

1 preservation of the public peace, health, safety, or welfare and is not required to
2 provide a finding of emergency for a rule promulgated under this subsection.

3 ***-0712/4.9120*** (2) FEES CHARGED BY THE DEPARTMENT OF FINANCIAL
4 INSTITUTIONS. Notwithstanding sections 178.48 (2) and (3), 179.16 (5), 179.88,
5 180.0122 (1) (z), (2), and (4), 181.0122 (1) (zm), (2), and (4), 182.01 (4), 183.0114 (1)
6 (t) and (u), and 185.83 (1) (d), (f), (fm), and (h) of the statutes, as affected by this act,
7 the department of financial institutions shall continue to charge and collect the fees
8 established under sections 178.48 (2) and (3), 179.16 (5), 179.88, 180.0122 (1) (z), (2),
9 and (4), 181.0122 (1) (zm), (2), and (4), 182.01 (4), 183.0114 (1) (t) and (u), and 185.83
10 (1) (f), (fm), and (h), 1999 stats., until the department has promulgated rules under
11 section 182.01 (4) of the statutes, as affected by this act. This subsection shall not
12 apply after December 31, 2002.

13 ***-0762/P1.9121*** SECTION 9121. **Nonstatutory provisions; governor.**

14 ***-2309/3.9121*** (1) ASSISTANCE FROM DEPARTMENT OF WORKFORCE DEVELOPMENT.
15 The repeal of 1999 Wisconsin Act 9, sections 11ac and 593ac, by this act applies
16 notwithstanding section 990.03 (3) of the statutes.

17 ***-0264/4.9123*** SECTION 9123. **Nonstatutory provisions; health and**
18 **family services.**

19 ***-0515/4.9123*** (4) ADOLESCENT PREGNANCY PREVENTION AND PREGNANCY
20 SERVICES BOARD.

21 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
22 liabilities of the department of health and family services that are primarily related
23 to the functions of the adolescent pregnancy prevention and pregnancy services
24 board, as determined by the secretary of administration, shall become the assets and
25 liabilities of the department of administration.

1 (b) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of health and family
3 services that is primarily related to the functions of the adolescent pregnancy
4 prevention and pregnancy services board, as determined by the secretary of
5 administration, is transferred to the department of administration.

6 *b2025/2.4* (4h) PLAN FOR DISTRIBUTION OF FOOD PANTRY GRANTS.
7 Notwithstanding section 46.766 of the statutes, as created by this act, no later than
8 90 days after the effective date of this subsection, the department of health and
9 family services shall submit to the joint committee on finance a plan for distributing
10 the grants to food pantries under section 46.766 of the statutes, as created by this act.
11 If the cochairpersons of the committee do not notify the department of health and
12 family services within 14 working days after the date on which the department
13 submitted the plan that the committee intends to schedule a meeting to review the
14 plan, the department shall implement the plan. If, within 14 working days after the
15 date on which the department submitted the plan, the cochairpersons of the
16 committee notify the department that the committee intends to schedule a meeting
17 to review the plan, the department may implement the plan only as approved by the
18 committee.

19 *-1825/1.9123* (5) KINSHIP CARE BACKGROUND REVIEWS. The repeal of 1997
20 Wisconsin Act 27, sections 1622d, 1623d, 1624d, and 9423 (10f) and 1997 Wisconsin
21 Act 252, sections 51, 53, and 201 (1), by this act applies notwithstanding section
22 990.03 (3) of the statutes.

23 *-1939/5.9123* (6) MEDICAL ASSISTANCE ELIGIBILITY POSITION INCREASES.

24 (a) On the effective date of this paragraph, the authorized FTE positions for the
25 department of health and family services are increased by 5.18 GPR positions, to be

1 funded from the appropriation under section 20.435 (4) (a) of the statutes, as affected
2 by the acts of 2001.

3 (b) On the effective date of this paragraph, the authorized FTE positions for the
4 department of health and family services are increased by 1.82 FED positions, to be
5 funded from the appropriation under section 20.435 (4) (n) of the statutes, as affected
6 by the acts of 2001.

7 *b0609/1.1* (8d) REPORT ON MEDICAL ASSISTANCE PSYCHOSOCIAL SERVICES. By the
8 first day of the 6th month after the effective date of this subsection, the department
9 of health and family services shall submit a report to the joint committee on finance
10 on the status of the implementation, under section 49.45 (30e) of the statutes, of the
11 medical assistance benefit on psychosocial services, including case management
12 services, provided by the staff of a community-based psychosocial service program.

13 *b0601/5.5* (8e) TRANSFER FOR OUTPATIENT HOSPITAL REIMBURSEMENT UNDER
14 BADGER CARE. In each of state fiscal years 2001–02 and 2002–03, the department of
15 health and family services may transfer moneys from the appropriation account
16 under section 20.435 (4) (w) of the statutes, as created by this act, to the
17 appropriation account under section 20.435 (4) (x) of the statutes, as created by this
18 act, to attempt to ensure that sufficient reimbursement for outpatient hospital
19 services is available under section 49.665 of the statutes, as affected by this act, at
20 the rate of reimbursement under section 49.45 of the statutes.

21 *b0863/2.1* (8kk) STUDY OF VITAL RECORDS ON-LINE ELECTRONIC FILING SYSTEM.

22 (a) By January 1, 2002, the secretary of health and family services shall appoint
23 a committee to develop recommended guidelines for an on-line electronic filing
24 system for vital records in Wisconsin that incorporates privacy, flexibility, and
25 productivity; to study methods employed by other states to protect against identity

1 theft in on–line electronic filing systems; to recommend increases, if necessary, in
2 vital records fees for implementation of an on–line electronic filing system; and to
3 recommend allocation of revenues resulting from the fee increases. The members of
4 the committee shall include all of the following:

5 1. The state registrar of vital statistics.

6 2. Three local registrars, including one from a county with a population that
7 does not exceed 22,000; one from a county with a population that exceeds 22,000 but
8 does not exceed 300,000; and one from a county with a population that exceeds
9 300,000.

10 3. Three representatives of the department of health and family services.

11 4. One genealogist.

12 (b) By July 1, 2002, the committee appointed under paragraph (a) shall develop
13 an outline of its proposals.

14 (c) By January 1, 2003, the committee appointed under paragraph (a) shall
15 report its findings and recommendations, including a proposed schedule of fees
16 chargeable for vital records that supports implementation of an on–line electronic
17 filing system and security measures to protect against identity theft, to the
18 legislature in the manner provided under section 13.172 (2) of the statutes and to the
19 governor.

20 ***b0602/1.3*** (8r) USE OF NURSING HOME PENALTY ASSESSMENTS AND INTEREST. The
21 department of health and family services shall request approval from the health care
22 financing administration of the federal department of health and human services to
23 use nursing home penalty assessments and interest imposed under section 49.498
24 of the statutes for coordination of volunteer ombudsmen directed by the board on
25 aging and long–term care.

1 ***b0345/2.3*** (8z) USE OF INCOME AUGMENTATION RECEIPTS FOR MILWAUKEE CHILD
2 WELFARE SERVICES. If after supporting the costs specified in section 46.46 of the
3 statutes, as affected by this act, and lapsing the amounts specified in SECTION 9223
4 (4z) (b) and (5zk) of this act there remain any moneys in the appropriation account
5 under section 20.435 (8) (mb) of the of the statutes, as affected by this act, those
6 remaining moneys are allocated for costs associated with transferring cases of
7 children in out-of-home care who are under the supervision of a county department
8 under section 46.215 of the statutes, as affected by this act, to the supervision of a
9 licensed child welfare agency in the event that any contracts between the county
10 department and the department of health and family services under section 48.48
11 (17) (a) 11. of the statutes to provide services for those children are not renewed. The
12 department of health and family services may not expend or encumber any moneys
13 allocated under this subsection unless the department submits a plan for the
14 proposed use of those moneys to the secretary of administration. The department of
15 health and family services may propose expending or encumbering no more than
16 \$2,933,700 under this subsection. If the secretary of administration approves the
17 plan, he or she shall submit the plan to the joint committee on finance. If the
18 cochairpersons of the committee do not notify the secretary of administration within
19 14 working days after the date of the secretary's submittal of the plan that the
20 committee has scheduled a meeting for the purpose of reviewing the plan, the
21 department of health and family services may implement the plan as proposed by the
22 department of health and family services and approved by the secretary of
23 administration. If, within 14 working days after the date of the secretary's
24 submittal, the cochairpersons of the committee notify the secretary that the
25 committee has scheduled a meeting for the purpose of reviewing the plan, the

1 department of health and family services may implement the plan only upon the
2 approval of the committee.

3 ***b1031/1.3*** (9bk) INCOME AUGMENTATION ACTIVITIES. The authorized FTE
4 positions for the department of health and family services are increased by 1.0 FED
5 position on October 1, 2001, to be funded from the appropriation under section 20.435
6 (8) (mb) of the statutes, for the purpose of performing income augmentation activities
7 under section 46.46 of the statutes.

8 ***b0373/1.1*** (9h) STUDY ON ELECTRONIC BENEFITS TRANSFER SYSTEMS UNDER THE
9 SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN.

10 (a) The department of health and family services shall study all of the
11 following:

12 1. Information system requirements for administering an electronic benefit
13 transfer system under the supplemental food program for women, infants, and
14 children.

15 2. Compatibility of an electronic benefit transfer system under the
16 supplemental food program for women, infants, and children with existing electronic
17 benefit transfer systems.

18 3. The costs and benefits of implementing an electronic benefit transfer system
19 to the department of health and family services, participants, and vendors under the
20 supplemental food program for women, infants, and children.

21 4. Possible funding sources for the implementation of an electronic benefit
22 transfer system under the supplemental food program for women, infants, and
23 children.

1 (b) Not later than January 1, 2003, the department of health and family
2 services shall report the findings of the study under paragraph (a) to the
3 cochairpersons of the joint committee on finance.

4 ***b0395/2.2*** (9w) RULES ON DRUG COPAYMENTS AND COINSURANCE UNDER THE
5 HEALTH INSURANCE RISK-SHARING PLAN. The department of health and family services
6 may use the procedure under section 227.24 of the statutes to promulgate rules
7 authorized under section 149.14 (5) (e) of the statutes, as affected by this act, and
8 section 149.146 (2) (am) 5. of the statutes, as created by this act. Notwithstanding
9 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required
10 to provide evidence that promulgating a rule under this subsection as an emergency
11 rule is necessary for the preservation of public peace, health, safety, or welfare and
12 is not required to provide a finding of emergency for a rule promulgated under this
13 subsection.

14 ***b1839/1.1*** (9wo) REPORT ON POTENTIAL BADGER CARE HEALTH CARE PROGRAMS
15 SAVINGS. The department of health and family services shall study the potential for
16 long-term savings under the badger care health care program under section 49.665
17 of the statutes, as affected by this act. No later than January 1, 2002, the department
18 of health and family services shall report the results of the study, together with its
19 findings and recommendations, to the joint committee on finance.

20 ***b0394/1.2*** (9x) PREEXISTING CONDITION EXCLUSIONS UNDER THE HEALTH
21 INSURANCE RISK-SHARING PLAN. An eligible individual, as defined in section 149.14 (6)
22 (b) 1., 1999 stats., who has coverage under the health insurance risk-sharing plan
23 on the effective date of this subsection may not be subject to any preexisting condition
24 exclusion under section 149.14 (6) (a) of the statutes, regardless of how long the
25 individual has been covered under the plan. An eligible individual, as defined in

1 section 149.14 (6) (b) 1., 1999 stats., who has coverage under the health insurance
2 risk-sharing plan on the effective date of this subsection and who elects new
3 coverage under section 149.146 (1) (b) of the statutes, as affected by this act, may not
4 be subject to any preexisting condition exclusion if he or she was an eligible
5 individual, as defined in section 149.14 (6) (b) 1., 1999 stats., when he or she first
6 obtained coverage under the plan and he or she has remained continuously covered
7 under the plan up to the time of electing new coverage.

8 ***b1545/2.6*** (12r) STATEWIDE TRAUMA CARE SYSTEM; POSITIONS. The authorized
9 FTE positions for the department of health and family services are increased by 2.0
10 PR project positions, to be funded from the appropriation account under section
11 20.435 (1) (kx) of the statutes, for the purposes of the statewide trauma care system
12 under section 146.56 of the statutes, as affected by this act, for the period beginning
13 on July 1, 2001, and ending on June 30, 2003.

14 ***b1545/2.6*** (12s) STATEWIDE TRAUMA CARE SYSTEM; REGIONAL ADVISORY TRAUMA
15 COUNCILS. From the appropriation account under section 20.435 (1) (kx) of the
16 statutes, the department of health and family services shall expend \$25,000 in state
17 fiscal year 2001–02 and \$50,000 in state fiscal year 2002–03 for expenses of the
18 regional advisory trauma councils under section 146.56 (1) of the statutes, as affected
19 by this act, and shall distribute \$290,000 in state fiscal year 2002–03 as grants to
20 regional advisory trauma councils for performance of activities under the statewide
21 trauma system.

22 ***b0554/2.3*** (12zk) MILWAUKEE CHILD WELFARE ADMINISTRATION; RULES. The
23 department of health and family services shall submit in proposed form the rules
24 required under section 48.48 (17) (e) of the statutes, as created by this act, to the

1 legislature under section 227.19 of the statutes no later than the first day of the 9th
2 month beginning after the effective date of this subsection.

3 ***b1548/1.1*** (13b) DURABLE MEDICAL EQUIPMENT; CUSTOMIZED WHEELCHAIR. From
4 the appropriations under section 20.435 (4) (b) and (o) of the statutes, as affected by
5 this act, notwithstanding the denial of a request for prior authorization for durable
6 medical equipment for a customized wheelchair, the department of health and family
7 services shall purchase a customized wheelchair for a resident of the Vernon Manor
8 nursing home in Vernon County who has cerebral palsy and for whom a physician
9 has determined that a customized wheelchair is necessary.

10 ***b1413/3.2*** (13d) PLAN FOR REGIONAL LABOR COST VARIATIONS FOR NURSING HOME
11 REIMBURSEMENT. For purposes of determining medical assistance reimbursement for
12 allowable direct care costs for facilities with respect to adjustments for regional labor
13 cost variations under section 49.45 (6m) (ar) 1. a. of the statutes, the department of
14 health and family services, together with representative of the nursing home
15 industry and organized labor, shall develop a comprehensive plan that specifies
16 varying regions of the state of Wisconsin with respect to labor costs for nursing home
17 staff. The department of health and family services shall submit the plan, by
18 September 1, 2001, or by the first day of the 2nd month beginning after the effective
19 date of this subsection, whichever is later, to the joint committee on finance for
20 review. If the cochairpersons of the joint committee on finance do not notify the
21 secretary of health and family services within 14 working days after the date on
22 which the plan is submitted that the committee intends to schedule a meeting to
23 review the plan, the department of health and family services shall implement the
24 plan in adjusting standards for medical assistance reimbursement of allowable
25 direct care costs for facilities under section 49.45 (6m) (ar) 1. a. of the statutes. If,

1 within 14 working days after the date on which the plan is submitted, the
2 cochairpersons of the committee notify the secretary of health and family services
3 that the committee intends to schedule a meeting to review the plan, the department
4 of health and family services may implement the plan only upon approval by the
5 committee.

6 ***b2043/3.1*** (13dd) INCREASE IN HOSPITAL AND HEALTH MAINTENANCE
7 ORGANIZATION RATES OF REIMBURSEMENT. No later than 90 days after the effective date
8 of this subsection, the department of health and family services shall submit to the
9 joint committee on finance a plan for distributing the moneys appropriated in the
10 2001–03 fiscal biennium under section 20.435 (4) (o) and (w) of the statutes, as
11 affected by this act, for increasing the maximum rate of reimbursement paid to
12 hospitals and health maintenance organizations for outpatient services provided
13 under the medical assistance program under subchapter IV of chapter 49 of the
14 statutes. The plan may not increase the maximum rate of reimbursement paid to
15 hospitals for outpatient services so that the increase results in an increase in the
16 discount rate, which is shown as the difference between the rate of reimbursement
17 paid to fee-for-service providers for the same services that are provided by health
18 maintenance organizations and the rate of payment made to health maintenance
19 organizations for those services, of more than \$2,500,000 in each of calendar years
20 2002 and 2003. If the cochairpersons of the committee do not notify the secretary of
21 health and family services within 14 working days after receiving the plan that the
22 cochairpersons have scheduled a meeting for the purpose of reviewing the plan, the
23 department of health and family services shall implement the plan. If, within 14
24 working days after receiving the plan, the cochairpersons notify the secretary of
25 health and family services that the cochairpersons have scheduled a meeting for the

1 purpose of reviewing the plan, the department of health and family services may
2 implement the plan only as approved by the committee.

3 ***b2060/1.3*** (13k) EXPANSION OF PROGRAM OF ALL-INCLUSIVE CARE OF THE ELDERLY.
4 From the appropriation under section 20.435 (7) (bc) of the statutes, the department
5 of health and family services shall provide \$60,000 for start-up costs to expand to
6 Racine County the program of all-inclusive care for persons aged 65 or older
7 authorized under 42 USC 1395 to 1395gg.

8 ***b2059/1.3*** (13q) HEALTH INSURANCE SUPPLEMENT FOR COMMUNITY DISABILITY
9 SERVICE PROVIDERS. From the appropriation under section 20.435 (4) (bu) of the
10 statutes, as created by this act, the department of health and family services shall
11 in state fiscal year 2001–02 distribute moneys to applying providers of services under
12 home and community-based waiver programs under 42 USC 1396n (c), including the
13 long-term support community options program under section 46.27 of the statutes
14 and the community integration programs under sections 46.275, 46.277, and 46.278
15 of the statutes, to offset costs of providing health insurance to employees of the
16 providers. Moneys distributed under this subsection to an applying provider are
17 limited to the amount the provider expends for employee health care insurance costs
18 or \$50,000, whichever is less.

19 ***b1430/2.3*** (14b) SUDDEN INFANT DEATH SYNDROME PREVENTION TRAINING; RULES.
20 The department of health and family services shall submit in proposed form the rules
21 required under section 48.67 of the statutes, as affected by this act, to the legislature
22 under section 227.19 of the statutes no later than the first day of the 6th month
23 beginning after the effective date of this subsection.

24 ***b2024/1.3*** (14e) MILWAUKEE HEALTH CLINICS GRANTS. In fiscal year 2001–02,
25 from the appropriation account under section 20.435 (5) (fh) of the statutes, as

1 affected by this act, the department of health and family services shall provide all
2 of the following:

3 (a) One grant in the amount of \$273,300 to the Milwaukee Immediate Care
4 Center to allow continued operation of the facility.

5 (b) One grant in the amount of \$226,700 to the Martin Luther King Heritage
6 Health Center to expand primary care examination rooms and to create an
7 emergency care clinic at the Isaac Coggs Community Health Center.

8 ***b2030/1.3*** (14g) FEES FOR PATIENT HEALTH CARE RECORDS; RULES.

9 (a) The department of health and family services shall submit in proposed form
10 the rules required under section 146.83 (3m) of the statutes, as created by this act,
11 to the legislative council staff under section 227.15 (1) of the statutes no later than
12 the first day of the 10th month beginning after the effective date of this subsection.

13 (b) To develop the rules under paragraph (a), the secretary of health and family
14 services shall establish an advisory committee composed of members who represent
15 a balance of persons who maintain patient health care records and persons who
16 request patient health care records.

17 ***b1845/4.5*** (14k) IMMUNIZATION REGISTRY.

18 (a) The department of health and family services shall submit to the joint
19 committee on finance a request to supplement the appropriation account under
20 section 20.435 (4) (bm) of the statutes, as affected by this act, for the purpose of
21 developing and implementing a statewide immunization registry. The request shall
22 include a memorandum of understanding between the department of health and
23 family services and the Marshfield Clinic, on behalf of the Regional Early Childhood
24 Immunization Network, that specifies the amount of moneys allocated under section
25 49.175 (1) (ze) 9. of the statutes that will be used to support immunization data

1 collection by the Regional Early Childhood Immunization Network, outside of the
2 area currently served by the immunization registry system of the Marshfield Clinic
3 and that results in a savings for the department's immunization registry.

4 (b) If the cochairpersons of the committee do not notify the secretary of health
5 and family services within 14 working days after receiving the memorandum of
6 understanding and request under paragraph (a) that the cochairpersons have
7 scheduled a meeting for the purpose of reviewing the request, the appropriation
8 account under section 20.435 (4) (bm) of the statutes, as affected by this act, shall be
9 supplemented from the appropriation account under section 20.865 (4) (a) of the
10 statutes, as provided in the request. If, within 14 working days after receiving the
11 proposal, the cochairpersons notify the secretary that the cochairpersons have
12 scheduled a meeting for the purpose of reviewing the request, the appropriation
13 account may be supplemented from the appropriation account under section 20.865
14 (4) (a) of the statutes only as approved by the committee. Notwithstanding section
15 13.101 (3) of the statutes, the committee is not required to find that an emergency
16 exists prior to supplementing the appropriation account under section 20.435 (4)
17 (bm) of the statutes, as affected by this act.

18 (c) Not later than January 1, 2003, the department of health and family
19 services shall submit a report on the immunization registry to the legislature in the
20 manner provided under section 13.172 (2) of the statutes.

21 ***b1845/4.5*** (14L) WINNEBAGO MENTAL HEALTH INSTITUTE AND MENDOTA
22 MENTAL HEALTH INSTITUTE POSITION AUTHORIZATIONS.

23 (a) The authorized FTE positions for the department of health and family
24 services are decreased by 1.58 GPR positions, funded from the appropriation under

1 section 20.435 (2) (a) of the statutes, for the purpose of providing care to residents
2 of the Winnebago Mental Health Institute and Mendota Mental Health Institute.

3 (b) The authorized FTE positions for the department of health and family
4 services are increased by 1.58 PR positions, to be funded from the appropriation
5 under section 20.435 (2) (gk) of the statutes, as affected by this act, for the purpose
6 of providing care to residents of the Winnebago Mental Health Institute and
7 Mendota Mental Health Institute.

8 ***b2143/1.1*** (14q) MARRIAGE COUNSELING. The authorized FTE positions for the
9 department of health and family services, funded from the appropriation under
10 section 20.435 (3) (kx) of the statutes, are decreased by 1.0 PR position for the
11 provision of marriage counseling services.

12 ***b1409/1.6*** (15e) FIFTH STANDARD FOR EMERGENCY DETENTION AND CIVIL
13 COMMITMENT. The repeal of 1995 Wisconsin Act 292, sections 5, 12, 14, 16, 20, 22, 24,
14 28, 30, 30h, 32, and 37 (1), and the repeal of 1997 Wisconsin Act 35, sections 141, 144,
15 147, and 605 (1), apply notwithstanding section 990.03 (3) of the statutes.

16 ***b2057/1.15*** (15j) ASSISTIVE TECHNOLOGY AND ADAPTIVE EQUIPMENT.

17 (a) From the appropriation account under section 20.435 (6) (a) of the statutes,
18 the subunit in the department of health and family services that deals with physical
19 disabilities shall expend \$15,000 in each of state fiscal years 2001–02 and 2002–03
20 to administer funding for assistive technology and adaptive equipment for persons
21 with physical disabilities; develop statewide reporting mechanisms, contract
22 performance evaluation, and training; and work with vendors to obtain updated
23 assistive technology and adaptive equipment.

24 (b) From the appropriation account under section 20.435 (7) (bc) of the statutes,
25 the department of health and family services shall distribute \$15,000 in each of state

1 fiscal years 2001–02 and 2002–03 to the Easter Seals Society of Wisconsin, Inc., to
2 provide persons with disabilities in the agricultural industry with specialized
3 assistance regarding adaptations or modifications of agricultural equipment.

4 (c) From the appropriation account under section 20.435 (7) (bc) of the statutes,
5 the department of health and family services shall expend \$20,000 in each of state
6 fiscal years 2001–02 and 2002–03 to provide recycled medical equipment, including
7 wheelchairs, and equipment parts, maintenance, and distribution costs to persons
8 with disabilities.

9 (d) From the appropriation account under section 20.435 (7) (c) of the statutes,
10 the department of health and family services shall award grants of \$18,750 in each
11 of state fiscal years 2001–02 and 2002–03 to each of the eight independent living
12 centers for the severely disabled, to provide information, resources, and assessments
13 for the needs for assistive technology and adaptive equipment of persons with
14 disabilities who are residents of the independent living centers.

15 ***b2027/1.10*** (15k) MEDICAL ASSISTANCE PROVIDER FRAUD AND ABUSE; RULES. The
16 department of health and family services shall submit in proposed form the rules
17 required under section 49.45 (2) (a) 10. c., 11. b., and 12. b. and (b) 6m., 7., 8., and 9.,
18 (3) (g) 2. and (h) 1n., and (21) (e) of the statutes, as created by this act, to the
19 legislative council staff under section 227.15 (1) of the statutes no later than the first
20 day of the 10th month beginning after the effective date of this subsection.

21 ***b2202/2.8*** (16h) PRESCRIPTION DRUG ASSISTANCE FOR ELDERLY; ADMINISTRATION.
22 Before July 1, 2002, the department of health and family services may develop and
23 submit to the department of administration a proposal for expenditure of the funds
24 appropriated under section 20.865 (4) (a) of the statutes for administration of the
25 prescription drug assistance for elderly program under section 49.688 of the statutes,

1 as created by this act. The department of administration may approve, disapprove,
2 or modify and approve any proposal it receives under this subsection. If the
3 department of administration approves the proposal, the department shall submit
4 the proposal, together with any modifications, to the cochairpersons of the joint
5 committee on finance. If the cochairpersons of the committee do not notify the
6 secretaries of administration and health and family services within 14 working days
7 after receiving the proposal that the cochairpersons have scheduled a meeting for the
8 purpose of reviewing the proposal, the secretary of administration may transfer from
9 the appropriation account under section 20.865 (4) (a) of the statutes to the
10 appropriation account under section 20.435 (4) (a) of the statutes the amount
11 specified in the proposal or any proposed modifications of the proposal for
12 expenditure as specified in the proposal or any proposed modifications of the
13 proposal and may approve any position authority specified in the proposal or any
14 proposed modifications of the proposal. If, within 14 working days after receiving the
15 proposal, the cochairpersons notify the secretaries of administration and health and
16 family services that the cochairpersons have scheduled a meeting for the purpose of
17 reviewing the proposal, the secretary of administration may not transfer any amount
18 specified in the proposal or any proposed modifications of the proposal from the
19 appropriation account under section 20.865 (4) (a) of the statutes and may not
20 approve any position authority specified in the proposal or any proposed
21 modifications of the proposal, except as approved by the committee.

22 *b1454/2.1* (16mn) STUDY ON FUNDING THE HEALTH INSURANCE RISK-SHARING
23 PLAN. The board of governors of the health insurance risk-sharing plan under
24 chapter 149 of the statutes, as affected by this act, shall conduct a study on
25 alternative funding sources for the health insurance risk-sharing plan. No later

1 than January 1, 2002, the board of governors shall report the results of the study,
2 together with its findings and recommendations, to the standing committees of the
3 legislature on health in the manner provided under section 13.172 (3) of the statutes
4 and to the members of the joint committee on finance.

5 ***b1402/1.6*** (16r) PLAN FOR SERVICES FOR PERSONS WITH DEVELOPMENTAL
6 DISABILITIES. The department of health and family services shall develop a plan to
7 administer and fund services for persons with developmental disabilities. The plan,
8 which shall include any recommended statutory language changes that are needed
9 to implement the plan, shall be included in that department's budget request that
10 is submitted to the department of administration for the 2003–05 biennium. The
11 plan shall include the following components:

12 (a) Institutional and community-based services for persons with
13 developmental disabilities shall be administered within one administrative subunit
14 of the department of health and family services. The subunit that is designated to
15 administer these services shall be the subunit that is administering
16 community-based services for persons with developmental disabilities on the
17 effective date of this paragraph.

18 (b) Funding under the medical assistance program for institutional services
19 and home and community-based waiver services for persons with developmental
20 disabilities shall be combined into one appropriation, to the extent permissible under
21 federal law. The funding in this appropriation may not be tied to any specific
22 program or service setting, but shall be individually tailored to enable the person to
23 live in the least restrictive setting appropriate to his or her needs and preferences.

24 ***b1402/1.6*** (16rq) MEDICAL ASSISTANCE WAIVERS FOR DEVELOPMENTAL
25 DISABILITIES SERVICES. The department of health and family services shall determine

1 whether any new waivers under the medical assistance program are necessary to
2 administer funding for medical assistance services as described in subsection (16r)
3 (b). That department shall apply for any waivers of federal medical assistance
4 statutes and regulations from the federal department of health and human services
5 that the department of health and family services determines are necessary to
6 administer funding for medical assistance services as described in subsection (16r)
7 (b).

8 ***b1402/1.6*** (16rr) WRITTEN PLANS OF CARE FOR PERSONAL CARE SERVICES; RULES.
9 The department of health and family services shall submit in proposed form the rules
10 required under section 49.45 (2) (a) 24. of the statutes, as created by this act, to the
11 legislative council staff under section 227.15 (1) of the statutes no later than the first
12 day of the fourth month beginning after the effective date of this subsection.

13 ***b1402/1.6*** (16rs) PILOT PROGRAM FOR LONG-TERM CARE OF CHILDREN WITH
14 DISABILITIES.

15 (a) In this subsection:

16 1. “Administering agency” means a county department under section 46.23,
17 51.42, or 51.437 of the statutes or a human services agency that administers the
18 program under a contract with such a county department.

19 2. “Program” means a pilot program that provides a system of long-term care
20 for children with disabilities and their families.

21 (b) The department of health and family services shall, as soon as possible
22 before July 1, 2002, seek waivers of federal medical assistance statutes and
23 regulations from the federal department of health and human services that are
24 necessary to implement, in pilot sites, the program. If the waivers are granted, the
25 program shall have all of the following characteristics:

1 1. Eligibility under sections 46.27 (11), 46.275, 46.277, 46.278, 46.985, and
2 51.44 of the statutes shall be expanded to include children with severe disabilities
3 and long-term care needs and children eligible for medical assistance with high
4 medical costs, and medical assistance coverage of services shall be expanded to
5 include services focused on the needs of children with developmental disabilities and
6 their families.

7 2. The administration of the program shall be consistent with section 46.985
8 of the statutes, including a family-centered assessment and planning process.

9 3. The program shall operate within rate settings based upon a child's level of
10 care and support needs. The department of health and family services shall
11 promulgate rules that specify rates that are consistent with federal medical
12 assistance home and community-based waiver regulations.

13 4. The department of health and family services shall coordinate supports and
14 services under the program with the medical assistance fee-for-service system,
15 including the prior authorization process.

16 5. The lead agency for the program shall be an administering agency.

17 6. Counties in which the program is located shall provide, contract for the
18 provision of, organize, or arrange for long-term care supports for eligible children up
19 to age 24 years, consistent with section 46.985 (1) (b) and (6) (f) of the statutes.

20 7. Information and assistance services operated under the program shall
21 provide, contract, or arrange for the provision of all of the following:

22 a. Information and referral services and other assistance at hours that are
23 convenient for the public.

24 b. Within the limits of available funding, prevention and intervention services.

25 c. Counseling concerning public and private benefits programs.

1 d. Assistance with understanding rights of children and parents within the
2 long-term care system.

3 8. The administering agency shall determine functional and financial
4 eligibility for the program by coordinating with the department of health and family
5 services in completing all of the following:

6 a. A determination of functional eligibility for the children's long-term support
7 benefit.

8 b. A determination of financial eligibility and of the maximum amount of cost
9 sharing required for a family who is seeking long-term care services, under
10 standards prescribed by the department of health and family services.

11 c. Assistance to a child who is eligible for a long-term support benefit and to
12 the child's family with respect to the choice of whether or not to participate in the
13 waiver pilot.

14 d. Assistance in enrolling in the program, for families who choose to enroll their
15 children.

16 9. The cost of the program may not exceed the cost of existing services under
17 sections 46.27 (11), 46.275, 46.277, 46.278, 46.985, and 51.44 of the statutes.

18 10. The program shall blend the costs per child served in the areas of the sites
19 in which services are provided under sections 46.27 (11), 46.275, 46.277, 46.278,
20 46.985, and 51.44 of the statutes.

21 11. The department of health and family services may develop a methodology
22 to distribute funding under the program on a per child per month basis.

23 12. The department of health and family services shall reinvest into the
24 children's long-term support system any funding saved by this new methodology.

1 13. The department of health and family services shall equitably assign
2 priority on any necessary waiting lists, consistent with criteria prescribed by that
3 department, for children who are eligible for the program, but for whom resources
4 are not available.

5 14. The department of health and family services shall provide transitional
6 services to families whose children with physical or developmental disabilities are
7 preparing to enter the adult service system.

8 15. The department of health and family services shall determine eligibility for
9 program applicants for state supplemental payments under section 49.77 of the
10 statutes, medical assistance under section 49.46 of the statutes, and the federal food
11 stamp program under 7 USC 2011 to 2029.

12 (c) If the federal waivers specified under paragraph (b) are approved, the
13 department of health and family services shall, as soon as possible before July 1,
14 2002, seek enactment of statutory language, including appropriation of necessary
15 funding, to implement the model described under paragraph (b), as approved under
16 the federal waivers. Any new resources for supports and services for long-term care
17 for children with disabilities and their families shall be managed under the program
18 after approval of the federal waivers specified in paragraph (b) and enactment of
19 necessary statutory language to implement the model under paragraph (b).

20 ***b1417/2.3*** (18f) RESPITE FACILITIES; RULES. The department of health and
21 family services shall submit in proposed form the rules required under section 50.85
22 (8) of the statutes, as created by this act, to the legislative council staff under section
23 227.15 (1) of the statutes no later than October 31, 2002.

24 ***-0762/P1.9124*** SECTION 9124. Nonstatutory provisions; higher
25 educational aids board.

1 ***b2106/1.1*** (1x) REPORT ON LOAN FORGIVENESS PROGRAM. The higher
2 educational aids board shall develop a program to forgive loans of students who
3 graduate from the University of Wisconsin System or from the technical college
4 system and farm for a period of 5 consecutive years. The board shall submit a report
5 summarizing the program to the governor, and to the legislature in the manner
6 provided under section 13.172 (2) of the statutes, by March 1, 2002.

7 ***-0762/P1.9125*** SECTION 9125. **Nonstatutory provisions; historical**
8 **society.**

9 (1mk) TRANSFER OF HISTORICAL LEGACY TRUST FUND BALANCE. The unencumbered
10 balance of the historical legacy trust fund other than the bicentennial account
11 moneys under section 25.72, 1999 stats., immediately before the effective date of this
12 subsection is transferred to the appropriation account under section 20.245 (1) (g) of
13 the statutes, as affected by this act.

14 ***-0762/P1.9129*** SECTION 9129. **Nonstatutory provisions; joint**
15 **committee on finance.**

16 ***b0193/5.2*** (1m) SUPPLEMENTAL FUNDING FOR SHARED HUMAN RESOURCES SYSTEM.

17 (a) In this subsection:

18 1. "Shared human resources system" means an automated human resources
19 information processing system that is used by state agencies, or by the department
20 of employment relations on behalf of state agencies, for all personnel transactions
21 involving the announcement, examination, and certification process for filling
22 positions in the classified service of the state civil service system.

23 2. "State agency" has the meaning specified in section 20.001 (1) of the statutes.

24 (b) Notwithstanding sections 13.101 (3) and 16.515 (1) of the statutes, the joint
25 committee on finance may not supplement the appropriation under section 20.512

1 (1) (k) of the statutes, as affected by this act, for any fiscal year during the 2001–03
2 fiscal biennium until all of the following occur:

3 1. The department of employment relations submits a report to the joint
4 committee on finance that provides a detailed plan on the costs of operation of the
5 shared human resources system, including any future development costs of the
6 system; and specifies the manner in which the department will fund the costs of
7 operating the shared human resources system during the 2001–03 fiscal biennium
8 and in succeeding biennia, including any amounts that the department intends to
9 assess individual state agencies for operating the system in the 2001–03 fiscal
10 biennium.

11 2. The department of administration submits a report to the joint committee
12 on finance that does all of the following:

13 a. Discusses the measures that the department of administration will take
14 during the biennial budget process in fiscal biennia occurring after the 2001–03
15 fiscal biennium to ensure that the legislature is provided sufficient information to
16 review any assessments that a state agency plans to make against other state
17 agencies for the operation of any information processing system.

18 b. Specifies how state agencies are to fund any unbudgeted assessment costs
19 imposed by the department of employment relations during the 2001–03 fiscal
20 biennium for operating the shared human resources system.

21 c. Explains why the costs for operating the shared human resources system
22 were not budgeted for state agencies during the 2001–03 fiscal biennium if it was the
23 intention of the department of administration that the department of employment
24 relations was to assess such costs against state agencies.

1 ***b1601/1.9*** (1x) VOTING SYSTEM TRANSITIONAL ASSISTANCE. Notwithstanding
2 section 13.101 (3) (a) of the statutes, if the elections board requests a supplemental
3 appropriation from the joint committee on finance for the purpose of providing voting
4 system transitional assistance under section 7.08 (7) of the statutes, as created by
5 this act, or SECTION 9115 (1x) of this act, no finding of emergency is required.
6 Notwithstanding sections 13.10 and 13.101 (3) of the statutes, if the elections board
7 requests a supplemental appropriation under this subsection, and the
8 cochairpersons of the joint committee on finance do not notify the elections board that
9 a meeting of the committee has been scheduled to discuss the request within 14
10 working days of the date that the request is made, the request is considered to be
11 approved by the committee.

12 ***-0762/P1.9131*** SECTION 9131. **Nonstatutory provisions; justice.**

13 ***b0627/2.62*** (2c) AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM GRANT. The
14 department of justice may award automated fingerprint identification system grants
15 to local law enforcement agencies in fiscal year 2001–02 from the appropriation
16 under section 20.455 (2) (kh) of the statutes, as created by this act. Local law
17 enforcement agencies may use funds awarded under this subsection only for the
18 purchase of automated fingerprint identification system work stations or to cover the
19 cost of installing Badgernet lines for work stations. Each local law enforcement
20 agency that receives a grant under this subsection shall enter into an agreement
21 with the department of justice regarding the duties and obligations of the agency and
22 of the department with respect to use of automated fingerprint identification system
23 work stations and regarding use of, and access to, the state automated fingerprint
24 identification system and to other criminal records databases. The department of

1 justice shall establish grant eligibility standards and procedures for administering
2 the grant program under this subsection.

3 ***-0762/P1.9132* SECTION 9132. Nonstatutory provisions; legislature.**

4 ***b2087/1.1*** (1q) HIGH-CAPACITY WELL STUDY. The joint legislative council shall
5 study the issues raised by high-capacity wells in this state.

6 ***b0466/1.1*** (2ak) PROCUREMENT SERVICES AUDIT. The joint legislative audit
7 committee is requested to direct the legislative audit bureau to conduct a
8 performance evaluation audit of the procurement services provided by the
9 department of administration to state agencies, which includes evaluating the
10 accuracy of assessments imposed under section 16.71 (6) of the statutes, as created
11 by this act. If the legislative audit bureau performs the audit, it shall file its report
12 as described in section 13.94 (1) (b) of the statutes by January 1, 2004.

13 ***b0278/1.2*** (2x) STUDY OF IMPACTS OF GROUNDWATER USAGE. The joint legislative
14 council is requested to conduct a study of the need to modify this state's laws to
15 address the impacts of groundwater usage. If the joint legislative council conducts
16 the study, it shall include on the study committee members that have interests in
17 agriculture, surface water usage, business, and relevant science, including experts
18 from the U.S. geological survey, the Wisconsin geological and natural history survey,
19 and the Central Wisconsin Groundwater Center at the University of
20 Wisconsin–Stevens Point.

21 ***b2062/1.1*** (2z) AUDIT OF GEOGRAPHIC INFORMATION SYSTEMS MAPPING SERVICES.
22 The joint legislative audit committee is requested to, and may, direct the legislative
23 audit bureau to perform a performance evaluation audit of the geographic
24 information systems mapping services provided by the department of natural
25 resources. The audit shall include an analysis of the degree to which the services

1 offered by the department of natural resources compete with the services offered by
2 private businesses and an analysis of whether it is most cost-effective for those
3 services to be provided by the department of natural resources or by private
4 businesses. If the committee directs the legislative audit bureau to perform an audit,
5 the bureau shall file its report as described in section 13.94 (1) (b) of the statutes.

6 *b0264/3.1* (3v) EVALUATION OF CREDENTIALING FEES. The joint legislative audit
7 committee is requested to, and may, direct the legislative audit bureau to evaluate
8 the methodologies used by the department of regulation and licensing for
9 recalculating administrative and enforcement costs under section 440.03 (9) (a) of
10 the statutes and recommending changes to fees for issuing and renewing credentials
11 under section 440.03 (9) (b) of the statutes. An evaluation under this subsection shall
12 determine whether the methodologies are adequately documented and administered
13 in a straightforward manner, whether they represent the actual costs associated
14 with the department's regulation of credential holders, and whether they provide
15 sufficient revenues to support the department's operations. If the committee directs
16 the legislative audit bureau to perform an evaluation under this subsection, the
17 bureau shall, no later than June 30, 2002, file its report as described in section 13.94
18 (1) (b) of the statutes.

19 *b0620/1.1* (3w) AUDIT OF THE ESTATE RECOVERY PROGRAM. The joint legislative
20 audit committee is requested to direct the legislative audit bureau to perform a
21 financial and performance evaluation audit of the estate recovery program in the
22 department of health and family services. The audit shall include information on the
23 amount of moneys recovered from nursing homes, for personal care and home health
24 services, and under the community options program, the medical assistance
25 program, and the community-based waiver programs, and shall specify the amount

1 of moneys recovered by the size of estate. If the committee directs the legislative
2 audit bureau to perform an audit, the bureau shall file its report as described under
3 section 13.94 (1) (b) of the statutes.

4 *b0662/3.29* (3x) WISCONSIN ADVANCED TELECOMMUNICATIONS FOUNDATION
5 FUNDS. If the secretary of administration notifies the cochairpersons of the joint
6 committee on finance under SECTION 9101 (10) (a) (intro.) of this act that the
7 Wisconsin Advanced Telecommunications Foundation has made a grant to the state
8 in an amount less than \$13,465,100, the joint committee on finance shall determine
9 the purposes for which the grant may be expended pursuant to section 13.101 (3) of
10 the statutes or pursuant to section 13.101 (4) of the statutes, as affected by this act.

11 *b2036/1.1* (3xx) ACCUMULATED UNUSED SICK LEAVE CREDIT CONVERSION STUDY.

12 (a) The joint survey committee on retirement systems shall study the issue of
13 allowing participants in the Wisconsin retirement system who have terminated
14 covered employment and who have at least 25 years of creditable service under the
15 Wisconsin retirement system, but who are not eligible to receive an immediate
16 annuity under the Wisconsin retirement system at the time that they terminate
17 covered employment, to be able to convert their accumulated unused sick leave into
18 credits for the payment of health insurance premiums under section 40.05 (4) (b) of
19 the statutes on the date on which the department of employee trust funds receives
20 the participant's application for a retirement annuity or for a lump sum payment
21 under section 40.25 (1) of the statutes. The departments of employment relations
22 and employee trust funds shall provide any information requested by the joint
23 survey committee on retirement systems. The joint survey committee on retirement
24 systems shall submit the results of the study and recommendations to the
25 department of employment relations no later than January 1, 2002.

1 (b) No later than 30 days after receiving the results of the study and
2 recommendations submitted under paragraph (a), the department of employment
3 relations shall submit proposed legislation incorporating the recommendations to
4 the joint committee on employment relations.

5 *b2189/1.4* (3y) AUDIT OF STATE AIRCRAFT USAGE. The joint legislative audit
6 committee is requested to direct the legislative audit bureau to conduct a
7 performance evaluation audit of aircraft usage by state agencies. If the legislative
8 audit bureau performs the audit, the bureau is requested to include an evaluation
9 of whether the current number of aircraft owned by the state is appropriate. If the
10 legislative audit bureau performs the audit, it shall file its report as described under
11 section 13.94 (1) (b) of the statutes by January 1, 2003.

12 *b0247/3.8* (3z) QUALIFIED INTERPRETER DEFINITION STUDY. The joint legislative
13 council is requested to study a potential definition of “qualified interpreter”, for the
14 purpose of appointments in court proceedings and contested administrative case
15 proceedings. If the joint legislative council conducts the study, it shall report its
16 findings and conclusions to the legislature in the manner provided under section
17 13.172 (2) of the statutes.

18 *b0967/1.1* (4b) JURY SELECTION STUDY AND REPORT. The joint legislative council
19 is requested to study how juries are selected, including what actions are needed to
20 increase the participation of racial and ethnic minorities on juries so that juries
21 reflect the racial and ethnic composition of the areas from which the juries were
22 selected. If the joint legislative council conducts the study, it shall report its findings
23 and recommendations to the legislature in the manner provided under section
24 13.172 (2) of the statutes.

1 ***b2012/2.11*** (4m) EVALUATION AND REPORT TO LEGISLATURE. By October 1, 2004,
2 the legislative audit bureau shall evaluate, on a quantitative and qualitative basis,
3 the success of restorative justice programming in Milwaukee county and the county
4 selected under section 978.044 (4) of the statutes, as created by this act, in serving
5 victims, offenders, and communities affected by crime and shall report its findings
6 to the appropriate standing committees of the legislature, as determined by the
7 speaker of the assembly and the president of the senate, under section 13.172 (3) of
8 the statutes.

9 (4z) STUDY ON NEW ECONOMY. The joint legislative council is requested to conduct
10 a study on how the state government, the state's research universities, and the
11 state's business community can foster economic development in this state by
12 assisting and developing businesses and industries that are based on science and
13 technology. If the joint legislative council conducts the study, the joint legislative
14 council shall report its findings, conclusions, and recommendations to the legislature
15 in the manner provided under section 13.172 (2) of the statutes by January 1, 2002,
16 and shall include in its report recommendations relating to all of the following:

17 (a) Ways to increase the number and percentage of jobs in this state in
18 businesses and industries that are based on science and technology.

19 (b) Ways to increase the average earnings of employees employed in this state
20 in businesses and industries that are based on science and technology.

21 (c) Ways to increase the amount of venture capital invested in this state and
22 the amount spent on research and development in this state.

23 (d) Ways to increase the number of homes in this state that have computers and
24 access to the Internet.

25 (e) A strategy to bring the best and brightest researchers to this state.

1 ***b2175/2.5*** (5q) AUDIT OF THE DIVISION OF INTERNATIONAL AND EXPORT
2 DEVELOPMENT. The joint legislative audit committee is requested to direct the
3 legislative audit bureau to perform a financial and performance evaluation audit of
4 the division of international and export development in the department of commerce.
5 The audit shall examine the general operations of the division. If the committee
6 directs the legislative audit bureau to perform the audit under this subsection, the
7 bureau shall file its report as described in section 13.94 (1) (b) of the statutes by
8 January 1, 2003.

9 ***-0320/5.9137*** SECTION 9137. **Nonstatutory provisions; natural**
10 **resources.**

11 ***-0320/5.9137*** (1) DRY CLEANER ENVIRONMENTAL RESPONSE PROGRAM
12 DEDUCTIBLE. The department of natural resources shall identify any award made
13 under section 292.65 of the statutes using the deductible under section 292.65 (8) (e)
14 3., 1999 stats., and recalculate the award using the deductible under section 292.65
15 (8) (e) of the statutes, as affected by this act. Before July 1, 2002, the department
16 shall pay to the recipient the difference between the amount of the original award
17 and the amount as recalculated under this subsection.

18 ***b2179/2.16*** (1k) RECYCLING EFFICIENCY INCENTIVE GRANTS. Notwithstanding
19 section 16.42 (1) (e) of the statutes, in submitting information under section 16.42
20 of the statutes for purposes of the 2003–05 biennial budget bill, the department of
21 natural resources shall submit information concerning the appropriation under
22 section 20.370 (6) (bv) of the statutes, as created by this act, as though the amount
23 appropriated to the department under that appropriation for fiscal year 2002–03
24 were \$7,600,000.

1 ***b2179/2.16*** (1kL) EMERGENCY RULES FOR RECYCLING PILOT PROGRAM. Using the
2 procedure under section 227.24 of the statutes, the department of natural resources
3 may promulgate as emergency rules the rules required under section 287.11 (4) (a)
4 of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2)
5 of the statutes, the emergency rules may remain in effect until December 31, 2005.
6 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not
7 required to provide evidence that promulgating a rule under this subsection as an
8 emergency rule is necessary for the preservation of public peace, health, safety, or
9 welfare and is not required to provide a finding of emergency for a rule promulgated
10 under this subsection.

11 ***b2179/2.16*** (1km) RECYCLING POSITION AUTHORIZATION. The authorized FTE
12 positions for the department of natural resources are increased by 1.0 SEG position
13 to be funded from the appropriation under section 20.370 (2) (hq) of the statutes, for
14 recycling program administration.

15 ***b0278/1.3*** (1x) APPLICABILITY OF HIGH-CAPACITY WELL REQUIREMENTS. The
16 treatment of section 281.17 (1) (c) of the statutes applies to an approval issued by the
17 department of natural resources under section 281.17 of the statutes on or after
18 September 1, 2000. The department of natural resources shall modify an approval
19 issued by the department of natural resources under section 281.17 of the statutes
20 on or after September 1, 2000, in order to incorporate into the approval the condition
21 required under section 281.17 (1) (c) 1. of the statutes, as created by this act.

22 ***-1335/7.9137*** (2) FOX RIVER NAVIGATIONAL SYSTEM AUTHORITY; INITIAL TERMS.
23 Notwithstanding the length of terms of the members of the board of directors of the
24 authority specified in section 237.02 (1) (a) of the statutes, as created by this act, the
25 initial members shall be appointed for the following terms:

1 (a) Three members for a term that expires on July 1, 2004.

2 (b) Three members for a term that expires on July 1, 2005.

3 *b0845/3.30* (2g) NONPOINT SOURCE POSITIONS. The authorized FTE positions
4 for the department of natural resources are increased by 5.5 SEG positions, funded
5 by the appropriation under section 20.370 (3) (mt) of the statutes, to reflect the
6 transfer of funding for nonpoint source water pollution control to the environmental
7 fund.

8 *b0845/3.30* (2h) NONPOINT SOURCE ADMINISTRATION. The authorized FTE
9 positions for the department of natural resources are increased by 8.0 SEG positions,
10 funded by the appropriation under section 20.370 (4) (mr) of the statutes, to reflect
11 the transfer of funding for nonpoint source water pollution control to the
12 environmental fund.

13 *b2077/1.5* (2t) COMPUTER ACCESSIBLE WATER RESOURCE MANAGEMENT
14 INFORMATION.

15 (a) During the 2001–03 fiscal biennium, the department of natural resources
16 may submit to the joint committee on finance a proposal concerning the continued
17 development of a system to provide computer accessible water resource management
18 information.

19 (b) If the cochairpersons of the committee do not notify the department within
20 14 working days after the date of any submittal under paragraph (a) that the
21 committee has scheduled a meeting for the purpose of reviewing the proposal, the
22 appropriation under section 20.370 (4) (aq) of the statutes, as affected by this act, is
23 supplemented by \$100,000 for fiscal year 2002–03, from the appropriation account
24 under section 20.865 (4) (u) of the statutes, and the appropriation under section
25 20.370 (4) (ax) of the statutes, as created by this act, is supplemented by \$100,000

1 for fiscal year 2002–03, from the appropriation account under section 20.865 (4) (u)
2 of the statutes, for the purpose of implementing the proposal. If, within 14 working
3 days after the date of the submittal under paragraph (a), the cochairpersons of the
4 committee notify the department that the committee has scheduled a meeting for the
5 purpose of reviewing the proposal and if the committee approves the proposal, the
6 committee may, from the appropriation under section 20.865 (4) (u) of the statutes,
7 supplement the appropriation under section 20.370 (4) (aq) of the statutes, as
8 affected by this act, by an amount not to exceed \$100,000 for fiscal year 2002–03 and
9 may supplement the appropriation under section 20.370 (4) (ax) of the statutes, as
10 created by this act, by an amount not to exceed \$100,000 for fiscal year 2002–03 for
11 the purpose of implementing the proposal. Notwithstanding section 13.101 (3) (a)
12 of the statutes, the committee is not required to find that an emergency exists.

13 ***b0804/2.3*** (4p) SPARTA OVERPASS. During the 2001–03 fiscal biennium, the
14 department of natural resources shall provide \$124,000 from the appropriation
15 under section 20.370 (5) (cz) of the statutes, as created by this act, to the city of Sparta
16 in Monroe County for construction of the snowmobile–bicycle–pedestrian overpass
17 over I 90 specified in SECTION 9152 (4k) of this act.

18 ***b0655/2.3*** (4x) RECREATIONAL FISHING PIER. From the appropriation under
19 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
20 natural resources shall provide \$80,000 in fiscal year 2001–02 to the village of
21 Whiting in Portage County for the construction of a recreational fishing pier on the
22 Plover River that is accessible to persons with disabilities.

23 ***b0638/2.1*** (4y) REPORT ON ADMINISTRATIVE FUNDING.

24 (a) The department of natural resources shall prepare a report that does all of
25 the following:

1 1. Explains the department's rationale for the manner in which the department
2 distributes the obligation to pay for the department's administrative costs among the
3 department's programs and revenue sources.

4 2. Presents arguments to support the position that the distribution specified
5 in subdivision 1. is equitable in spite of the fact that some of the revenues collected
6 by the department from approval, user, registration, and similar fees are not
7 expended for programs that relate to the purposes for which the fees were paid.

8 3. Presents alternatives to the distribution specified in subdivision 1. that the
9 department believes may result in a more equitable distribution.

10 (b) The department of natural resources shall submit the report prepared
11 under paragraph (a) to the joint committee on finance no later than March 1, 2002.

12 ***b0651/1.1*** (4z) REPORT ON CONCESSIONS IN STATE PARKS. The department of
13 natural resources shall undertake an analysis of the operation and profitability of
14 concession operations in the state parks as those operations exist on the effective
15 date of this subsection and shall investigate the option of providing these concession
16 operations by contracting with the private sector. The department shall prepare a
17 report consisting of the results of the department's analysis and investigation and
18 shall submit the report to the governor and to the joint committee on finance no later
19 than October 1, 2002.

20 ***b0658/2.3*** (5e) WAUSAU WHITEWATER COURSE. From the appropriation under
21 section 20.370 (5) (cq) of the statutes, as affected by this act, the department of
22 natural resources shall provide \$50,000 in fiscal year 2001–02 to an organization
23 that is known as the Wausau Kayak/Canoe Corporation to upgrade that part of the
24 Wisconsin River in the city of Wausau that is known as the Wausau Whitewater
25 Course.

1 ***b2221/3.148*** (5mk) GREAT LAKES FORESTRY MUSEUM.

2 (a) In fiscal year 2001–02, from the appropriation under section 20.370 (5) (aw)
3 of the statutes, as affected by this act, the department of natural resources shall
4 award a grant in an amount not to exceed \$150,000 to an organization known as the
5 Great Lakes Forestry Museum to develop a facility in the city of Rice Lake for
6 educating the public about the history of forestry and logging in this state. In fiscal
7 year 2002–03, from the appropriation under section 20.375 (2) (rq) of the statutes,
8 as created by this act, the department of forestry shall award a grant in an amount
9 not to exceed \$150,000 to the same organization for the same purpose. The amount
10 of the funding shall be equal to the amount of contributions towards the facility from
11 funding sources other than this state.

12 (b) Within 6 months after spending the full amount of the grants under
13 paragraph (a), the organization shall submit to the department of natural resources
14 and the department of forestry a report detailing how the grant proceeds were used.

15 ***b2073/2.2*** (5vv) URBAN FORESTRY GRANT FOR WINNEBAGO COUNTY. From the
16 appropriation under section 20.370 (5) (bw) of the statutes, as affected by this act,
17 and notwithstanding the limitation under section 23.097 (1) of the statutes that
18 urban forestry grants be awarded to cities and villages, the department of natural
19 resources shall provide \$37,500 in fiscal year 2001–02 to Winnebago County to
20 provide funding to Winnebago County under section 23.097 of the statutes, as
21 affected by this act.

22 ***b2073/2.2*** (5vw) URBAN FORESTRY GRANT FOR OUTAGAMIE COUNTY. From the
23 appropriation under section 20.370 (5) (bw) of the statutes, as affected by this act,
24 and notwithstanding the limitation under section 23.097 (1) of the statutes that
25 urban forestry grants be awarded to cities and villages, the department of natural

1 resources shall provide \$37,500 in fiscal year 2001–02 to Outagamie County to
2 provide funding to Outagamie County under section 23.097 of the statutes, as
3 affected by this act.

4 ***b2073/2.2*** (5vx) URBAN FORESTRY GRANT FOR BURNETT COUNTY. From the
5 appropriation under section 20.370 (5) (bw) of the statutes, as affected by this act,
6 and notwithstanding the limitation under section 23.097 (1) of the statutes that
7 urban forestry grants be awarded to cities and villages, the department of natural
8 resources shall provide \$25,000 in fiscal year 2001–02 to Burnett County to provide
9 funding to Burnett County under section 23.097 of the statutes, as affected by this
10 act.

11 ***b2073/2.2*** (5vy) URBAN FORESTRY GRANT FOR WAUPACA. From the
12 appropriation under section 20.370 (5) (bw) of the statutes, as affected by this act,
13 the department of natural resources shall provide \$15,000 in fiscal year 2001–02 and
14 from the appropriation under section 20.375 (2) (w) of the statutes, as affected by this
15 act, the department of forestry shall provide \$15,000 in fiscal year 2002–03 to the city
16 of Waupaca for a tree planting demonstration project.

17 ***b0478/1.1*** (5x) URBAN FORESTRY GRANT FOR MILWAUKEE. From the
18 appropriation under section 20.370 (5) (bw) of the statutes, as affected by this act,
19 the department of natural resources shall provide \$150,000 in fiscal year 2001–02
20 and from the appropriation under section 20.375 (2) (w) of the statutes, as affected
21 by this act, the department of forestry shall provide \$150,000 in fiscal year 2002–03
22 to the city of Milwaukee for a tree planting demonstration project.

23 ***b0656/1.1*** (5y) URBAN FORESTRY GRANT FOR RACINE. From the appropriation
24 under section 20.370 (5) (bw) of the statutes, as affected by this act, the department
25 of natural resources shall provide \$15,000 in fiscal year 2001–02 and from the

1 appropriation under section 20.375 (2) (w) of the statutes, as affected by this act, the
2 department of forestry shall provide \$15,000 in fiscal year 2002–03 to the city of
3 Racine for a tree planting demonstration project.

4 *b0455/1.3* (5z) WISCONSIN CONSERVATION HALL OF FAME. From the
5 appropriation under section 20.370 (5) (ak) of the statutes, as created by this act, the
6 department of natural resources shall provide, in fiscal year 2001–02, a total of
7 \$10,000 to the Wisconsin Conservation Hall of Fame Foundation, Inc., for the
8 Wisconsin Conservation Hall of Fame.

9 *b0447/2.5* (6f) STUDY ON WILD CRANES. From the appropriation under section
10 20.370 (1) (kk) of the statutes, as created by this act, the department of natural
11 resources shall provide in fiscal year 2001–02 a total of \$30,000 and in fiscal year
12 2002–03 a total of \$30,000 to the University of Wisconsin System and the
13 International Crane Foundation jointly for a study of crop damage caused in this
14 state by cranes.

15 *b0299/1.1* (6g) ROOT RIVER DREDGING PROJECT. From the appropriation under
16 section 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the
17 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural
18 resources shall provide to the city of Racine the amount necessary for the dredging
19 of the Root River from the city of Racine to Lake Michigan, in an amount not to exceed
20 \$104,000. The city of Racine need not contribute any moneys to match the amount
21 provided from the appropriation under section 20.370 (5) (cq) of the statutes, as
22 affected by this act. Notwithstanding section 30.92 (4) (b) 7. or 8. a. of the statutes,
23 as affected by this act, the dredging project specified under this subsection qualifies
24 as a recreational boating project for the purpose of providing moneys under this

1 subsection. This project need not be placed on the priority list under section 30.92
2 (3) (a) of the statutes. This subsection does not apply after June 30, 2003.

3 *b0299/1.1* (7f) OCONTO RIVER DREDGING PROJECT. From the appropriation
4 under section 20.370 (5) (cq) of the statutes, as affected by this act, and before
5 applying the percentages under section 30.92 (4) (b) 6. of the statutes, the
6 department of natural resources shall provide to the city of Oconto the amount that
7 is necessary for the dredging of a portion of the Oconto River, in an amount not to
8 exceed \$386,000. The city of Oconto need not contribute any moneys to match the
9 amount provided from the appropriation under section 20.370 (5) (cq) of the statutes,
10 as affected by this act. Notwithstanding section 30.92 (4) (b) 7. or 8. a. of the statutes,
11 as affected by this act, the dredging project specified under this subsection qualifies
12 as a recreational boating project for the purpose of providing moneys under this
13 subsection. This project need not be placed on the priority list under section 30.92
14 (3) (a) of the statutes. This subsection does not apply after June 30, 2003.

15 *b0835/1.1* (8c) JANESVILLE RIVERFRONT PARKWAY DEVELOPMENT PROJECT. From
16 the appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act,
17 the department of natural resources shall provide \$250,000 to the city of Janesville
18 for a project to develop a riverfront parkway that includes the development of a
19 marina with a boat launch and transient boat slips. The amount expended under
20 this subsection shall be considered an expenditure for an inland water project under
21 section 30.92 (4) (b) 6. of the statutes. The city of Janesville need not contribute any
22 moneys to match the amount provided from the appropriation under section 20.370
23 (5) (cq) of the statutes, as affected by this act. Notwithstanding section 30.92 (4) (b)
24 4., 7., or 8. of the statutes, as affected by this act, the project specified under this
25 subsection qualifies as a recreational boating project for the purpose of providing

1 moneys under this subsection. This project need not be placed on the priority list
2 under section 30.92 (3) (a) of the statutes. This subsection does not apply after June
3 30, 2003.

4 *b0780/2.1* (8d) MANITOWOC RIVER PROJECT. From the appropriation under
5 section 20.370 (5) (cq) of the statutes, as affected by this act, and before applying the
6 percentages under section 30.92 (4) (b) 6. of the statutes, the department of natural
7 resources in fiscal year 2001–02 shall provide \$340,000 to the city of Manitowoc to
8 dredge the Manitowoc River in the area where the submarine U.S.S. Cobia is moored
9 and to make dock wall repairs and improvements to that mooring area. The city of
10 Manitowoc need not contribute any moneys to match the amount provided from the
11 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act.
12 Notwithstanding section 30.92 (4) (b) 7. or 8. a. of the statutes, as affected by this act,
13 the dredging project specified under this subsection qualifies as a recreational
14 boating project for the purpose of providing moneys under this subsection. This
15 project need not be placed on the priority list under section 30.92 (3) (a) of the
16 statutes. This subsection does not apply after June 30, 2002.

17 *b1018/1.1* (8k) MENOMINEE RIVER BOAT LAUNCH IMPROVEMENTS. From the
18 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act, and
19 before applying the percentages under section 30.92 (4) (b) 6. of the statutes, the
20 department of natural resources shall provide to the city of Marinette the amount
21 necessary for improvements to boat launching facilities, including parking lots, that
22 provide access to the Menominee River, in an amount not to exceed \$242,600. This
23 project need not be placed on the priority list under section 30.92 (3) (a) of the
24 statutes. This subsection does not apply after June 30, 2003.

1 ***b0915/2.1*** (8m) PERROT STATE PARK BRIDGE STUDY. The department of natural
2 resources shall study the feasibility and desirability of constructing a bridge at
3 Perrot State Park in the town of Trempealeau that would provide safe access by park
4 users to Trempealeau Mountain. No later than June 30, 2002, the department shall
5 submit a report to the legislature concerning the results of the study in the manner
6 provided under section 13.172 (2) of the statutes.

7 (8mk) ATLAS MILL RENOVATION. From the appropriation under section 20.370
8 (5) (ax) of the statutes, as created by this act, the department of natural resources
9 shall provide \$250,000 in fiscal year 2001–02 to an organization known as the Paper
10 International Hall of Fame, Inc., to renovate the facility known as the Atlas Mill
11 located in the city of Appleton into a facility to be known as the World Paper Center.

12 ***b1644/2.1*** (8q) LAKE MANAGEMENT GRANT FOR FISH LAKE. From the
13 appropriation under section 20.370 (6) (ar) of the statutes, the department of natural
14 resources during fiscal year 2001–02 shall provide a lake management grant of
15 \$200,000 to Dane County for water quality and lake level improvements for Fish
16 Lake and Mud Lake in Dane County and Crystal Lake located in both Dane County
17 and Columbia County. The 75% limitation under section 281.69 (2) (a) of the statutes
18 does not apply to this grant.

19 ***b1631/3.4*** (9n) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The
20 department of natural resources shall provide in fiscal year 2001–02, from the
21 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act,
22 \$200,000 for the Southeastern Wisconsin Fox River commission. The commission
23 may use these funds for its activities authorized under subchapter VI of chapter 33
24 of the statutes and for providing matching funding for any grants that the
25 commission may be able to obtain.

1 ***b2221/3.151*** (9zw) TRANSFER OF THE DIVISION OF FORESTRY TO THE DEPARTMENT
2 OF FORESTRY.

3 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
4 liabilities of the department of natural resources that are primarily related to the
5 functions of the division of forestry, as determined by the secretary of administration,
6 shall become the assets and liabilities of the department of forestry. If either
7 department is dissatisfied with the secretary's determination, that department may
8 bring the matter to the cochairpersons of the joint committee on finance for
9 consideration by the committee, and the committee shall affirm or modify the
10 decision.

11 (b) *Employee transfers.*

12 1. All incumbent employees holding positions in the department of natural
13 resources relating primarily to the functions of the division of forestry, as determined
14 by the secretary of administration, are transferred on the effective date of this
15 subdivision to the department of forestry. If either department is dissatisfied with
16 the secretary's determination, that department may bring the matter to the
17 cochairpersons of the joint committee on finance for consideration by the committee,
18 and the committee shall affirm or modify the decision.

19 2. The secretary of administration shall determine which incumbent
20 employees holding positions in the department of natural resources that relate
21 primarily to general administration and program support will be transferred to the
22 department of forestry. If either department is dissatisfied with the secretary's
23 determination, that department may bring the matter to the cochairpersons of the
24 joint committee on finance for consideration by the committee, and the committee
25 shall affirm or modify the decision.

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

7 (d) *Tangible personal property.* On the effective date of this paragraph, all
8 tangible personal property, including records, of the department of natural resources
9 that is primarily related to the functions of the division of forestry, as determined by
10 the secretary of administration, shall be transferred to the department of forestry.
11 If either department is dissatisfied with the secretary's determination, that
12 department may bring the matter to the cochairpersons of the joint committee on
13 finance for consideration by the committee, and the committee shall affirm or modify
14 the decision.

15 (e) *Contracts.* All contracts entered into by the department of natural resources
16 in effect on the effective date of this paragraph that are primarily related to the
17 functions of the division of forestry, as determined by the secretary of administration,
18 remain in effect and are transferred to the department of forestry. If either
19 department is dissatisfied with the secretary's determination, that department may
20 bring the matter to the cochairpersons of the joint committee on finance for
21 consideration by the committee, and the committee shall affirm or modify the
22 decision. The department of forestry shall carry out any such contractual obligations
23 unless modified or rescinded by the department of forestry to the extent allowed
24 under the contract.

1 (f) *Rules and orders.* All rules promulgated by the department of natural
2 resources that are primarily related to the functions of the division of forestry, as
3 determined by the secretary of administration, and that are in effect on the effective
4 date of this paragraph remain in effect until their specified expiration dates or until
5 amended or repealed by the department of forestry. All orders issued by the
6 department of natural resources that are primarily related to the functions of the
7 division of forestry, as determined by the secretary of administration, and that are
8 in effect on the effective date of this paragraph remain in effect until their specified
9 expiration dates or until modified or rescinded by the department of forestry. If
10 either department is dissatisfied with the secretary's determination, that
11 department may bring the matter to the cochairpersons of the joint committee on
12 finance for consideration by the committee, and the committee shall affirm or modify
13 the decision.

14 (g) *Pending matters.* Any matter pending with the department of natural
15 resources on the effective date of this paragraph that is primarily related to the
16 functions of the division of forestry, as determined by the secretary of administration,
17 is transferred to the department of forestry and all materials submitted to or actions
18 taken by the department of natural resources with respect to the pending matter are
19 considered as having been submitted to or taken by the department of forestry. If
20 either department is dissatisfied with the secretary's determination, that
21 department may bring the matter to the cochairpersons of the joint committee on
22 finance for consideration by the committee, and the committee shall affirm or modify
23 the decision.

24 (h) *Position changes.*

1 1. The authorized FTE positions for the department of natural resources are
2 decreased by 3.5 FED positions related to forests funded from the appropriation
3 under section 20.370 (1) (my) of the statutes.

4 2. The authorized FTE positions for the department of natural resources are
5 decreased by 2.0 FED positions related to southern state forests funded from the
6 appropriation under section 20.370 (1) (my) of the statutes.

7 3. The authorized FTE positions for the department of natural resources are
8 decreased by 1.48 PR positions related to forestry funded from the appropriation
9 under section 20.370 (8) (mk) of the statutes.

10 4. The authorized FTE positions for the department of natural resources are
11 increased by 44.75 SEG positions funded from the appropriation under section
12 20.370 (1) (mv) of the statutes, as created by this act.

13 5. The authorized FTE positions for the department of natural resources are
14 increased by 2.0 FED positions funded from the appropriation under section 20.370
15 (1) (mx) of the statutes, as created by this act.

16 18. There are authorized for the department of forestry 2.5 FTE SEG positions
17 to be funded from the appropriation under section 20.375 (2) (sv) of the statutes, as
18 affected by this act.

19 21. There are authorized for the department of forestry 1.48 FTE PR positions
20 to be funded from the appropriation under section 20.375 (3) (tm) of the statutes, as
21 created by this act.

22 22. There are authorized for the department of forestry 432.94 FTE SEG
23 positions related to forestry to be funded from the appropriation under section 20.375
24 (2) (q) of the statutes, as created by this act.

1 23. There are authorized for the department of forestry 31.41 FTE SEG
2 positions related to land program management to be funded from the appropriation
3 under section 20.375 (2) (q) of the statutes, as created by this act.

4 24. There are authorized for the department of forestry 31.16 FTE SEG
5 positions related to land facilities and lands to be funded from the appropriation
6 under section 20.375 (2) (q) of the statutes, as created by this act.

7 25. There are authorized for the department of forestry 10.03 FTE SEG
8 positions related to enforcement and science to be funded from the appropriation
9 under section 20.375 (2) (q) of the statutes, as affected by this act.

10 26. There are authorized for the department of forestry 76.55 FTE SEG
11 positions related to administration and technology to be funded from the
12 appropriation under section 20.375 (2) (q) of the statutes, as created by this act.

13 27. There are authorized for the department of forestry 29.91 FTE SEG
14 positions related to customer service to be funded from the appropriation under
15 section 20.375 (2) (q) of the statutes, as created by this act.

16 28. There are authorized for the department of forestry 3.5 FTE FED positions
17 to be funded from the appropriation under section 20.375 (2) (x) of the statutes, as
18 created by this act.

19 ***b2221/3.151*** (9zy) APPOINTMENT OF FORESTRY SECRETARY; EARLY APPOINTMENT.
20 Notwithstanding the effective date of the treatment of section 15.45 of the statutes
21 by this act, the governor may nominate and with the advice and consent of the senate
22 appoint, before July 1, 2002, the secretary of forestry to take office on July 1, 2002.

23 ***-0762/P1.9139*** SECTION 9139. Nonstatutory provisions; public
24 defender board.

1 ***-1792/2.9139*** (1) MISDEMEANOR OFFENDER DIVERSION PROGRAM. The public
2 defender board, in consultation with the director of state courts and the Wisconsin
3 District Attorneys Association, shall develop alternative charging and sentencing
4 options for misdemeanor crimes in order to divert misdemeanor offenders from
5 imprisonment, and shall submit a proposal describing the recommended options to
6 the secretary of administration by July 1, 2002. The proposal shall address, among
7 other topics, alternative charging and sentencing options for nonviolent crimes
8 against property. If the secretary of administration approves the proposal, he or she
9 shall submit the proposal to the joint committee on finance. If the cochairpersons of
10 the committee do not notify the secretary of administration within 14 working days
11 after the date of his or her submittal that the committee has scheduled a meeting for
12 the purpose of reviewing the proposal, the public defender board and the director of
13 state courts, in conjunction with the Wisconsin District Attorneys Association, shall
14 implement the portions of the proposal that are permitted under state statutes or
15 rules. If, within 14 working days after the date of the secretary's submittal, the
16 cochairpersons of the committee notify the secretary that the committee has
17 scheduled a meeting for the purpose of reviewing the proposal, the proposal may be
18 implemented only upon approval of the committee.

19 ***b0675/2.5*** (2q) QUARTERLY SAVINGS REPORT. At the end of each quarter in fiscal
20 years 2001–02 and 2002–03, the public defender board shall submit to the
21 cochairpersons of the joint committee on finance a report of the amount of savings
22 recognized by the public defender board during the previous 3 months. The public
23 defender board shall request additional funding from the joint committee on finance
24 in accordance with the method provided under section 13.10 of the statutes, if a
25 shortfall occurs in any appropriation to the public defender board.

1 ***-0762/P1.9140*** SECTION 9140. Nonstatutory provisions; public
2 instruction.

3 ***b2193/1.25*** (3q) DEAF AND HARD-OF-HEARING EDUCATION COUNCIL.
4 Notwithstanding the length of term specified in section 15.377 (2) of the statutes, one
5 of the initial members of the deaf and hard-of-hearing education council appointed
6 under section 15.377 (2) (a) of the statutes, one of the initial members appointed
7 under section 15.377 (2) (i) of the statutes, the initial member appointed under
8 section 15.377 (2) (b) of the statutes, and the initial member appointed under section
9 15.377 (2) (c) of the statutes shall serve for terms expiring on July 1, 2002; the initial
10 members appointed under section 15.377 (2) (d), (e), and (f) of the statutes and one
11 of the initial members appointed under section 15.377 (2) (i) of the statutes shall
12 serve for terms expiring on July 1, 2003; and the initial members appointed under
13 section 15.377 (2) (g) and (h) of the statutes, one of the initial members appointed
14 under section 15.377 (2) (a) of the statutes, and one of the members appointed under
15 section 15.377 (2) (i) of the statutes shall serve for terms expiring on July 1, 2004.

16 ***b1697/1.1*** (5w) WISCONSIN HUMANITIES COUNCIL. Notwithstanding sections
17 20.255 (2) (cf) and 115.366 (1) of the statutes, from the amount appropriated to the
18 department of public instruction under section 20.255 (2) (cf) of the statutes in the
19 2001–02 fiscal year, the department shall pay \$50,000 to the Wisconsin Humanities
20 Council to organize and plan the Wisconsin Book Festival.

21 ***b0347/3.3*** (6mk) EXPENDITURE OF FEDERAL FUNDS. The department of public
22 instruction shall expend \$100,000 from the appropriation under section 20.255 (3)
23 (mm) of the statutes before July 1, 2002, for the purposes of the grant program under
24 SECTION 9149 (3mk) of this act.

25 ***b0747/1.6*** (6w) AFTER-SCHOOL CARE GRANTS PROGRAM.

1 (a) A school board may apply to the state superintendent of public instruction
2 for a grant to fund an after-school care program for pupils who are eligible to receive
3 temporary assistance for needy families under 42 USC 601 to 619 and who would
4 otherwise be unsupervised by an adult in the afternoon after school.

5 (b) The state superintendent of public instruction shall award grants from the
6 appropriation under section 20.255 (2) (kn) of the statutes, as created by this act, and
7 shall ensure, to the extent feasible, that the grants are evenly distributed among
8 rural, suburban, and urban school districts.

9 ***b2220/1.7*** (10f) REVENUE LIMITS. For the purpose of determining a school
10 district's revenue limit in the 2002–03 school year, the department of public
11 instruction shall exclude from the base the amount of state aid received, and
12 property taxes levied, to pay the additional cost of 4-year-old kindergarten pupils
13 who are not children with disabilities, as defined in section 115.76 (5) of the statutes,
14 resulting from 2001 Wisconsin Act (this act), sections 2761d and 2761g.

15 ***b2182/1.1*** (10fm) JOINT LEGISLATIVE COUNCIL STUDY ON SPECIAL EDUCATION.
16 The joint council is requested to conduct a study of criteria to determine a pupil's need
17 for special education services; the extent of the problem of providing special
18 education services to violent pupils and recommendations on how to address the
19 problem; the availability of alternative regular education programs that might be
20 more appropriate for pupils currently enrolled in special education programs; the
21 impact of statewide, standardized tests on referrals to special education; current
22 training of special education teachers; special education funding; and whether it is
23 possible to recover a larger percentage of medical assistance funds for the provision
24 of special education services. If the joint legislative council conducts the study, it

1 shall report its findings, conclusions, and recommendations to the legislature in the
2 manner provided under section 13.172 (2) of the statutes by June 30, 2003.

3 ***b1794/1.1*** (10k) JOINT LEGISLATIVE COUNCIL STUDY ON SCHOOL FINANCING. The
4 joint legislative council is requested to conduct a study of school financing. If the joint
5 legislative council conducts the study, it shall report its findings, conclusions, and
6 recommendations to the legislature in the manner provided under section 13.172 (2)
7 of the statutes by June 30, 2003.

8 ***-0762/P1.9141*** SECTION 9141. **Nonstatutory provisions; public lands,**
9 **board of commissioners of.**

10 ***b2017/2.2*** (1p) PROJECT POSITION. Notwithstanding section 230.27 (1) of the
11 statutes, 1.0 FTE project position that is authorized for the board of commissioners
12 to perform duties related to submerged log activities and that terminates in
13 September 2001 is extended to September 30, 2002, and the authorized FTE
14 positions for the board of commissioners are increased by 1.0 PR project position
15 until September 30, 2002, for the purpose of performing duties relating to submerged
16 log activities.

17 ***-0762/P1.9142*** SECTION 9142. **Nonstatutory provisions; public service**
18 **commission.**

19 ***-2007/2.9142*** (2) TRANSITIONAL PROVISIONS; WATER AND SEWER SERVICE TO
20 MANUFACTURED HOME PARKS. On the effective date of this subsection, each of the
21 following applies:

22 (a) *Assets and liabilities.* The assets and liabilities of the public service
23 commission primarily related to the regulation of water and sewer service provided
24 to manufactured home parks, as determined by the secretary of administration, shall
25 become the assets and liabilities of the department of commerce.

1 (b) *Tangible personal property.* All tangible personal property, including
2 records, of the public service commission primarily related to the regulation of water
3 and sewer service provided to manufactured home parks, as determined by the
4 secretary of administration, is transferred to the department of commerce.

5 (c) *Contracts.* All contracts entered into by the public service commission in
6 effect on the effective date of this paragraph that are primarily related to the
7 regulation of water and sewer service provided to manufactured home parks, as
8 determined by the secretary of administration, remain in effect and are transferred
9 to the department of commerce. The department of commerce shall carry out any
10 obligations under such a contract until the contract is modified or rescinded by the
11 department of commerce to the extent allowed under the contract.

12 (d) *Rules and orders.* All rules promulgated by the public service commission
13 that are in effect on the effective date of this paragraph and that are primarily related
14 to the regulation of water and sewer service provided to manufactured home parks,
15 as determined by the secretary of administration, remain in effect until their
16 specified expiration date or until amended or repealed by the department of
17 commerce. All orders issued by the public service commission that are in effect on
18 the effective date of this paragraph and that are primarily related to the regulation
19 of water and sewer service provided to manufactured home parks, as determined by
20 the secretary of administration, remain in effect until their specified expiration date
21 or until modified or rescinded by the department of commerce.

22 (e) *Pending matters.* Any matter pending with the public service commission
23 on the effective date of this paragraph and that is primarily related to the regulation
24 of water and sewer service provided to manufactured home parks, as determined by
25 the secretary of administration, is transferred to the department of commerce and