participation in a U.S. trade show only if the eligible business  
7 seeking reimbursement for its participation has developed a high-technology  
8 product with worldwide application.

9           \***-0653/1.9\*** SECTION 3661. 560.167 (5) (b) of the statutes is amended to read:

10           560.167 (5) (b) Reimburse an eligible business more than \$5,000 for  
11 participation in a trade show, U.S. trade show, or matchmaker trade delegation  
12 event.

13           \***-0653/1.10\*** SECTION 3662. 560.167 (5) (c) of the statutes is amended to read:

14           560.167 (5) (c) Reimburse an eligible business for participating more than one  
15 time in the same trade show, U.S. trade show, or matchmaker trade delegation event  
16 held at different times or in different locations.

17           \***-0653/1.11\*** SECTION 3663. 560.167 (6) of the statutes is amended to read:

18           560.167 (6) An eligible business that is approved for a reimbursement under  
19 sub. (4) shall provide to the department, within 90 days after the trade show, U.S.  
20 trade show, or matchmaker trade delegation event for which the reimbursement is  
21 sought, documentation detailing the costs for which the reimbursement is sought.

22           \***-0649/2.1\*** SECTION 3664. 560.17 (7) (e) of the statutes is created to read:

23           560.17 (7) (e) If the board awards, and the department makes, a grant under  
24 sub. (3) or (5c), the department may contract directly with and pay grant proceeds

1 directly to any person providing technical or management assistance to the grant  
2 recipient.

3 \*b2090/2.1\* SECTION 3664m. 560.172 of the statutes is created to read:

4 **560.172 Fire suppression grant program. (1) GRANTS.** (a) From the  
5 appropriation under s. 20.143 (1) (n), the department of commerce shall award  
6 grants to fire departments for up to 50% of the cost of acquiring fire suppression  
7 equipment and materials.

8 (b) The department of commerce may not award more than \$250,000 in grants  
9 per fiscal year under this section.

10 (2) ELIGIBLE RECIPIENTS. A fire department is eligible for grants under this  
11 section if all of the following apply:

12 (a) The area in which the fire department provides fire protection and fire  
13 prevention services has a population of less than 6,000 on the date on which the  
14 application for the grant is submitted to the department of commerce.

15 (b) The fire department responds to all of the first alarms for structural fires  
16 that are issued in the area described in par. (a).

17 (c) The fire department has entered into an agreement with at least one other  
18 fire department to assist the latter fire department in the suppression of structural  
19 fires.

20 (3) ELIGIBLE EQUIPMENT AND MATERIALS. (a) A recipient of a grant under this  
21 section may use the grant proceeds to acquire, to the extent permitted under federal  
22 law, any of the following fire suppression equipment or materials:

23 1. Protective equipment and fire resistant clothing.

24 2. Fire suppression tools and communication equipment.

1           3. Materials necessary for fire prevention training or information that is  
2 provided by the recipient.

3           4. Fire suppression training equipment and materials.

4           5. Other equipment and materials as specified by rule by the department of  
5 commerce.

6           (b) A recipient of a grant under this section may not use the grant proceeds to  
7 acquire any of the following:

8           1. Buildings or vehicles.

9           2. Search and rescue or emergency medical equipment.

10          3. Equipment or materials that are used exclusively for suppressing forest  
11 fires.

12          (4) RULES. The department of commerce shall promulgate rules establishing  
13 criteria and procedures for awarding grants under this section. The rules shall  
14 include a definition of “structural fire” for purposes of this section.

15          \*~~0649/2.2~~\* SECTION 3665. 560.175 (7) of the statutes is created to read:

16          560.175 (7) If the department awards a grant under this section, the  
17 department may contract directly with and pay grant proceeds directly to any person  
18 providing technical or management assistance to the grant recipient.

19          \*~~0645/3.5~~\* SECTION 3667. 560.183 (title) of the statutes is amended to read:

20          560.183 (title) **Physician and dentist loan assistance program.**

21          \*~~0645/3.6~~\* SECTION 3668. 560.183 (1) (ad) of the statutes is created to read:

22          560.183 (1) (ad) “Dental health shortage area” means an area that is  
23 designated by the federal department of health and human services under 42 CFR  
24 part 5, appendix B, as having a shortage of dental professionals.

25          \*~~0645/3.7~~\* SECTION 3669. 560.183 (1) (ae) of the statutes is created to read:

1           560.183 (1) (ae) “Dentist” means a dentist, as defined in s. 447.01 (7), who is  
2 licensed under ch. 447 and who practices general or pediatric dentistry.

3           \***-0645/3.8\* SECTION 3670.** 560.183 (2) (a) of the statutes is amended to read:

4           560.183 (2) (a) The department may repay, on behalf of a physician or dentist,  
5 up to \$50,000 in educational loans obtained by the physician or dentist from a public  
6 or private lending institution for education in an accredited school of medicine or  
7 dentistry or for postgraduate medical or dental training.

8           \***-0645/3.9\* SECTION 3671.** 560.183 (2) (b) of the statutes is amended to read:

9           560.183 (2) (b) A physician or dentist who is a participant in the national health  
10 service corps scholarship program under 42 USC 254n, or a physician or dentist who  
11 was a participant in that program and who failed to carry out his or her obligations  
12 under that program, is not eligible for loan repayment under this section.

13           \***-0645/3.10\* SECTION 3672.** 560.183 (3) (a) of the statutes is amended to read:

14           560.183 (3) (a) The department shall enter into a written agreement with the  
15 physician. ~~In the agreement, the physician shall agree, in which the physician~~  
16 agrees to practice at least 32 clinic hours per week for 3 years in one or more eligible  
17 practice areas in this state, except that a physician specializing in psychiatry may  
18 only agree to practice psychiatry in a mental health shortage area and a physician  
19 in the expanded loan assistance program under sub. (9) may only agree to practice  
20 at a public or private nonprofit entity in a health professional shortage area. The  
21 physician shall also agree to care for patients who are insured or for whom health  
22 benefits are payable under medicare, medical assistance, or any other governmental  
23 program.

24           \***-0645/3.11\* SECTION 3673.** 560.183 (3) (am) of the statutes is created to read:



1           560.183 (3) (am) The department shall enter into a written agreement with the  
2 dentist, in which the dentist agrees to practice at least 32 clinic hours per week for  
3 3 years in one or more dental health shortage areas in this state. The dentist shall  
4 also agree to care for patients who are insured or for whom dental health benefits are  
5 payable under medicare, medical assistance, or any other governmental program.

6           \***-0645/3.12\*** SECTION 3674. 560.183 (5) (b) 1. of the statutes is amended to  
7 read:

8           560.183 (5) (b) 1. The degree to which there is an extremely high need for  
9 medical care in the eligible practice area or health professional shortage area in  
10 which ~~the~~ a physician desires to practice and the degree to which there is an  
11 extremely high need for dental care in the dental health shortage area in which a  
12 dentist desires to practice.

13           \***-0645/3.13\*** SECTION 3675. 560.183 (5) (b) 2. of the statutes is amended to  
14 read:

15           560.183 (5) (b) 2. The likelihood that a physician will remain in the eligible  
16 practice area or health professional shortage area, and that a dentist will remain in  
17 the dental health shortage area, in which he or she desires to practice after the loan  
18 repayment period.

19           \***-0645/3.14\*** SECTION 3676. 560.183 (5) (b) 3. of the statutes is amended to  
20 read:

21           560.183 (5) (b) 3. The per capita income of the eligible practice area or health  
22 professional shortage area in which a physician desires to practice and of the dental  
23 health shortage area in which a dentist desires to practice.

24           \***-0645/3.15\*** SECTION 3677. 560.183 (5) (b) 4. of the statutes is amended to  
25 read:

1           560.183 (5) (b) 4. The financial or other support for physician recruitment and  
2 retention provided by individuals, organizations, or local governments in the eligible  
3 practice area or health professional shortage area in which a physician desires to  
4 practice and for dentist recruitment and retention provided by individuals,  
5 organizations, or local governments in the dental health shortage area in which a  
6 dentist desires to practice.

7           \***-0645/3.16\*** SECTION 3678. 560.183 (5) (b) 5. of the statutes is amended to  
8 read:

9           560.183 (5) (b) 5. The geographic distribution of the physicians and dentists  
10 who have entered into loan repayment agreements under this section and the  
11 geographic distribution of the eligible practice areas ~~or~~, health professional shortage  
12 areas, and dental health shortage areas in which the eligible applicants desire to  
13 practice.

14           \***-0645/3.17\*** SECTION 3679. 560.183 (5) (d) of the statutes is amended to read:

15           560.183 (5) (d) An agreement under sub. (3) does not create a right of action  
16 against the state on the part of the physician, dentist, or the lending institution for  
17 failure to make the payments specified in the agreement.

18           \***-0645/3.18\*** SECTION 3680. 560.183 (6m) (a) (intro.) of the statutes is  
19 amended to read:

20           560.183 (6m) (a) (intro.) The department shall, by rule, establish penalties to  
21 be assessed by the department against physicians and dentists who breach ~~an~~  
22 ~~agreement~~ agreements entered into under sub. (3) ~~(a)~~. The rules shall do all of the  
23 following:

24           \***-0645/3.19\*** SECTION 3681. 560.183 (8) (b) of the statutes is amended to read:

1           560.183 (8) (b) Advise the department and rural health development council  
2 on the identification of eligible practice areas with an extremely high need for  
3 medical care and dental health shortage areas with an extremely high need for  
4 dental care.

5           \*~~0645/3.20~~\* SECTION 3682. 560.183 (8) (d) of the statutes is amended to read:

6           560.183 (8) (d) Assist the department to publicize the program under this  
7 section to physicians, dentists, and eligible communities.

8           \*~~0645/3.21~~\* SECTION 3683. 560.183 (8) (e) of the statutes is amended to read:

9           560.183 (8) (e) Assist physicians and dentists who are interested in applying  
10 for the program under this section.

11           \*~~0645/3.22~~\* SECTION 3684. 560.183 (8) (f) of the statutes is amended to read:

12           560.183 (8) (f) Assist communities in obtaining physicians' and dentists'  
13 services through the program under this section.

14           \*~~0645/3.23~~\* SECTION 3685. 560.183 (9) (intro.) of the statutes is amended to  
15 read:

16           560.183 (9) EXPANDED LOAN ASSISTANCE PROGRAM. (intro.) The department may  
17 agree to repay loans as provided under this section on behalf of a physician or dentist  
18 under an expanded physician and dentist loan assistance program that is funded  
19 through federal funds in addition to state matching funds. To be eligible for loan  
20 repayment under the expanded physician and dentist loan assistance program, a  
21 physician or dentist must fulfill all of the requirements for loan repayment under  
22 this section, as well as all of the following:

23           \*~~0645/3.24~~\* SECTION 3686. 560.183 (9) (a) of the statutes is amended to read:

24           560.183 (9) (a) The physician or dentist must be a U.S. citizen.

25           \*~~0645/3.25~~\* SECTION 3687. 560.183 (9) (b) of the statutes is amended to read:

1           560.183 (9) (b) The physician or dentist may not have a judgment lien against  
2 his or her property for a debt to the United States.

3           \*~~0645/3.26~~\* SECTION 3688. 560.183 (9) (c) (intro.) of the statutes is amended  
4 to read:

5           560.183 (9) (c) (intro.) The physician or dentist must agree to do all of the  
6 following:

7           \*~~0645/3.27~~\* SECTION 3689. 560.183 (9) (c) 2. of the statutes is amended to  
8 read:

9           560.183 (9) (c) 2. Use a sliding fee scale or a comparable method of determining  
10 payment arrangements for patients who are not eligible for medicare or medical  
11 assistance and who are unable to pay the customary fee for the physician's or  
12 dentist's services.

13           \*~~0645/3.28~~\* SECTION 3690. 560.183 (9) (c) 3. of the statutes is amended to  
14 read:

15           560.183 (9) (c) 3. Practice at a public or private nonprofit entity in a health  
16 professional shortage area, if a physician, or in a dental health shortage area, if a  
17 dentist.

18           \*b0400/4.4\* SECTION 3690b. 560.184 (1) (ag) of the statutes is created to read:  
19 560.184 (1) (ag) "Dental health shortage area" has the meaning given in s.  
20 560.183 (1) (ad).

21           \*b0400/4.4\* SECTION 3690c. 560.184 (1) (aj) of the statutes is created to read:  
22 560.184 (1) (aj) "Dental hygienist" means an individual licensed under s.  
23 447.04 (2).

24           \*b0400/4.4\* SECTION 3690d. 560.184 (1) (am) of the statutes is amended to  
25 read:

1           560.184 (1) (am) “Eligible practice area” means a primary care shortage area,  
2 an American Indian reservation, or trust lands of an American Indian tribe, except  
3 that with respect to a dental hygienist “eligible practice area” means a dental health  
4 shortage area.

5           **\*b0400/4\* SECTION 3690e.** 560.184 (1) (b) of the statutes is amended to read:

6           560.184 (1) (b) “Health care provider” means a dental hygienist, physician  
7 assistant, nurse–midwife, or nurse practitioner.

8           **\*b0400/4.4\* SECTION 3690f.** 560.184 (3) (a) of the statutes is amended to read:

9           560.184 (3) (a) The department shall enter into a written agreement with the  
10 health care provider. In the agreement, the health care provider shall agree to  
11 practice at least 32 clinic hours per week for 3 years in one or more eligible practice  
12 areas in this state, except that a health care provider in the expanded loan assistance  
13 program under sub. (8) who is not a dental hygienist may only agree to practice at  
14 a public or private nonprofit entity in a health professional shortage area.

15           **\*b0400/4.4\* SECTION 3690g.** 560.184 (5) (b) 1. of the statutes is amended to  
16 read:

17           560.184 (5) (b) 1. The degree to which there is an extremely high need for  
18 medical care in the eligible practice area or health professional shortage area in  
19 which an eligible applicant who is not a dental hygienist desires to practice and the  
20 degree to which there is an extremely high need for dental care in the dental health  
21 shortage area in which an eligible applicant who is a dental hygienist desires to  
22 practice.

23           **\*b0400/4.4\* SECTION 3690h.** 560.184 (7) (a) of the statutes is amended to read:

1           560.184 (7) (a) Advise the department and council on the identification of  
2 communities with an extremely high need for health care, including dental health  
3 care.

4           **\*b0400/4.4\* SECTION 3690i.** 560.184 (8) (c) 2. and 3. of the statutes are  
5 amended to read:

6           560.184 (8) (c) 2. Use a sliding fee scale or a comparable method of determining  
7 payment arrangements for patients who are not eligible for medicare or medical  
8 assistance and who are unable to pay the customary fee for the physician's health  
9 care provider's services.

10           3. Practice at a public or private nonprofit entity in a health professional  
11 shortage area, if the health care provider is not a dental hygienist, or in a dental  
12 health shortage area, if the health care provider is a dental hygienist.

13           **\*-0645/3.29\* SECTION 3691.** 560.185 (1) of the statutes is amended to read:

14           560.185 (1) Advise the department on matters related to the physician and  
15 dentist loan assistance program under s. 560.183 and the health care provider loan  
16 assistance program under s. 560.184.

17           **\*-1735/2.4\* SECTION 3692.** 560.25 (2) (intro.) of the statutes is amended to  
18 read:

19           560.25 (2) GRANTS. (intro.) Subject to subs. sub. (4) and (5), the department  
20 may make a grant from the appropriation under s. 20.143 (1) (ko) and a grant of up  
21 to \$500,000 in each fiscal year from the appropriation under s. 20.143 (1) (ie) to a  
22 technology-based nonprofit organization to provide support for a manufacturing  
23 extension center if all of the following apply:

24           **\*b2161/1.6\* SECTION 3692c.** 560.25 (2) (intro.) of the statutes, as affected by  
25 2001 Wisconsin Act .... (this act), is amended to read:

1           560.25 (2) GRANTS. (intro.) Subject to sub. (4), the department may make a  
2 grant from the appropriation under s. 20.143 (1) (ko) ~~and a grant of up to \$500,000~~  
3 ~~in each fiscal year from the appropriation under s. 20.143 (1) (ie)~~ to a  
4 technology-based nonprofit organization to provide support for a manufacturing  
5 extension center if all of the following apply:

6           \*~~1735/2.5~~\* SECTION 3693. 560.25 (5) of the statutes is repealed.

7           \*~~0654/1.1~~\* SECTION 3694. 560.42 (5) of the statutes is repealed and recreated  
8 to read:

9           560.42 (5) REPORT. Beginning in 2003 and biennially thereafter, the center  
10 shall prepare a report describing its activities under this section since the period  
11 covered in the previous report. The department shall submit the report with the  
12 report required under s. 560.55. The report may include recommendations for the  
13 legislature, governor, public records board, and regulatory agencies on simplifying  
14 the process of applying for permits, of reviewing and making determinations on  
15 permit applications, and of issuing permits, and shall include information on the  
16 number of requests for assistance, the types of assistance provided, and the center's  
17 success in resolving conflicts in permit application and review processes.

18           \*~~0654/1.2~~\* SECTION 3695. 560.42 (6) of the statutes is repealed.

19           \*~~1881/4.5~~\* SECTION 3696. 560.44 (2) of the statutes is amended to read:

20           560.44 (2) ADMINISTRATION OF BROWNFIELDS ~~GRANT PROGRAM~~ PROGRAMS. The  
21 center shall assist in administering the grant program under s. 560.13 and in  
22 administering grants and loans under s. 560.138 that are made for brownfields  
23 remediation projects.

24           \*~~0654/1.3~~\* SECTION 3697. 560.55 (1) of the statutes is repealed.

1           \*~~0654/1.4~~\* SECTION 3698. 560.55 (2) of the statutes is renumbered 560.55 and  
2 amended to read:

3           **560.55 Evaluation and report Report.** ~~No Beginning on October 15, 2003,~~  
4 ~~and no later than January 1 October 15~~ of each odd-numbered year ~~thereafter~~, the  
5 department shall submit to the governor and to the chief clerk of each house of the  
6 legislature, for distribution to the legislature under s. 13.172 (2), a report ~~containing~~  
7 ~~the evaluation prepared under sub. (1) and describing the department's activities~~  
8 ~~and the result of the department's activities under s. 560.54 since the period covered~~  
9 in the previous report. The department ~~shall combine this report with the report~~  
10 ~~required under s. 560.42 (5) and~~ may combine this report with other reports  
11 published by the department, ~~including the report under s. 15.04 (1) (d).~~ The report  
12 may include recommendations for legislative proposals to change the  
13 entrepreneurial assistance programs and intermediary assistance programs.

14           \*~~0667/5.14~~\* SECTION 3700. 560.70 (7) of the statutes is renumbered 560.70  
15 (7) (a) and amended to read:

16           560.70 (7) (a) ~~“Tax~~ Except as provided in pars. (b) and (c), “tax benefits” means  
17 the development zones credit under ss. 71.07 (2dx), 71.28 (1dx), and 71.47 (1dx),  
18 ~~except that in,~~

19           (b) In s. 560.795, “tax benefits” means the development zones investment credit  
20 under ss. 71.07 (2di), 71.28 (1di), and 71.47 (1di) and the development zones credit  
21 under ss. 71.07 (2dx), 71.28 (1dx), and 71.47 (1dx). With respect to the development  
22 opportunity zones under s. 560.795 (1) (e) and (f), “tax benefits” also means the  
23 development zones capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and  
24 71.47 (1dm).

25           \*~~b2195/1.23~~\* SECTION 3700d. 560.70 (7) (c) of the statutes is created to read:



1           560.70 (7) (c) In s. 560.798, “tax benefits” means the development zones capital  
2 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm) and the  
3 development zones credit under ss. 71.07 (2dx), 71.28 (1dx), and 71.47 (1dx).

4           \***-0667/5.15\*** SECTION 3701. 560.795 (1) (e) of the statutes is created to read:

5           560.795 (1) (e) An area in the city of Milwaukee, the legal description of which  
6 is provided to the department by the local governing body of the city of Milwaukee.

7           \***b2196/3.18\*** SECTION 3701m. 560.795 (1) (f) of the statutes is created to read:

8           560.795 (1) (f) For the Gateway Project, an area in the city of Beloit, the legal  
9 description of which is provided to the department by the local governing body of the  
10 city of Beloit.

11           \***-0667/5.16\*** SECTION 3702. 560.795 (2) (a) of the statutes is amended to read:

12           560.795 (2) (a) Except as provided in par. (d), the designation of each area under  
13 sub. (1) (a), (b) and (c), and (e) as a development opportunity zone shall be effective  
14 for 36 months, with the designation of the areas under sub. (1) (a) and (b) beginning  
15 on April 23, 1994, and the designation of the area under sub. (1) (c) beginning on  
16 April 28, 1995. Except as provided in par. (d), the designation of ~~the~~ each area under  
17 sub. (1) (d) , (e), and (f) as a development opportunity zone shall be effective for 84  
18 months, with the designation of the area under sub. (1) (d) beginning on  
19 January 1, 2000, and the designations of the areas under sub. (1) (e) and (f)  
20 beginning on the effective date of this paragraph ... [revisor inserts date].

21           \***-0667/5.17\*** SECTION 3703. 560.795 (2) (b) 5. of the statutes is created to read:

22           560.795 (2) (b) 5. The limit for tax benefits for the development opportunity  
23 zone under sub. (1) (e) is \$4,700,000.

24           \***b2196/3.21\*** SECTION 3703m. 560.795 (2) (b) 6. of the statutes is created to

25 read:

1           560.795 (2) (b) 6. The limit for tax benefits for the development opportunity  
2 zone under sub. (1) (f) is \$4,700,000.

3           **\*b2196/3.21\* SECTION 3703p.** 560.795 (2) (c) of the statutes is amended to  
4 read:

5           560.795 (2) (c) Annually, the department shall estimate the amount of forgone  
6 state revenue because of tax benefits claimed by corporations or persons in each  
7 development opportunity zone.

8           **\*-0667/5.18\* SECTION 3704.** 560.795 (3) (a) 4. of the statutes is created to read:

9           560.795 (3) (a) 4. Any person that is conducting or that intends to conduct  
10 economic activity in a development opportunity zone under sub. (1) (e) and that, in  
11 conjunction with the local governing body of the city in which the development  
12 opportunity zone is located, submits a project plan as described in par. (b) to the  
13 department shall be entitled to claim tax benefits while the area is designated as a  
14 development opportunity zone.

15           **\*b2196/3.22\* SECTION 3704c.** 560.795 (3) (a) 5. of the statutes is created to  
16 read:

17           560.795 (3) (a) 5. Any corporation that is conducting or that intends to conduct  
18 economic activity in a development opportunity zone under sub. (1) (f) and that, in  
19 conjunction with the local governing body of the city in which the development  
20 opportunity zone is located, submits a project plan as described in par. (b) to the  
21 department shall be entitled to claim tax benefits while the area is designated as a  
22 development opportunity zone.

23           **\*b2196/3.25\* SECTION 3704e.** 560.795 (3) (b) 1. of the statutes is amended to  
24 read:

1           560.795 (3) (b) 1. The name and address of the corporation's or person's  
2 business for which tax benefits will be claimed.

3           **\*b2196/3.25\* SECTION 3704f.** 560.795 (3) (b) 2. of the statutes is amended to  
4 read:

5           560.795 (3) (b) 2. The appropriate federal tax identification number of the  
6 corporation or person.

7           **\*b2196/3.25\* SECTION 3704g.** 560.795 (3) (b) 3. of the statutes is amended to  
8 read:

9           560.795 (3) (b) 3. The names and addresses of other locations outside of the  
10 development opportunity zone where the corporation or person conducts business  
11 and a description of the business activities conducted at those locations.

12           **\*b2196/3.25\* SECTION 3704h.** 560.795 (3) (b) 4. of the statutes is amended to  
13 read:

14           560.795 (3) (b) 4. The amount that the corporation or person proposes to invest  
15 in a business, or spend on the construction, rehabilitation, repair, or remodeling of  
16 a building, located within the development opportunity zone.

17           **\*b2196/3.25\* SECTION 3704i.** 560.795 (3) (b) 5. of the statutes is amended to  
18 read:

19           560.795 (3) (b) 5. The estimated total investment of the corporation or person  
20 in the development opportunity zone.

21           **\*b2196/3.25\* SECTION 3704j.** 560.795 (3) (b) 6. of the statutes is amended to  
22 read:

23           560.795 (3) (b) 6. The number of full-time jobs that will be created, retained,  
24 or substantially upgraded as a result of the corporation's or person's economic

1 activity in relation to the amount of tax benefits estimated for the corporation or  
2 person.

3 \*b2196/3.25\* SECTION 3704k. 560.795 (3) (b) 7. of the statutes is amended to  
4 read:

5 560.795 (3) (b) 7. The corporation's or person's plans to make reasonable  
6 attempts to hire employees from the targeted population.

7 \*b2196/3.25\* SECTION 3704L. 560.795 (3) (b) 8. of the statutes is amended to  
8 read:

9 560.795 (3) (b) 8. A description of the commitment of the local governing body  
10 of the city in which the development opportunity zone is located to the corporation's  
11 or person's project.

12 \*-0667/5.19\* SECTION 3705. 560.795 (3) (c) of the statutes is amended to read:

13 560.795 (3) (c) The department shall notify the department of revenue of all  
14 corporations or persons entitled to claim tax benefits under this ~~section~~ subsection.

15 \*-0667/5.20\* SECTION 3706. 560.795 (3) (d) of the statutes is amended to read:

16 560.795 (3) (d) The department annually shall verify information submitted  
17 to the department under s. 71.07 (2di), (2dm), or (2dx), 71.28 (1di), (1dm), or (1dx),  
18 or 71.47 (1di), (1dm), or (1dx).

19 \*-0667/5.21\* SECTION 3707. 560.795 (4) (a) (intro.) of the statutes is amended  
20 to read:

21 560.795 (4) (a) (intro.) The department shall revoke the entitlement of a  
22 corporation or person to claim tax benefits under ~~this section~~ sub. (3) if the  
23 corporation or person does any of the following:

24 \*-0667/5.22\* SECTION 3708. 560.795 (5) of the statutes is created to read:

1           560.795 (5) CERTIFICATION BASED ON THE ACTIVITY OF ANOTHER. (a) The  
2 department may certify for tax benefits a person that is conducting economic activity  
3 in the development opportunity zone under sub. (1) (e) or (f) and that is not otherwise  
4 entitled to claim tax benefits if all of the following apply:

5           1. The person's economic activity is instrumental in enabling another person  
6 to conduct economic activity in the development opportunity zone under sub. (1) (e)  
7 or (f).

8           2. The department determines that the economic activity of the other person  
9 under subd. 1. would not have occurred but for the involvement of the person to be  
10 certified for tax benefits under this subsection.

11           3. The person to be certified for tax benefits under this subsection will pass the  
12 benefits through to the other person conducting the economic activity under subd.  
13 1., as determined by the department.

14           4. The other person conducting the economic activity under subd. 1. does not  
15 claim tax benefits under sub. (3).

16           (b) A person intending to claim tax benefits under this subsection shall submit  
17 to the department an application, in the form required by the department, containing  
18 information required by the department and by the department of revenue.

19           (c) The department shall notify the department of revenue of all persons  
20 certified to claim tax benefits under this subsection.

21           (d) The department annually shall verify information submitted to the  
22 department under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), or 71.47 (1dm) or  
23 (1dx).

24           (e) The department shall revoke the entitlement of a person to claim tax  
25 benefits under this subsection if the person does any of the following:

1 1. Supplies false or misleading information to obtain the tax benefits.

2 2. Ceases operations in the development opportunity zone under sub. (1) (e) or  
3 (f).

4 3. Does not pass the benefits through to the other person conducting the  
5 economic activity under par. (a) 1., as determined by the department.

6 (f) The department shall notify the department of revenue within 30 days after  
7 revoking an entitlement under par. (e).

8 \*b2195/1.24\* SECTION 3708m. 560.798 of the statutes is created to read:

9 **560.798 Agricultural development zone.** (1) In this section, “rural  
10 municipality” means any of the following:

11 (a) A city, town, or village that is located in a county with a population density  
12 of less than 150 persons per square mile.

13 (b) A city, town, or village with a population of 6,000 or less.

14 (2) (a) The department may, with the approval of the joint committee on  
15 finance, designate one area in the state as an agricultural development zone. The  
16 area must be located in a rural municipality. An agricultural business that is located  
17 in an agricultural development zone and that is certified by the department under  
18 sub. (3) is eligible for tax benefits as provided in sub. (3).

19 (b) The designation of an area as an agricultural development zone shall be in  
20 effect for 10 years from the time that the department first designates the area.  
21 However, not more than \$5,000,000 in tax benefits may be claimed in an agricultural  
22 development zone. The department may change the boundaries of an agricultural  
23 development zone during the time that its designation is in effect. A change in the  
24 boundaries of an agricultural development zone does not affect the duration of the

1 designation of the area or the maximum tax benefit amount that may be claimed in  
2 the agricultural development zone.

3 (3) (a) The department may certify for tax benefits in an agricultural  
4 development zone a new or expanding agricultural business that is located in the  
5 agricultural development zone. In determining whether to certify a business under  
6 this subsection, the department shall consider, among other things, the number of  
7 jobs that will be created or retained by the business.

8 (b) When the department certifies an agricultural business under this  
9 subsection, the department shall establish a limit on the amount of tax benefits that  
10 the business may claim. The department shall enter into an agreement with the  
11 business that specifies the limit on the amount of tax benefits that the business may  
12 claim and reporting requirements with which the business must comply.

13 (4) (a) The department of commerce shall notify the department of revenue of  
14 all the following:

15 1. An agricultural development zone's designation.

16 2. A business' certification and the limit on the amount of tax benefits that the  
17 business may claim.

18 3. The revocation of a business' certification.

19 (b) The department shall annually verify information submitted to the  
20 department under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx), or 71.47 (1dm) or  
21 (1dx).

22 (5) The department shall promulgate rules for the operation of this section,  
23 including rules related to all the following:

24 (a) Criteria for designating an area as an agricultural development zone.

25 (b) Criteria for certifying a business for tax benefits.

1 (c) Standards for establishing the limit on the amount of tax benefits that a  
2 business may claim.

3 (d) Reporting requirements for certified businesses.

4 (e) The exchange of information between the department of commerce and the  
5 department of revenue.

6 (f) Reasons for revoking a business' certification.

7 (g) Standards for changing the boundaries of an agricultural development  
8 zone.

9 **\*-0652/2.1\* SECTION 3709.** 560.80 (4) (a) and (b) of the statutes are  
10 consolidated, renumbered 560.80 (4) and amended to read:

11 560.80 (4) "Eligible development project costs" means costs that, in accordance  
12 with sound business and financial practices, are appropriately incurred in  
13 connection with a development project or a recycling development project.—(b)  
14 "~~Eligible development project costs~~", but does not include entertainment expenses or  
15 expenses incurred more than 6 months before the board approves a grant or loan  
16 under s. 560.83 or 560.835.

17 **\*-0649/2.3\* SECTION 3710.** 560.80 (5) of the statutes is amended to read:

18 560.80 (5) "Eligible recipient" means a person who is eligible to receive a grant  
19 under s. 560.82 (5) (a) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) or  
20 560.835.

21 **\*b0957/1.19\* SECTION 3710j.** 560.80 (8) of the statutes is amended to read:

22 560.80 (8) "Minority business" means a ~~minority business, as defined in s.~~  
23 560.036 (1) (e), business certified by the department under s. 560.036 (2) that has its  
24 principal place of business in this state.



1           \***-0649/2.4\*** SECTION 3711. 560.82 (5) of the statutes is renumbered 560.82 (5)  
2           (a).

3           \***-0649/2.5\*** SECTION 3712. 560.82 (5) (b) of the statutes is created to read:  
4           560.82 (5) (b) If the department awards a grant under sub. (1), the department  
5           may contract directly with and pay grant proceeds directly to any person providing  
6           technical or management assistance to the grant recipient.

7           \***-1856/6.8\*** SECTION 3713. 560.96 of the statutes is created to read:

8           **560.96 Technology zones.** (1) In this section, “tax credit” means a credit  
9           under s. 71.07 (2di), (2dm), (2dx), or (3g), 71.28 (1di), (1dm), (1dx), or (3g), or 71.47  
10          (1di), (1dm), (1dx), or (3g).

11          (2) (a) The department may, with the approval of the joint committee on  
12          finance, designate up to 8 areas in the state as technology zones. A business that is  
13          located in a technology zone and that is certified by the department under sub. (3)  
14          is eligible for a tax credit as provided in sub. (3).

15          (b) The designation of an area as a technology zone shall be in effect for 10 years  
16          from the time that the department first designates the area. However, not more than  
17          \$5,000,000 in tax credits may be claimed in a technology zone. The department may  
18          change the boundaries of a technology zone during the time that its designation is  
19          in effect. A change in the boundaries of a technology zone does not affect the duration  
20          of the designation of the area or the maximum tax credit amount that may be claimed  
21          in the technology zone.

22          (3) (a) The department may certify for tax credits in a technology zone a  
23          business that satisfies all of the following requirements:

- 24                 1. The business is located in the technology zone.  
25                 2. The business is a new or expanding business.

1           3. The business is a high–technology business.

2           (b) In determining whether to certify a business under this subsection, the  
3 department shall consider all of the following:

4           1. How many new jobs the business is likely to create.

5           2. The extent and nature of the high technology used by the business.

6           3. The likelihood that the business will attract related enterprises.

7           4. The amount of capital investment that the business is likely to make in the  
8 state.

9           5. The economic viability of the business.

10          (c) When the department certifies a business under this subsection, the  
11 department shall establish a limit on the amount of tax credits that the business may  
12 claim. Unless its certification is revoked, and subject to the limit on the tax credit  
13 amount established by the department under this paragraph, a business that is  
14 certified may claim a tax credit for 3 years, except that a business that experiences  
15 growth, as determined for that business by the department under par. (d) and sub.

16 (5) (e), may claim a tax credit for up to 5 years.

17          (d) The department shall enter into an agreement with a business that is  
18 certified under this subsection. The agreement shall specify the limit on the amount  
19 of tax credits that the business may claim, the extent and type of growth, which shall  
20 be specific to the business, that the business must experience to extend its eligibility  
21 for a tax credit, the business' baseline against which that growth will be measured,  
22 any other conditions that the business must satisfy to extend its eligibility for a tax  
23 credit, and reporting requirements with which the business must comply.

24          (4) (a) The department of commerce shall notify the department of revenue of  
25 all the following: