

SENATE BILL 55**SECTION 3438**

1 345.47 (2) The payment of any judgment may be suspended or deferred for not
2 more than 60 days in the discretion of the court. In cases where a deposit has been
3 made, any forfeitures, penalty assessments, law enforcement training fund
4 assessments, jail assessments, railroad crossing improvement assessments, crime
5 laboratories and drug law enforcement assessments, and costs shall be taken out of
6 the deposit and the balance, if any, returned to the defendant.

7 *~~1394/2.64~~* **SECTION 3439.** 345.47 (3) of the statutes is amended to read:

8 345.47 (3) When a defendant is imprisoned for nonpayment of a forfeiture, a
9 penalty assessment, a law enforcement training fund assessment, a jail assessment,
10 a railroad crossing improvement assessment, or a crime laboratories and drug law
11 enforcement assessment for an action brought by a municipality located in more
12 than one county, any commitment to a county institution shall be to the county in
13 which the action was tried.

14 *~~1394/2.65~~* **SECTION 3440.** 345.49 (1) of the statutes is amended to read:

15 345.49 (1) Any person imprisoned under s. 345.47 for nonpayment of a
16 forfeiture, a penalty assessment, if required by s. 757.05, a law enforcement training
17 fund assessment, if required by s. 165.87 (1), a jail assessment, if required by s.
18 302.46 (1), a railroad crossing improvement assessment, if required by s. 346.177,
19 346.495 or 346.65 (4r), or a crime laboratories and drug law enforcement assessment,
20 if required by s. 165.755, may, on request, be allowed to work under s. 303.08. If the
21 person does work, earnings shall be applied on the unpaid forfeiture, penalty
22 assessment, law enforcement training fund assessment, jail assessment, railroad
23 crossing improvement assessment, or crime laboratories and drug law enforcement
24 assessment after payment of personal board and expenses and support of personal
25 dependents to the extent directed by the court.

SENATE BILL 55**SECTION 3441**

1 ***-1394/2.66*** **SECTION 3441.** 345.49 (2) of the statutes is amended to read:

2 345.49 (2) Any person who is subject to imprisonment under s. 345.47 for
3 nonpayment of a forfeiture, penalty assessment, law enforcement training fund
4 assessment, jail assessment, railroad crossing improvement assessment, or crime
5 laboratories and drug law enforcement assessment may be placed on probation to
6 some person satisfactory to the court for not more than 90 days or until the forfeiture,
7 penalty assessment, law enforcement training fund assessment, jail assessment,
8 railroad crossing improvement assessment, or crime laboratories and drug law
9 enforcement assessment is paid if that is done before expiration of the 90-day period.
10 The payment of the forfeiture, penalty assessment, law enforcement training fund
11 assessment, jail assessment, railroad crossing improvement assessment, or crime
12 laboratories and drug law enforcement assessment during that period shall be a
13 condition of the probation. If the forfeiture, penalty assessment, law enforcement
14 training fund assessment, jail assessment, railroad crossing improvement
15 assessment, or crime laboratories and drug law enforcement assessment is not paid
16 or the court deems that the interests of justice require, probation may be terminated
17 and the defendant imprisoned as provided in sub. (1) or s. 345.47.

18 ***-1394/2.67*** **SECTION 3442.** 345.61 (2) (c) of the statutes is amended to read:

19 345.61 (2) (c) “Guaranteed arrest bond certificate” as used in this section means
20 any printed card or other certificate issued by an automobile club, association or
21 insurance company to any of its members or insureds, which card or certificate is
22 signed by the member or insureds and contains a printed statement that the
23 automobile club, association or insurance company and a surety company, or an
24 insurance company authorized to transact both automobile liability insurance and
25 surety business, guarantee the appearance of the persons whose signature appears

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1 on the card or certificate and that they will in the event of failure of the person to
2 appear in court at the time of trial, pay any fine or forfeiture imposed on the person,
3 including the penalty assessment required by s. 757.05, the law enforcement
4 training fund assessment required by s. 165.87 (1), the jail assessment required by
5 s. 302.46 (1), the railroad crossing improvement assessment required by s. 346.177,
6 346.495 or 346.65 (4r), and the crime laboratories and drug law enforcement
7 assessment required by s. 165.755, in an amount not exceeding \$200, or \$1,000 as
8 provided in sub. (1) (b).

9 ***-2056/1.6* SECTION 3443.** 346.65 (6) (a) 1. of the statutes, as affected by 1999
10 Wisconsin Act 109, section 56j, is amended to read:

11 346.65 (6) (a) 1. The court may order a law enforcement officer to seize the
12 motor vehicle used in the violation or improper refusal and owned by the person
13 whose operating privilege is revoked under s. 343.305 (10) or who committed a
14 violation of s. 346.63 (1) (a) or (b) or (2) (a) 1. or 2., 940.09 (1) (a), (b), (c) or (d) or 940.25
15 (1) (a), (b), (c) or (d) if the person whose operating privilege is revoked under s.
16 343.305 (10) or who is convicted of the violation has 2 or more prior suspensions,
17 revocations or convictions, counting convictions under ss. 940.09 (1) and 940.25 in
18 the person's lifetime, plus other convictions, suspensions or revocations counted
19 under s. 343.307 (1). The court may not order a motor vehicle seized if that the court
20 enters an order under s. 343.301 (1) (a) or (2) (a) or if seizure would result in undue
21 hardship or extreme inconvenience or would endanger the health and safety of a
22 person.

23 ***-1778/2.1* SECTION 3444.** 346.655 (1) of the statutes is amended to read:

24 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63
25 (1) or (5), or a local ordinance in conformity therewith, or s. 346.63 (2) or (6) or 940.25,

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1 or s. 940.09 where the offense involved the use of a vehicle, it shall impose a driver
2 improvement surcharge in an amount of ~~\$345~~ \$355 in addition to the fine or
3 forfeiture, penalty assessment, law enforcement training fund assessment, jail
4 assessment, and crime laboratories and drug law enforcement assessment.

****NOTE: This is reconciled s. 346.655 (1). This SECTION has been affected by drafts
with the following LRB numbers: -1394 and -1778.

5 ***-1394/2.68* SECTION 3445.** 346.655 (2) (b) of the statutes is amended to read:

6 346.655 (2) (b) If the forfeiture is imposed by a municipal court, the court shall
7 transmit the amount to the treasurer of the county, city, town, or village, and that
8 treasurer shall make payment of 38.5% of the amount to the state treasurer as
9 provided in s. 66.0114 (1) ~~(b)~~ (bm). The treasurer of the city, town, or village shall
10 transmit the remaining 61.5% of the amount to the treasurer of the county.

11 ***-0128/2.1* SECTION 3446.** 348.25 (8) (a) 1. of the statutes is amended to read:

12 348.25 (8) (a) 1. For a vehicle or combination of vehicles which exceeds length
13 limitations, \$15, except that if the application for a permit for a vehicle described in
14 this subdivision is submitted to the department after December 31, 1999, and before
15 ~~July 1, 2003~~ January 1, 2008, the fee is \$17.

16 ***-0128/2.2* SECTION 3447.** 348.25 (8) (a) 2. of the statutes is amended to read:

17 348.25 (8) (a) 2. For a vehicle or combination of vehicles which exceeds either
18 width limitations or height limitations, \$20, except that if the application for a
19 permit for a vehicle described in this subdivision is submitted to the department
20 after December 31, 1999, and before ~~July 1, 2003~~ January 1, 2008, the fee is \$22.

21 ***-0128/2.3* SECTION 3448.** 348.25 (8) (a) 2m. of the statutes is amended to

22 read:

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1 348.25 (8) (a) 2m. For a vehicle or combination of vehicles which exceeds both
2 width and height limitations, \$25, except that if the application for a permit for a
3 vehicle described in this subdivision is submitted to the department after
4 December 31, 1999, and before ~~July 1, 2003~~ January 1, 2008, the fee is \$28.

5 *~~0128/2.4~~* **SECTION 3449.** 348.25 (8) (b) 1. of the statutes is amended to read:

6 348.25 (8) (b) 1. For a vehicle or combination of vehicles which exceeds length
7 limitations, \$60, except that if the application for a permit for a vehicle described in
8 this subdivision is submitted to the department after December 31, 1999, and before
9 ~~July 1, 2003~~ January 1, 2008, the fee is \$66.

10 *~~0128/2.5~~* **SECTION 3450.** 348.25 (8) (b) 2. of the statutes is amended to read:

11 348.25 (8) (b) 2. For a vehicle or combination of vehicles which exceeds width
12 limitations or height limitations or both, \$90, except that if the application for a
13 permit for a vehicle described in this subdivision is submitted to the department
14 after December 31, 1999, and before ~~July 1, 2003~~ January 1, 2008, the fee is \$99.

15 *~~0128/2.6~~* **SECTION 3451.** 348.25 (8) (b) 3. a. of the statutes is amended to
16 read:

17 348.25 (8) (b) 3. a. If the gross weight is 90,000 pounds or less, \$200, except that
18 if the application for a permit for a vehicle described in this subd. 3. a. is submitted
19 to the department after December 31, 1999, and before ~~July 1, 2003~~ January 1,
20 2008, the fee is \$220.

21 *~~0128/2.7~~* **SECTION 3452.** 348.25 (8) (b) 3. b. of the statutes is amended to
22 read:

23 348.25 (8) (b) 3. b. If the gross weight is more than 90,000 pounds but not more
24 than 100,000 pounds, \$350, except that if the application for a permit for a vehicle

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1 described in this subd. 3. b. is submitted to the department after December 31, 1999,
2 and before ~~July 1, 2003~~ January 1, 2008, the fee is \$385.

3 *~~0128/2.8~~* **SECTION 3453.** 348.25 (8) (b) 3. c. of the statutes is amended to
4 read:

5 348.25 (8) (b) 3. c. If the gross weight is greater than 100,000 pounds, \$350 plus
6 \$100 for each 10,000-pound increment or fraction thereof by which the gross weight
7 exceeds 100,000 pounds, except that if the application for a permit for a vehicle
8 described in this subd. 3. c. is submitted to the department after December 31, 1999,
9 and before ~~July 1, 2003~~ January 1, 2008, the fee is \$385 plus \$110 for each
10 10,000-pound increment or fraction thereof by which the gross weight exceeds
11 100,000 pounds.

12 *~~0128/2.9~~* **SECTION 3454.** 348.25 (8) (bm) 1. of the statutes is amended to
13 read:

14 348.25 (8) (bm) 1. Unless a different fee is specifically provided, the fee for a
15 consecutive month permit is one-twelfth of the fee under par. (b) for an annual
16 permit times the number of months for which the permit is desired, plus \$15 for each
17 permit issued. This subdivision does not apply to applications for permits submitted
18 after December 31, 1999, and before ~~July 1, 2003~~ January 1, 2008.

19 *~~0128/2.10~~* **SECTION 3455.** 348.25 (8) (bm) 2. of the statutes is amended to
20 read:

21 348.25 (8) (bm) 2. Unless a different fee is specifically provided, the fee for a
22 consecutive month permit is one-twelfth of the fee under par. (b) for an annual
23 permit times the number of months for which the permit is desired, plus \$16.50 for
24 each permit issued, rounded to the nearest whole dollar. This subdivision does not

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1 apply to applications submitted before January 1, 2000, or submitted after
2 ~~June 30, 2003~~ December 31, 2007.

3 ***-0392/3.35* SECTION 3456.** 348.27 (10) of the statutes is amended to read:

4 348.27 (10) TRANSPORTATION OF GRAIN OR COAL OR IRON. The department may
5 issue annual or consecutive month permits for the transportation of loads of grain,
6 as defined in s. ~~127.01 (18)~~ 126.01 (13), coal, iron ore concentrates or alloyed iron on
7 a vehicle or a combination of 2 or more vehicles that exceeds statutory weight or
8 length limitations and for the return of the empty vehicle or combination of vehicles
9 over any class of highway for a distance not to exceed 5 miles from the Wisconsin state
10 line. If the roads desired to be used by the applicant involve streets or highways other
11 than those within the state trunk highway system, the application shall be
12 accompanied by a written statement of route approval by the officer in charge of
13 maintenance of the other highway. This subsection does not apply to highways
14 designated as part of the national system of interstate and defense highways.

15 ***-1622/2.72* SECTION 3457.** 350.01 (3r) of the statutes is repealed.

16 ***-1622/2.73* SECTION 3458.** 350.01 (10t) of the statutes is created to read:

17 350.01 (10t) "Registration documentation" means a snowmobile registration
18 certificate, a validated registration receipt, or a registration decal.

19 ***-1622/2.74* SECTION 3459.** 350.01 (22) of the statutes is created to read:

20 350.01 (22) "Validated registration receipt" means a receipt issued by the
21 department or an agent under s. 350.12 (3h) (ag) 1. a. that shows that an application
22 and the required fee for a registration certificate has been submitted to the
23 department.

24 ***-0507/3.2* SECTION 3460.** 350.12 (3) (a) (intro.) of the statutes is amended to
25 read:

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1 350.12 (3) (a) (intro.) Except as provided under subs. (2) and (5) (cm), no person
2 may operate and no owner may give permission for the operation of any snowmobile
3 within this state unless the snowmobile is registered for public use or private use
4 under this paragraph or s. 350.122 or as an antique under par. (b) and has the
5 registration decals displayed as required under sub. (5) or s. 350.122 or unless the
6 snowmobile has a reflectorized plate attached as required under par. (c) 3. A
7 snowmobile that is not registered as an antique under par. (b) may be registered for
8 public use. A snowmobile that is not registered as an antique under par. (b) and that
9 is used exclusively on private property, as defined under s. 23.33 (1) (n), may be
10 registered for private use. A snowmobile public-use registration certificate is valid
11 for 2 years beginning on the July 1 prior to the date of application if registration is
12 made prior to April 1 and beginning on the July 1 subsequent to the date of
13 application if registration is made after April 1 and ending on June 30, 2 years
14 thereafter. A snowmobile private-use registration certificate is valid from the date
15 of issuance until ownership of the snowmobile is transferred. The fee for the issuance
16 or renewal of a public-use registration certificate is ~~\$20~~ \$30, except that the fee is
17 \$5 if it is a snowmobile owned and operated by a political subdivision of this state.
18 There is no fee for the issuance of a private-use registration certificate or for the
19 issuance of a registration certificate to the state.

20 *~~1622/2.75~~* **SECTION 3461.** 350.12 (3) (a) 3. of the statutes is amended to read:

21 350.12 (3) (a) 3. The purchaser shall complete the application for transfer and
22 cause it to be mailed or delivered to the department or an agent appointed under sub.
23 (3h) (a) 3. within 10 days from the date of purchase. A fee of \$5 shall be paid for
24 transfer of a current registration certificate.

25 *~~0507/3.3~~* **SECTION 3462.** 350.12 (3) (c) 2. of the statutes is amended to read:

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1 350.12 (3) (c) 2. The fee for issuing or renewing a commercial snowmobile
2 certificate is ~~\$60~~ \$90. Upon receipt of the application form required by the
3 department and the fee required under this subdivision, the department shall issue
4 to the applicant a commercial snowmobile certificate and 3 reflectorized plates. The
5 fee for additional reflectorized plates is ~~\$20~~ \$30 per plate.

6 *~~1622/2.76~~* **SECTION 3463.** 350.12 (3) (cm) of the statutes is created to read:
7 350.12 (3) (cm) Subsection (3h) does not not apply to commercial snowmobile
8 certificates, reflectorized plates, or registration certificates issued for antique
9 snowmobiles under par. (b).

10 *~~1622/2.77~~* **SECTION 3464.** 350.12 (3) (d) of the statutes is amended to read:
11 350.12 (3) (d) Upon receipt of the required fee, a sales tax report, payment of
12 sales and use taxes due under s. 77.61 (1), and an application on forms prescribed
13 by it, the department or an agent appointed under sub. (3h) (a) 3. shall issue to the
14 applicant ~~a~~ an original registration certificate stating the registration number, the
15 name and address of the owner, and other information the department deems
16 necessary or a validated registration receipt. The department or an agent appointed
17 under sub. (3h) (a) 3. shall issue 2 registration decals per snowmobile owned by an
18 individual owner, this state, or a political subdivision of this state. The decals shall
19 be no larger than 3 inches in height and 6 inches in width. The decals shall contain
20 reference to the state, the department, whether the snowmobile is registered for
21 public use or private use under par. (a), or as an antique under par. (b), and shall show
22 the expiration date of the registration.

23 *~~1622/2.78~~* **SECTION 3465.** 350.12 (3) (e) of the statutes is amended to read:
24 350.12 (3) (e) If a ~~commercial snowmobile certificate,~~ registration certificate,
25 registration decal, commercial snowmobile certificate, or reflectorized plate is lost or

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1 destroyed, the holder of the certificate, decal, or plate may apply for a duplicate on
2 forms provided for by the department accompanied by a fee of \$5. Upon receipt of
3 a proper application and the required fee, the department or an agent appointed
4 under sub. (3h) (a) 3. shall issue a duplicate certificate, decal, or plate to the
5 applicant.

6 ***-1622/2.79* SECTION 3466.** 350.12 (3h) (title) of the statutes is amended to
7 read:

8 350.12 (3h) (title) REGISTRATION; ~~RENEWALS; AGENTS~~ PROCEDURES.

9 ***-1622/2.80* SECTION 3467.** 350.12 (3h) (a) (intro.) of the statutes is amended
10 to read:

11 350.12 (3h) (a) ~~Issuance; appointment of agents~~ Issuers. (intro.) For the
12 issuance of ~~snowmobile certificates~~ original or duplicate registration documentation
13 and for the transfer or renewal of registration documentation, the department may
14 do any of the following:

15 ***-1622/2.81* SECTION 3468.** 350.12 (3h) (a) 1. of the statutes is amended to
16 read:

17 350.12 (3h) (a) 1. Directly issue ~~the certificates, transfer, or renew the~~
18 registration documentation with or without using the expedited services specified in
19 par. (ag) 1.

20 ***-1622/2.82* SECTION 3469.** 350.12 (3h) (a) 2. of the statutes is repealed.

21 ***-1622/2.83* SECTION 3470.** 350.12 (3h) (a) 3. of the statutes is amended to
22 read:

23 350.12 (3h) (a) 3. Appoint persons who are not employees of the department
24 as agents of the department to issue ~~the certificates as agents of the department,~~

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1 transfer, or renew the registration documentation using either or both of the
2 expedited services specified in par. (ag) 1.

3 *~~1622/2.84~~* **SECTION 3471.** 350.12 (3h) (ag) of the statutes is created to read:

4 350.12 (3h) (ag) *Registration; methods of issuance.* 1. For the issuance of
5 original or duplicate registration documentation and for the transfer or renewal of
6 registration documentation, the department may implement either or both of the
7 following expedited procedures to be provided by the department and any agents
8 appointed under par. (a) 3.:

9 a. A noncomputerized procedure under which the department or agent may
10 accept applications for registration certificates and issue a validated registration
11 receipt at the time the applicant submits the application accompanied by the
12 required fees.

13 b. A computerized procedure under which the department or agent may accept
14 applications for registration documentation and issue to each applicant all or some
15 of the items of the registration documentation at the time the applicant submits the
16 application accompanied by the required fees.

17 2. Under either procedure under subd. 1., the applicant shall receive any
18 remaining items of registration documentation directly from the department at a
19 later date. The items of registration documentation issued at the time of the
20 submittal of the application under either procedure shall be sufficient to allow the
21 snowmobile for which the application is submitted to be operated in compliance with
22 the registration requirements under this section.

23 *~~1622/2.85~~* **SECTION 3472.** 350.12 (3h) (ar) of the statutes is created to read:

24 350.12 (3h) (ar) *Fees.* 1. In addition to the applicable fee under sub. (3) (a), each
25 agent appointed under par. (a) 3. shall collect an expedited service fee of \$3 each time

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1 the agent issues a validated registration receipt under par. (ag) 1. a. The agent shall
2 retain the entire amount of each expedited service fee the agent collects.

3 2. In addition to the applicable fee under sub. (3) (a), the department or the
4 agent appointed under par. (a) 3. shall collect an expedited service fee of \$3 each time
5 the expedited service under par. (ag) 1. b. is provided. The agent shall remit to the
6 department \$1 of each expedited service fee the agent collects.

7 ***-1622/2.86* SECTION 3473.** 350.12 (3h) (b) of the statutes is repealed.

8 ***-1622/2.87* SECTION 3474.** 350.12 (3h) (c) of the statutes is repealed.

9 ***-1622/2.88* SECTION 3475.** 350.12 (3h) (d) of the statutes is repealed.

10 ***-1622/2.89* SECTION 3476.** 350.12 (3h) (e) of the statutes is repealed.

11 ***-1622/2.90* SECTION 3477.** 350.12 (3h) (f) of the statutes is repealed.

12 ***-1622/2.91* SECTION 3478.** 350.12 (3h) (g) of the statutes is amended to read:

13 350.12 (3h) (g) *Remittal Receipt of fees.* An agent appointed under par. (e) shall
14 ~~remit to the department \$2 of each \$3 fee collected under par. (f). Any All fees~~
15 ~~remitted to or collected by the department under par. (d) or (f) (ar)~~ shall be credited
16 to the appropriation account under s. 20.370 (9) (hu).

17 ***-1622/2.92* SECTION 3479.** 350.12 (3h) (h) of the statutes is created to read:

18 350.12 (3h) (h) *Rules.* The department may promulgate rules to establish
19 eligibility and other criteria for the appointment of agents under par. (a) 3. and to
20 regulate the activities of these agents.

21 ***-0507/3.4* SECTION 3480.** 350.12 (3j) (b) of the statutes is amended to read:

22 350.12 (3j) (b) The fee for a trail use sticker issued for a snowmobile that is
23 exempt from registration under sub. (2) (b) or (bn) is ~~\$12.25~~ \$17.25. A trail use
24 sticker issued for such a snowmobile may be issued only by the department and
25 persons appointed by the department and expires on June 30 of each year.

SENATE BILL 55**SECTION 3481**

1 ***-2289/3.3*** **SECTION 3481.** 350.12 (4) (a) (intro.) of the statutes is amended to
2 read:

3 350.12 (4) (a) *Enforcement, administration, and related costs.* (intro.) The
4 moneys appropriated from s. 20.370 (3) (ak) and (aq), (5) (ek) and (es), and (9) (mu)
5 and (mw) may be used for the following:

6 ***-2289/3.4*** **SECTION 3482.** 350.12 (4) (a) 4. of the statutes is amended to read:

7 350.12 (4) (a) 4. An amount necessary to pay the cost of law enforcement aids
8 to counties as appropriated under s. 20.370 (5) (ek) and (es). On or before June 1, a
9 county shall file with the department on forms prescribed by the department a
10 detailed statement of the costs incurred by the county in the enforcement of this
11 chapter during the preceding May 1 to April 30. The department shall audit the
12 statements and determine the county's net costs for enforcement of this chapter. The
13 department shall compute the state aids on the basis of 100% of these net costs and
14 shall pay these aids on or before October 1. If the state aids payable to counties
15 exceed the moneys available for such purpose, the department shall prorate the
16 payments.

17 ***-0507/3.5*** **SECTION 3483.** 350.12 (4) (b) (intro.) of the statutes is amended to
18 read:

19 350.12 (4) (b) *Trail aids and related costs.* (intro.) The moneys appropriated
20 under s. 20.370 (1) (mq) and (5) (cb), (cr) and, (cs), and (cw) shall be used for
21 development and maintenance, the cooperative snowmobile sign program, major
22 reconstruction or rehabilitation to improve bridges on existing approved trails, trail
23 rehabilitation, signing of snowmobile routes, and state snowmobile trails and areas
24 and distributed as follows:

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1 *~~0507/3.6~~* **SECTION 3484.** 350.12 (4) (bg) of the statutes is renumbered 350.12
2 (4) (bg) 1. and amended to read:

3 350.12 (4) (bg) 1. Of the moneys appropriated under s. 20.370 (5) (cs), the
4 department shall make available in fiscal year ~~1992–93~~ 2001–02 and each fiscal year
5 thereafter an amount equal to the amount calculated under s. 25.29 (1) (d) 2. to make
6 payments to the department or a county under par. (bm) for trail maintenance costs
7 incurred in the previous fiscal year that exceed the maximum specified under par.
8 (b) 1. before expending any of the amount for the other purposes specified in par. (b).

9 *~~0507/3.7~~* **SECTION 3485.** 350.12 (4) (bg) 2. of the statutes is created to read:
10 350.12 (4) (bg) 2. For fiscal year 2001–02, and for each fiscal year thereafter,
11 the department shall calculate an amount equal to the number of trail use stickers
12 issued under sub. (3j) in the previous fiscal year multiplied by \$15 and shall credit
13 this amount to the appropriation account under s. 20.370 (5) (cw). From the
14 appropriation under s. 20.370 (5) (cw), the department shall make payments to the
15 department or a county for the purposes specified in par. (b). The department shall
16 make payments under par. (bm) for trail maintenance costs that were incurred in the
17 previous fiscal year and that exceed the maximum specified under par. (b) 1. before
18 making payments for any of the other purposes specified in par. (b).

19 *~~1622/2.93~~* **SECTION 3486.** 350.12 (5) (b) of the statutes is amended to read:
20 350.12 (5) (b) The registration certificate or, for owners an owner who
21 purchased a snowmobile and who ~~have~~ has received ~~an approved application for a~~
22 validated registration receipt ~~validated by the department~~ but who ~~have~~ has not yet
23 received the registration certificate, the ~~approved application for~~ validated
24 registration receipt shall be in the possession of the ~~user of~~ person operating the
25 snowmobile at all times.

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1 *~~1622/2.94~~* **SECTION 3487.** 350.12 (5) (c) of the statutes is amended to read:

2 350.12 (5) (c) The registration certificate or, for ~~owners~~ an owner who
3 purchased a snowmobile and who ~~have~~ has received ~~an approved application for a~~
4 validated registration receipt ~~validated by the department~~ but who ~~have~~ has not yet
5 received the registration certificate, the ~~approved application for validated~~
6 registration receipt shall be exhibited, upon demand, by the ~~user~~ operator of the
7 snowmobile for inspection by any person authorized to enforce this section as
8 provided under s. 350.17 (1) and (3).

9 *~~1622/2.95~~* **SECTION 3488.** 350.12 (5) (cm) of the statutes is amended to read:

10 350.12 (5) (cm) A person may operate a snowmobile without having the
11 registration decals displayed as provided under par. (a) if the owner has received ~~an~~
12 ~~approved application for a validated~~ registration receipt ~~validated by the~~
13 ~~department~~ and if the ~~user~~ operator of the snowmobile complies with pars. (b) and
14 (c).

15 *~~1622/2.96~~* **SECTION 3489.** 350.12 (5) (d) of the statutes is amended to read:

16 350.12 (5) (d) At the end of the registration period the department shall send
17 the owner of each snowmobile a renewal application. The owner shall sign the
18 renewal application and return or present the application and the proper fee to the
19 department or present the application and fee to an agent appointed under sub. (3h)
20 (e) (a) 3.

21 *~~1622/2.97~~* **SECTION 3490.** 350.125 (1) (a) of the statutes is renumbered
22 350.125 (1) (a) (intro.) and amended to read:

23 350.125 (1) (a) (intro.) When a snowmobile dealer sells a snowmobile, the
24 dealer, at the time of sale, shall require the buyer to complete an application for ~~a~~ an

SENATE BILL 55**SECTION 3490**

1 original registration certificate, collect the required fee, and mail do one of the
2 following:

3 1. Mail the application and fee to the department no later than 5 days after the
4 date of sale and furnish the buyer with a validated registration receipt.

5 (ag) The department shall provide combination application and receipt forms
6 ~~and the dealer shall furnish the buyer with a completed receipt showing that~~
7 ~~application for registration has been made~~ to be used by the dealer. ~~This completed~~

8 (am) The validated registration receipt shall be in the possession of the ~~user~~
9 ~~of person operating~~ the snowmobile until the registration certificate is received.

10 (ar) No snowmobile dealer may charge an additional fee to the buyer for
11 performing the service required under this subsection unless the dealer uses the
12 expedited service specified in s. 350.12 (3h) (ag). No snowmobile dealer may perform
13 this service for a registration under s. 350.122.

14 ***-1622/2.98* SECTION 3491.** 350.125 (1) (a) 2. of the statutes is created to read:
15 350.125 (1) (a) 2. Use the expedited service under s. 350.12 (3h) (ag) as an agent
16 of the department.

17 ***-1528/8.29* SECTION 3492.** 409.102 (1) (intro.) of the statutes is amended to
18 read:

19 409.102 (1) (intro.) Except as otherwise provided in s. 409.104 on excluded
20 transactions and s. 16.63 (4) on transactions involving tobacco settlement revenues,
21 this chapter applies:

22 ***-0599/1.1* SECTION 3493.** 426.201 (2) (intro.) of the statutes is amended to
23 read:

24 426.201 (2) (intro.) Each person subject to the registration requirements under
25 sub. (1) shall file a registration statement with the administrator within 30 days

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1 after commencing business in this state, and thereafter, on or before February 28 of
2 each year. The registration statement shall include all of the following information:

3 ***-0599/1.2* SECTION 3494.** 426.201 (2) (fm) of the statutes is amended to read:

4 426.201 (2) (fm) The ~~average monthly outstanding year-end~~ balance of all
5 consumer credit transactions held by the person ~~for the reporting period~~ for which
6 the registration statement is filed. In this paragraph, ~~“average monthly outstanding~~
7 ~~“year-end balance” and “reporting period” have the meanings~~ has the meaning given
8 under s. 426.202 (1m) (a).

9 ***-0599/1.3* SECTION 3495.** 426.201 (2m) of the statutes is created to read:

10 426.201 (2m) (a) Except as provided in par. (b), each person subject to the
11 registration requirements under sub. (1) shall file a registration statement
12 containing the information under sub. (2) (a) to (g) no later than February 28 of each
13 year following the year of the person’s initial registration under sub. (2).

14 (b) 1. In this paragraph, “year-end balance” has the meaning given in s.
15 426.202 (1m) (a).

16 2. Paragraph (a) does not apply if the person’s year-end balance is not more
17 than \$250,000.

18 ***-0599/1.4* SECTION 3496.** 426.201 (3) of the statutes is amended to read:

19 426.201 (3) The administrator shall adopt rules governing the filing of changes,
20 additions, or modifications of the registration statement required by this section, and
21 shall adopt rules pertaining to form, verification, fees, and similar matters
22 pertaining to the registration.

23 ***-0599/1.5* SECTION 3497.** 426.202 (1m) (a) 1. (intro.) of the statutes is
24 renumbered 426.202 (1m) (a) 3. and amended to read:

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1 426.202 (1m) (a) 3. ~~“Average outstanding monthly “Year-end balance” means,~~
2 for ~~any person during~~ any reporting period, the amount calculated as follows:
3 outstanding balance of all consumer credit transactions that a person has entered
4 into or has obtained by assignment, and that originated in this state, as of December
5 31 preceding the annual registration filing date under s. 426.201 (2m) (a).

6 *~~0599/1.6~~* **SECTION 3498.** 426.202 (1m) (a) 1. a. of the statutes is repealed.

7 *~~0599/1.7~~* **SECTION 3499.** 426.202 (1m) (a) 1. b. of the statutes is repealed.

8 *~~0599/1.8~~* **SECTION 3500.** 426.202 (1m) (a) 1. c. of the statutes is repealed.

9 *~~0599/1.9~~* **SECTION 3501.** 426.202 (1m) (b) of the statutes is amended to read:

10 426.202 (1m) (b) *Registration fee requirement.* Any person required to register
11 under s. 426.201 shall pay a registration fee to the administrator when the person
12 files the registration statement required under s. 426.201, ~~except that a person is not~~
13 ~~required to pay a registration fee under this section if the person’s average~~
14 ~~outstanding monthly balance for that reporting period does not exceed \$250,000.~~

15 *~~0599/1.10~~* **SECTION 3502.** 426.202 (1m) (c) of the statutes is amended to
16 read:

17 426.202 (1m) (c) *Amount of registration fee.* The amount of the registration fee
18 shall be determined in accordance with rates set by the administrator, ~~subject to the~~
19 ~~maximum and minimum fees under pars. (d) and (e).~~ In setting these rates, the
20 administrator shall consider the costs of administering chs. 421 to 427 and 429,
21 including the costs of enforcement, education and seeking voluntary compliance with
22 chs. 421 to 427 and 429. ~~Subject to pars. (d) and (e), the~~ The registration fee for a
23 person shall be based on the person’s ~~average monthly outstanding year-end~~ balance
24 during for the reporting period.

25 *~~0599/1.11~~* **SECTION 3503.** 426.202 (1m) (d) of the statutes is repealed.

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1 *~~0599/1.12~~* SECTION 3504. 426.202 (1m) (e) of the statutes is repealed.

2 *~~1432/5.1~~* SECTION 3505. 440.05 (1) (a) of the statutes is amended to read:

3 440.05 (1) (a) Initial credential: \$44 ~~\$56~~. Each applicant for an initial
4 credential shall pay the initial credential fee to the department when the application
5 materials for the initial credential are submitted to the department.

6 *~~0902/2.1~~* SECTION 3506. 440.05 (1) (b) of the statutes is amended to read:

7 440.05 (1) (b) Examination: If an examination is required, the applicant shall
8 pay an examination fee. ~~The to the department. If the department prepares,~~
9 ~~administers, or grades the examination, the fee for examination to the department~~
10 shall be an amount equal to the department's best estimate of the actual cost of
11 preparing, administering ~~and, or~~ grading the examination ~~or obtaining and~~
12 ~~administering an approved examination from a test service. If the department~~
13 approves an examination prepared, administered, and graded by a test service
14 provider, the fee to the department shall be an amount equal to the department's best
15 estimate of the actual cost of approving the examination, including selecting,
16 evaluating, and reviewing the examination.

17 *~~0901/2.1~~* SECTION 3507. 440.08 (1) of the statutes is amended to read:

18 440.08 (1) NOTICE OF RENEWAL. The department shall ~~mail~~ give a notice of
19 renewal ~~to the last address provided to the department by~~ each holder of a credential
20 at least 30 days prior to the renewal date of the credential. Notice may be mailed to
21 the last address provided to the department by the credential holder or may be given
22 by electronic transmission. Failure to receive a notice of renewal is not a defense in
23 any disciplinary proceeding against the holder or in any proceeding against the
24 holder for practicing without a credential. Failure to receive a notice of renewal does

SENATE BILL 55**SECTION 3507**

1 not relieve the holder from the obligation to pay a penalty for late renewal under sub.
2 (3).

3 ***-0905/2.1* SECTION 3508.** 440.08 (2) (a) (intro.) of the statutes is amended to
4 read:

5 440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.26 (3), 440.51,
6 442.04, 442.06, 444.03, 444.05, 444.11, 448.065, 447.04 (2) (c) 2., 449.17, 449.18 and
7 459.46, the renewal dates and renewal fees for credentials are as follows:

8 ***-1432/5.2* SECTION 3509.** 440.08 (2) (a) 1. of the statutes is amended to read:

9 440.08 (2) (a) 1. Accountant, certified public: January 1 of each
10 even-numbered year; ~~\$52~~ \$59.

11 ***-1432/5.3* SECTION 3510.** 440.08 (2) (a) 2. of the statutes is amended to read:

12 440.08 (2) (a) 2. Accountant, public: January 1 of each even-numbered year;
13 ~~\$44~~ \$53.

14 ***-1432/5.4* SECTION 3511.** 440.08 (2) (a) 3. of the statutes is amended to read:

15 440.08 (2) (a) 3. Accounting corporation or partnership: January 1 of each
16 even-numbered year; ~~\$47~~ \$56.

17 ***-1432/5.5* SECTION 3512.** 440.08 (2) (a) 4. of the statutes is amended to read:

18 440.08 (2) (a) 4. Acupuncturist: July 1 of each odd-numbered year; ~~\$78~~ \$70.

19 ***-1432/5.6* SECTION 3513.** 440.08 (2) (a) 4m. of the statutes is amended to
20 read:

21 440.08 (2) (a) 4m. Advanced practice nurse prescriber: October 1 of each
22 even-numbered year; ~~\$69~~ \$73.

23 ***-1432/5.7* SECTION 3514.** 440.08 (2) (a) 5. of the statutes is amended to read:

24 440.08 (2) (a) 5. Aesthetician: July 1 of each odd-numbered year; ~~\$58~~ \$87.

25 ***-1432/5.8* SECTION 3515.** 440.08 (2) (a) 6. of the statutes is amended to read:

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1 440.08 (2) (a) 6. Aesthetics establishment: July 1 of each odd-numbered year;
2 ~~\$47~~ \$70.

3 *~~1432/5.9~~* **SECTION 3516.** 440.08 (2) (a) 7. of the statutes is amended to read:

4 440.08 (2) (a) 7. Aesthetics instructor: July 1 of each odd-numbered year; ~~\$47~~
5 \$70.

6 *~~1432/5.10~~* **SECTION 3517.** 440.08 (2) (a) 9. of the statutes is amended to read:

7 440.08 (2) (a) 9. Aesthetics specialty school: July 1 of each odd-numbered year;
8 ~~\$44~~ \$53.

9 *~~1432/5.11~~* **SECTION 3518.** 440.08 (2) (a) 11. of the statutes is amended to

10 read:

11 440.08 (2) (a) 11. Appraiser, real estate, certified general: January 1 of each
12 even-numbered year; ~~\$108~~ \$162.

13 *~~1432/5.12~~* **SECTION 3519.** 440.08 (2) (a) 11m. of the statutes is amended to

14 read:

15 440.08 (2) (a) 11m. Appraiser, real estate, certified residential: January 1 of
16 each even numbered year; ~~\$114~~ \$167.

17 *~~1432/5.13~~* **SECTION 3520.** 440.08 (2) (a) 12. of the statutes is amended to

18 read:

19 440.08 (2) (a) 12. Appraiser, real estate, licensed: January 1 of each
20 even-numbered year; ~~\$134~~ \$185.

21 *~~1432/5.14~~* **SECTION 3521.** 440.08 (2) (a) 13. of the statutes is amended to

22 read:

23 440.08 (2) (a) 13. Architect: August 1 of each even-numbered year; ~~\$49~~ \$60.

24 *~~1432/5.15~~* **SECTION 3522.** 440.08 (2) (a) 14. of the statutes is amended to

25 read:

SENATE BILL 55**SECTION 3522**

1 440.08 (2) (a) 14. Architectural or engineering firm, partnership or corporation:
2 February 1 of each even-numbered year; ~~\$47~~ \$70.

3 *~~1432/5.16~~* **SECTION 3523.** 440.08 (2) (a) 14f. of the statutes is amended to
4 read:

5 440.08 (2) (a) 14f. Athletic trainer: July 1 of each even-numbered year; ~~\$44~~
6 \$53.

7 *~~1432/5.17~~* **SECTION 3524.** 440.08 (2) (a) 14g. of the statutes is amended to
8 read:

9 440.08 (2) (a) 14g. Auction company: January 1 of each odd-numbered year;
10 ~~\$47~~ \$56.

11 *~~1432/5.18~~* **SECTION 3525.** 440.08 (2) (a) 14r. of the statutes is amended to
12 read:

13 440.08 (2) (a) 14r. Auctioneer: January 1 of each odd-numbered year; ~~\$135~~
14 \$174.

15 *~~1432/5.19~~* **SECTION 3526.** 440.08 (2) (a) 15. of the statutes is amended to
16 read:

17 440.08 (2) (a) 15. Audiologist: February 1 of each odd-numbered year; ~~\$100~~
18 \$106.

19 *~~1432/5.20~~* **SECTION 3527.** 440.08 (2) (a) 16. of the statutes is amended to
20 read:

21 440.08 (2) (a) 16. Barbering or cosmetology establishment: July 1 of each
22 odd-numbered year; ~~\$47~~ \$56.

23 *~~1432/5.21~~* **SECTION 3528.** 440.08 (2) (a) 18. of the statutes is amended to
24 read:

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1 440.08 (2) (a) 18. Barbering or cosmetology manager: July 1 of each
2 odd-numbered year; ~~\$68~~ \$71.

3 *~~1432/5.22~~* **SECTION 3529.** 440.08 (2) (a) 20. of the statutes is amended to
4 read:

5 440.08 (2) (a) 20. Barber or cosmetologist: July 1 of each odd-numbered year;
6 ~~\$55~~ \$63.

7 *~~1432/5.23~~* **SECTION 3530.** 440.08 (2) (a) 24. of the statutes is amended to
8 read:

9 440.08 (2) (a) 24. Chiropractor: January 1 of each odd-numbered year; ~~\$139~~
10 \$168.

11 *~~1432/5.24~~* **SECTION 3531.** 440.08 (2) (a) 25. of the statutes is amended to
12 read:

13 440.08 (2) (a) 25. Dental hygienist: October 1 of each odd-numbered year; ~~\$48~~
14 \$57.

15 *~~1432/5.25~~* **SECTION 3532.** 440.08 (2) (a) 26. of the statutes is amended to
16 read:

17 440.08 (2) (a) 26. Dentist: October 1 of each odd-numbered year; ~~\$105~~ \$131.

18 *~~1432/5.26~~* **SECTION 3533.** 440.08 (2) (a) 27. of the statutes is amended to
19 read:

20 440.08 (2) (a) 27. Designer of engineering systems: February 1 of each
21 even-numbered year; ~~\$52~~ \$58.

22 *~~1432/5.27~~* **SECTION 3534.** 440.08 (2) (a) 27m. of the statutes is amended to
23 read:

24 440.08 (2) (a) 27m. Dietitian: November 1 of each even-numbered year; ~~\$47~~
25 \$56.

SENATE BILL 55**SECTION 3535**

1 ***-1432/5.28*** **SECTION 3535.** 440.08 (2) (a) 28. of the statutes is amended to
2 read:

3 440.08 (2) (a) 28. Drug distributor: June 1 of each even-numbered year; \$47
4 \$70.

5 ***-1432/5.29*** **SECTION 3536.** 440.08 (2) (a) 29. of the statutes is amended to
6 read:

7 440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year; \$47
8 \$70.

9 ***-1432/5.30*** **SECTION 3537.** 440.08 (2) (a) 30. of the statutes is amended to
10 read:

11 440.08 (2) (a) 30. Electrologist: July 1 of each odd-numbered year; \$65 \$76.

12 ***-1432/5.31*** **SECTION 3538.** 440.08 (2) (a) 31. of the statutes is amended to
13 read:

14 440.08 (2) (a) 31. Electrology establishment: July 1 of each odd-numbered
15 year; \$47 \$56.

16 ***-1432/5.32*** **SECTION 3539.** 440.08 (2) (a) 34. of the statutes is amended to
17 read:

18 440.08 (2) (a) 34. Electrology specialty school: July 1 of each odd-numbered
19 year; \$44 \$53.

20 ***-1432/5.33*** **SECTION 3540.** 440.08 (2) (a) 35. of the statutes is amended to
21 read:

22 440.08 (2) (a) 35. Engineer, professional: August 1 of each even-numbered
23 year; \$49 \$58.

24 ***-1432/5.34*** **SECTION 3541.** 440.08 (2) (a) 35m. of the statutes is amended to
25 read:

SENATE BILL 55**SECTION 3541**

1 440.08 (2) (a) 35m. Fund-raising counsel: September 1 of each
2 even-numbered year; \$44 \$53.

3 ***-1432/5.35* SECTION 3542.** 440.08 (2) (a) 36. of the statutes is amended to
4 read:

5 440.08 (2) (a) 36. Funeral director: January 1 of each even-numbered year;
6 \$140 \$135.

7 ***-1432/5.36* SECTION 3543.** 440.08 (2) (a) 37. of the statutes is amended to
8 read:

9 440.08 (2) (a) 37. Funeral establishment: June 1 of each odd-numbered year;
10 \$47 \$56.

11 ***-1432/5.37* SECTION 3544.** 440.08 (2) (a) 38. of the statutes is amended to
12 read:

13 440.08 (2) (a) 38. Hearing instrument specialist: February 1 of each
14 odd-numbered year; \$100 \$106.

15 ***-1432/5.38* SECTION 3545.** 440.08 (2) (a) 38g. of the statutes is amended to
16 read:

17 440.08 (2) (a) 38g. Home inspector: January 1 of each odd-numbered year; \$44
18 \$53.

19 ***-1432/5.39* SECTION 3546.** 440.08 (2) (a) 38m. of the statutes is amended to
20 read:

21 440.08 (2) (a) 38m. Landscape architect: August 1 of each even-numbered
22 year; \$51 \$56.

23 ***-1432/5.40* SECTION 3547.** 440.08 (2) (a) 39. of the statutes is amended to
24 read:

SENATE BILL 55**SECTION 3547**

1 440.08 (2) (a) 39. Land surveyor: February 1 of each even-numbered year; \$75
2 \$77.

3 ***-1432/5.41* SECTION 3548.** 440.08 (2) (a) 42. of the statutes is amended to
4 read:

5 440.08 (2) (a) 42. Manicuring establishment: July 1 of each odd-numbered
6 year; \$44 \$53.

7 ***-1432/5.42* SECTION 3549.** 440.08 (2) (a) 43. of the statutes is amended to
8 read:

9 440.08 (2) (a) 43. Manicuring instructor: July 1 of each odd-numbered year;
10 \$44 \$53.

11 ***-1432/5.43* SECTION 3550.** 440.08 (2) (a) 45. of the statutes is amended to
12 read:

13 440.08 (2) (a) 45. Manicuring specialty school: July 1 of each odd-numbered
14 year; \$44 \$53.

15 ***-1432/5.44* SECTION 3551.** 440.08 (2) (a) 46. of the statutes is amended to
16 read:

17 440.08 (2) (a) 46. Manicurist: July 1 of each odd-numbered year; ~~\$131~~ \$133.

18 ***-1432/5.45* SECTION 3552.** 440.08 (2) (a) 46m. of the statutes is amended to
19 read:

20 440.08 (2) (a) 46m. Marriage and family therapist: July 1 of each
21 odd-numbered year; ~~\$82~~ \$84.

22 ***-1432/5.46* SECTION 3553.** 440.08 (2) (a) 48. of the statutes is amended to
23 read:

24 440.08 (2) (a) 48. Nurse, licensed practical: May 1 of each odd-numbered year;
25 ~~\$54~~ \$69.

SENATE BILL 55**SECTION 3554**

1 *~~1432/5.47~~* **SECTION 3554.** 440.08 (2) (a) 49. of the statutes is amended to
2 read:

3 440.08 (2) (a) 49. Nurse, registered: March 1 of each even–numbered year; \$52
4 \$66.

5 *~~1432/5.48~~* **SECTION 3555.** 440.08 (2) (a) 50. of the statutes is amended to
6 read:

7 440.08 (2) (a) 50. Nurse–midwife: March 1 of each even–numbered year; \$47
8 \$70.

9 *~~1432/5.49~~* **SECTION 3556.** 440.08 (2) (a) 51. of the statutes is amended to
10 read:

11 440.08 (2) (a) 51. Nursing home administrator: July 1 of each even–numbered
12 year; ~~\$111~~ \$120.

13 *~~1432/5.50~~* **SECTION 3557.** 440.08 (2) (a) 52. of the statutes is amended to
14 read:

15 440.08 (2) (a) 52. Occupational therapist: November 1 of each odd–numbered
16 year; ~~\$49~~ \$59.

17 *~~1432/5.51~~* **SECTION 3558.** 440.08 (2) (a) 53. of the statutes is amended to
18 read:

19 440.08 (2) (a) 53. Occupational therapy assistant: November 1 of each
20 odd–numbered year; ~~\$48~~ \$62.

21 *~~1432/5.52~~* **SECTION 3559.** 440.08 (2) (a) 54. of the statutes is amended to
22 read:

23 440.08 (2) (a) 54. Optometrist: January 1 of each even–numbered year; \$61
24 \$65.

SENATE BILL 55**SECTION 3560**

1 *~~1432/5.53~~* **SECTION 3560.** 440.08 (2) (a) 55. of the statutes is amended to
2 read:

3 440.08 (2) (a) 55. Pharmacist: June 1 of each even-numbered year; ~~\$73~~ \$97.

4 *~~1432/5.54~~* **SECTION 3561.** 440.08 (2) (a) 56. of the statutes is amended to
5 read:

6 440.08 (2) (a) 56. Pharmacy: June 1 of each even-numbered year; ~~\$47~~ \$56.

7 *~~1432/5.55~~* **SECTION 3562.** 440.08 (2) (a) 57. of the statutes is amended to
8 read:

9 440.08 (2) (a) 57. Physical therapist: November 1 of each odd-numbered year;
10 ~~\$51~~ \$62.

11 *~~1432/5.56~~* **SECTION 3563.** 440.08 (2) (a) 58. of the statutes is amended to
12 read:

13 440.08 (2) (a) 58. Physician: November 1 of each odd-numbered year; ~~\$122~~
14 \$106.

15 *~~1432/5.57~~* **SECTION 3564.** 440.08 (2) (a) 59. of the statutes is amended to
16 read:

17 440.08 (2) (a) 59. Physician assistant: November 1 of each odd-numbered year;
18 ~~\$59~~ \$72.

19 *~~1432/5.58~~* **SECTION 3565.** 440.08 (2) (a) 60. of the statutes is amended to
20 read:

21 440.08 (2) (a) 60. Podiatrist: November 1 of each odd-numbered year; ~~\$140~~
22 \$150.

23 *~~1432/5.59~~* **SECTION 3566.** 440.08 (2) (a) 61. of the statutes is amended to
24 read:

SENATE BILL 55**SECTION 3566**

1 440.08 (2) (a) 61. Private detective: September 1 of each even-numbered year;
2 ~~\$89~~ \$101.

3 *~~-1432/5.60~~* **SECTION 3567**. 440.08 (2) (a) 62. of the statutes is amended to
4 read:

5 440.08 (2) (a) 62. Private detective agency: September 1 of each
6 ~~even-numbered~~ odd-numbered year; \$47.

 ****NOTE: This is reconciled s. 440.08 (2) (a) 62. This SECTION has been affected by
 drafts with the following LRB numbers: -0904 and -1432.

7 *~~-1432/5.61~~* **SECTION 3568**. 440.08 (2) (a) 62. of the statutes, as affected by
8 2001 Wisconsin Act (this act), is repealed and recreated to read:

9 440.08 (2) (a) 62. Private detective agency: September 1 of each odd-numbered
10 year; \$56.

 ****NOTE: This is reconciled s. 440.08 (2) (a) 62. This SECTION has been affected by
 drafts with the following LRB numbers: -0904 and -1432.

11 *~~-1432/5.62~~* **SECTION 3569**. 440.08 (2) (a) 63. of the statutes is amended to
12 read:

13 440.08 (2) (a) 63. Private practice school psychologist: October 1 of each
14 odd-numbered year; ~~\$69~~ \$103.

15 *~~-1432/5.63~~* **SECTION 3570**. 440.08 (2) (a) 63g. of the statutes is amended to
16 read:

17 440.08 (2) (a) 63g. Private security person: September 1 of each
18 even-numbered year; \$49 \$20.

19 *~~-1432/5.64~~* **SECTION 3571**. 440.08 (2) (a) 63m. of the statutes is amended to
20 read:

21 440.08 (2) (a) 63m. Professional counselor: July 1 of each odd-numbered year;
22 ~~\$63~~ \$76.

SENATE BILL 55**SECTION 3572**

1 *~~1432/5.65~~* **SECTION 3572.** 440.08 (2) (a) 63t. of the statutes is amended to
2 read:

3 440.08 (2) (a) 63t. Professional fund-raiser: September 1 of each
4 even-numbered year; ~~\$91~~ \$93.

5 *~~1432/5.66~~* **SECTION 3573.** 440.08 (2) (a) 63u. of the statutes is amended to
6 read:

7 440.08 (2) (a) 63u. Professional geologist: August 1 of each even-numbered
8 year; ~~\$48~~ \$59.

9 *~~1432/5.67~~* **SECTION 3574.** 440.08 (2) (a) 63v. of the statutes is amended to
10 read:

11 440.08 (2) (a) 63v. Professional geology, hydrology or soil science firm,
12 partnership or corporation: August 1 of each even-numbered year; ~~\$44~~ \$53.

13 *~~1432/5.68~~* **SECTION 3575.** 440.08 (2) (a) 63w. of the statutes is amended to
14 read:

15 440.08 (2) (a) 63w. Professional hydrologist: August 1 of each even-numbered
16 year; ~~\$44~~ \$53.

17 *~~1432/5.69~~* **SECTION 3576.** 440.08 (2) (a) 63x. of the statutes is amended to
18 read:

19 440.08 (2) (a) 63x. Professional soil scientist: August 1 of each even-numbered
20 year; ~~\$44~~ \$53.

21 *~~1432/5.70~~* **SECTION 3577.** 440.08 (2) (a) 64. of the statutes is amended to
22 read:

23 440.08 (2) (a) 64. Psychologist: October 1 of each odd-numbered year; ~~\$105~~
24 \$157.

SENATE BILL 55**SECTION 3578**

1 *~~1432/5.71~~* **SECTION 3578.** 440.08 (2) (a) 65. of the statutes is amended to
2 read:

3 440.08 (2) (a) 65. Real estate broker: January 1 of each odd-numbered year;
4 ~~\$109~~ \$128.

5 *~~1432/5.72~~* **SECTION 3579.** 440.08 (2) (a) 66. of the statutes is amended to
6 read:

7 440.08 (2) (a) 66. Real estate business entity: January 1 of each odd-numbered
8 year; ~~\$57~~ \$56.

9 *~~1432/5.73~~* **SECTION 3580.** 440.08 (2) (a) 67. of the statutes is amended to
10 read:

11 440.08 (2) (a) 67. Real estate salesperson: January 1 of each odd-numbered
12 year; ~~\$79~~ \$83.

13 *~~1432/5.74~~* **SECTION 3581.** 440.08 (2) (a) 67m. of the statutes is amended to
14 read:

15 440.08 (2) (a) 67m. Registered interior designer: August 1 of each
16 even-numbered year; ~~\$47~~ \$56.

17 *~~1432/5.75~~* **SECTION 3582.** 440.08 (2) (a) 67q. of the statutes is amended to
18 read:

19 440.08 (2) (a) 67q. Registered massage therapist or bodyworker: March 1 of
20 each odd-numbered year; ~~\$44~~ \$53.

21 *~~1432/5.76~~* **SECTION 3583.** 440.08 (2) (a) 67v. of the statutes is amended to
22 read:

23 440.08 (2) (a) 67v. Registered music, art or dance therapist: October 1 of each
24 odd-numbered year; ~~\$44~~ \$53.

SENATE BILL 55**SECTION 3584**

1 *~~1432~~/5.77* **SECTION 3584.** 440.08 (2) (a) 68. of the statutes is amended to
2 read:

3 440.08 (2) (a) 68. Respiratory care practitioner: November 1 of each
4 odd-numbered year; ~~\$50~~ \$65.

5 *~~1432~~/5.78* **SECTION 3585.** 440.08 (2) (a) 68d. of the statutes is amended to
6 read:

7 440.08 (2) (a) 68d. Social worker: July 1 of each odd-numbered year; ~~\$54~~ \$63.

8 *~~1432~~/5.79* **SECTION 3586.** 440.08 (2) (a) 68h. of the statutes is amended to
9 read:

10 440.08 (2) (a) 68h. Social worker, advanced practice: July 1 of each
11 odd-numbered year; ~~\$53~~ \$70.

12 *~~1432~~/5.80* **SECTION 3587.** 440.08 (2) (a) 68p. of the statutes is amended to
13 read:

14 440.08 (2) (a) 68p. Social worker, independent: July 1 of each odd-numbered
15 year; ~~\$55~~ \$58.

16 *~~1432~~/5.81* **SECTION 3588.** 440.08 (2) (a) 68t. of the statutes is amended to
17 read:

18 440.08 (2) (a) 68t. Social worker, independent clinical: July 1 of each
19 odd-numbered year; ~~\$69~~ \$73.

20 *~~1432~~/5.82* **SECTION 3589.** 440.08 (2) (a) 68v. of the statutes is amended to
21 read:

22 440.08 (2) (a) 68v. Speech-language pathologist: February 1 of each
23 odd-numbered year; ~~\$53~~ \$63.

24 *~~1432~~/5.83* **SECTION 3590.** 440.08 (2) (a) 69. of the statutes is amended to
25 read:

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1 440.08 (2) (a) 69. Time-share salesperson: January 1 of each odd-numbered
2 year; ~~\$103~~ \$119.

3 *~~1432/5.84~~* **SECTION 3591.** 440.08 (2) (a) 70. of the statutes is amended to
4 read:

5 440.08 (2) (a) 70. Veterinarian: January 1 of each even-numbered year; ~~\$95~~
6 \$105.

7 *~~1432/5.85~~* **SECTION 3592.** 440.08 (2) (a) 71. of the statutes is amended to
8 read:

9 440.08 (2) (a) 71. Veterinary technician: January 1 of each even-numbered
10 year; ~~\$48~~ \$58.

11 *~~0905/2.2~~* **SECTION 3593.** 440.26 (1) (a) 1. of the statutes is amended to read:

12 440.26 (1) (a) 1. Advertise, solicit or engage in the business of operating a
13 private detective agency or private security agency.

14 *~~0905/2.3~~* **SECTION 3594.** 440.26 (2) (a) 3. of the statutes is created to read:

15 440.26 (2) (a) 3. Issue a private security agency license to an individual,
16 partnership, limited liability company, or corporation that meets the qualifications
17 specified under par. (c).

18 *~~0905/2.4~~* **SECTION 3595.** 440.26 (3) of the statutes is amended to read:

19 440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an
20 application executed under sub. (2), and after any investigation that it considers
21 necessary, the department shall, if it determines that the applicant is qualified, grant
22 the proper license upon payment of the fee specified in s. 440.05 (1). No license shall
23 be issued for a longer period than 2 years, ~~and the license of a private detective shall~~
24 ~~expire on the renewal date of the license of the private detective agency, even if the~~
25 ~~license of the private detective has not been in effect for a full 2 years.~~ Renewals of

SENATE BILL 55**SECTION 3595**

1 the original licenses issued under this section shall be issued in accordance with
2 renewal forms prescribed by the department and, except for renewals of private
3 security agency licenses, shall be accompanied by the fees specified in s. 440.08.
4 Private security agency licenses may be renewed upon payment of a \$20 renewal fee.
5 The department may not renew a license unless the applicant provides evidence that
6 the applicant has in force at the time of renewal the bond or liability policy specified
7 in this section.

****NOTE: This is reconciled s. 440.26 (3). This SECTION has been affected by drafts
with the following LRB numbers: LRB-0904/1 and LRB-0905/1.

8 ***-0905/2.5* SECTION 3596.** 440.26 (4) of the statutes is renumbered 440.26 (4)
9 (a) (intro.) and amended to read:

10 440.26 (4) (a) (intro.) No license may be issued under this section until a bond
11 or liability policy, approved by the department, in the amount of ~~\$100,000 if the~~
12 ~~applicant for the license is a private detective agency and includes all principals,~~
13 ~~partners, members or corporate officers, or in the amount of \$2,000 if the applicant~~
14 ~~is a private detective, following amounts~~ has been executed and filed with the
15 department. ~~Such bonds or:~~

16 (b) Bonds and liability policies under par. (a) shall be furnished by an insurer
17 authorized to do a surety business in this state in a form approved by the department
18 and, if the applicant is a private detective agency or private security agency, shall
19 include all principals, partners, members, or corporate officers of the agency.

20 ***-0905/2.6* SECTION 3597.** 440.26 (4) (a) 1., 2. and 3. of the statutes are created
21 to read:

22 440.26 (4) (a) 1. If the applicant for the license is a private detective agency,
23 \$100,000.

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1 2. An amount established by the department by rule, if the applicant for the
2 license is a private security agency.

3 3. If the applicant is a private detective, \$2,000.

4 ***-0905/2.7*** **SECTION 3598.** 440.26 (5) (c) (intro.) of the statutes is amended to
5 read:

6 440.26 (5) (c) (intro.) An employee of any agency that is licensed as a private
7 detective agency or private security agency under this section and that is doing
8 business in this state as a supplier of uniformed private security personnel to patrol
9 exclusively on the private property of industrial plants, business establishments,
10 schools, colleges, hospitals, sports stadiums, exhibits and similar activities is exempt
11 from the license requirements of this section while engaged in such employment, if
12 all of the following apply:

13 ***-0905/2.8*** **SECTION 3599.** 440.26 (5) (c) 2. of the statutes is amended to read:

14 440.26 (5) (c) 2. The private detective agency or private security agency
15 furnishes an up-to-date written record of its employees to the department. The
16 record shall include the name, residence address, date of birth and a physical
17 description of each employee together with a recent photograph and 2 fingerprint
18 cards bearing a complete set of fingerprints of each employee.

19 ***-0905/2.9*** **SECTION 3600.** 440.26 (5) (c) 3. of the statutes is amended to read:

20 440.26 (5) (c) 3. The private detective agency or private security agency notifies
21 the department in writing within 5 days of any change in the information under
22 subd. 2. regarding its employees, including the termination of employment of any
23 person.

24 ***-0905/2.10*** **SECTION 3601.** 440.26 (5m) (a) 3. of the statutes is amended to
25 read:

SENATE BILL 55**SECTION 3601**

1 440.26 (5m) (a) 3. The individual provides evidence satisfactory to the
2 department that he or she is an employee of a private detective agency or private
3 security agency described in sub. (5) (c).

4 ***-0903/2.1*** SECTION 3602. 440.26 (5r) (a) 1. of the statutes is amended to read:

5 440.26 (5r) (a) 1. The individual has completed an application, paid the fees
6 required under ss. 440.03 (13) and 440.05 (6), and provided information required
7 under sub. (5m) (a).

8 ***-0903/2.2*** SECTION 3603. 440.26 (5r) (a) 2. of the statutes is amended to read:

9 440.26 (5r) (a) 2. The department ~~is not yet able~~ does not have information
10 sufficient to determine whether to grant or deny the individual's application because
11 a background check of the individual is not complete.

12 ***-0903/2.3*** SECTION 3604. 440.26 (5r) (c) 1. of the statutes is amended to read:

13 440.26 (5r) (c) 1. Except as provided in subd. 2., a temporary private security
14 permit issued under par. (a) is valid for ~~30~~ 60 days.

15 ***-0905/2.11*** SECTION 3605. 440.26 (8) of the statutes is amended to read:

16 440.26 (8) PENALTIES. Any person, acting as a private detective, investigator
17 or private security person, or who employs any person who solicits, advertises or
18 performs services in this state as a private detective or private security person, or
19 investigator or special investigator, without having procured the license or permit
20 required by this section, may be fined not less than \$100 nor more than \$500 or
21 imprisoned not less than 3 months nor more than 6 months or both. Any private
22 detective agency or private security agency having an employee, owner, officer or
23 agent convicted of the above offense may have its agency license revoked or
24 suspended by the department. Any person convicted of the above offense shall be
25 ineligible for a license for one year.

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SECTION 3606

1 *~~0900/2.1~~* SECTION 3606. 445.06 of the statutes is amended to read:

2 **445.06 Renewal of licenses.** The renewal date and renewal fee for a funeral
3 directors' director's license are specified under s. 440.08 (2) (a). ~~Before any renewal~~
4 ~~license is delivered to any licensed funeral director, proof must be furnished by the~~
5 ~~applicant, to the satisfaction of the examining board, that the applicant is doing~~
6 ~~business at a recognized funeral establishment, except that if such applicant is not~~
7 ~~doing business at a recognized funeral establishment at the time of application for~~
8 ~~a license, the applicant shall be given a certificate, without additional cost, to the~~
9 ~~effect that the applicant is in good standing as a funeral director, and shall be entitled~~
10 ~~to a renewal license at any time during that license period, when located at a~~
11 ~~recognized funeral establishment, without payment of any additional renewal fee.~~
12 The An applicant for renewal of a funeral director's license must also furnish proof
13 of completion of at least 15 hours of continuing education during the ~~previous 2-year~~
14 licensure period immediately preceding the date of the application for renewal,
15 except that new licensees are exempt from this requirement during the time between
16 initial licensure and commencement of a full 2-year licensure period.

17 *~~0608/2.1~~* SECTION 3607. 445.125 (1) (a) 2. of the statutes is amended to read:
18 445.125 (1) (a) 2. Notwithstanding s. 701.12 (1), such agreements may be made
19 irrevocable as to the first ~~\$2,500~~ \$3,300 of the funds paid under the agreement by
20 each depositor.

21 *~~0426/4.46~~* SECTION 3608. 445.13 (1m) (d) of the statutes is amended to read:
22 445.13 (1m) (d) Mail or transmit electronically a report of final disposition
23 required under s. 69.18 (3) (a) before effecting a final disposition, as defined in s.
24 69.01 (11).

25 *~~0593/1.1~~* SECTION 3609. 551.31 (4m) (c) of the statutes is amended to read:

SENATE BILL 55**SECTION 3609**

1 551.31 (4m) (c) The federal covered adviser has complied with the notice filing
2 and fee payment provisions under s. 551.32 (1m).

3 *~~-0593/1.2~~* **SECTION 3610.** 551.32 (1) (a) of the statutes is amended to read:

4 551.32 (1) (a) A broker–dealer, agent, investment adviser, or investment
5 adviser representative may obtain an initial or renewal license by filing with the
6 division, or with an organization which the division by rule designates, an
7 application ~~together with~~ and a consent to service of process under s. 551.65 (1), by
8 paying the fee prescribed under s. 551.52 (2), and, if the filing is made with an
9 organization designated by the division, by paying any reasonable fee charged by the
10 organization for processing the filing. If the filing is made with an organization
11 designated by the division, the broker–dealer, agent, investment adviser, or
12 investment adviser representative may transmit the fee prescribed under s. 551.52
13 (2) to the division through the organization.

14 *~~-0593/1.3~~* **SECTION 3611.** 551.32 (1m) (a) of the statutes is amended to read:

15 551.32 (1m) (a) ~~If required under s. 551.31 (4m), a~~ A federal covered adviser
16 shall file with the division ~~a,~~ or with an organization which the division by rule
17 designates, any notice filing together with required under s. 551.31 (4m) and shall
18 pay the fee prescribed under s. 551.52 (2) and, if the notice filing is made with an
19 organization designated by the division, any reasonable fee charged by the
20 organization for processing the notice filing. The notice filing shall consist either of
21 a notice filing form prescribed by the division by rule or a copy of those documents
22 that have been filed with the federal securities and exchange commission as the
23 division, by rule or order, may require. If the notice filing is made with an
24 organization designated by the division, the federal covered adviser may transmit
25 the fee prescribed under s. 551.52 (2) to the division through the organization.

SENATE BILL 55**SECTION 3612**

1 ***-0593/1.4*** **SECTION 3612.** 551.32 (1m) (b) of the statutes is amended to read:

2 551.32 **(1m)** (b) An initial notice filing is effective upon receipt by the division,
3 or by an organization designated by the division under par. (a), of the documents and
4 fee fees required in par. (a). A renewal notice filing is effective upon the expiration
5 under sub. (8) (a) of the prior notice filing, or upon receipt by the division, or by an
6 organization designated by the division under par. (a), of the documents and fee fees
7 required under par. (a), whichever is later.

8 ***-0593/1.5*** **SECTION 3613.** 551.32 (9) (b) of the statutes is amended to read:

9 551.32 **(9)** (b) Termination of a notice filing under s. ~~551.32~~ sub. (1m) is effective
10 upon receipt by the division, or by an organization designated by the division under
11 sub. (1m) (a), of written notification of termination.

12 ***-0593/1.6*** **SECTION 3614.** 551.33 (3) of the statutes is amended to read:

13 551.33 **(3)** If the information contained in any application for a license or other
14 document filed with the division or an organization designated under s. 551.32 (1)
15 (a) or (1m) (a) is or becomes inaccurate or incomplete in any material respect, the
16 licensee person filing the application or document shall promptly file a correcting
17 amendment, except that a federal covered adviser shall file a correcting amendment
18 when it is required to be filed with the securities and exchange commission, unless
19 notification of the correction has been given under s. 551.32 (9) (a).

20 ***-0593/1.7*** **SECTION 3615.** 551.51 (2) of the statutes is amended to read:

21 551.51 **(2)** It is unlawful for the division or any officers or employees of the
22 division to use for personal benefit any information which is filed with or obtained
23 by the division or an organization designated under s. 551.32 (1) (a) or (1m) (a) and
24 which is not generally available to the public. Nothing in this chapter authorizes the
25 division or any officers or employees of the division to disclose any confidential

SENATE BILL 55**SECTION 3615**

1 information except among themselves or to other securities administrators or
2 regulatory authorities or when necessary or appropriate in a proceeding or
3 investigation under this chapter. No provision of this chapter either creates or
4 derogates from any privilege which exists at common law or otherwise when
5 documentary or other evidence is sought under a subpoena directed to the division
6 or any officers or employees of the division.

7 ***-0593/1.8* SECTION 3616.** 551.52 (4) of the statutes is amended to read:

8 551.52 (4) The division may by rule require the payment of prescribed fees for
9 delinquent or materially deficient filings of information or documents required
10 under this chapter to be filed with the division or an organization designated under
11 s. 551.32 (1) (a) or (1m) (a).

12 ***-0593/1.9* SECTION 3617.** 551.54 of the statutes is amended to read:

13 **551.54 Misleading filings.** It is unlawful for any person to make or cause to
14 be made, in any document filed with the division, or filed under s. 551.32 (1) (a) or
15 (1m) (a) with an organization designated by the division, or in any proceeding under
16 this chapter, any statement which is, at the time and in the light of the circumstances
17 under which it is made, false or misleading in any material respect or, in connection
18 with such statement, to omit to state a material fact necessary in order to make the
19 statements made, in the light of the circumstances under which they are made, not
20 misleading.

21 ***-0593/1.10* SECTION 3618.** 551.64 (1) of the statutes is amended to read:

22 551.64 (1) A document is filed when it is received by the division or, if
23 authorized under s. 551.32 (1) (a) or (1m) (a), an organization designated by the
24 division.

25 ***-0593/1.11* SECTION 3619.** 551.65 (1) of the statutes is amended to read:

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1 551.65 (1) Every applicant for license or registration under this chapter, every
2 person filing a notice filing under this chapter, and every issuer that proposes to offer
3 a security in this state through any person acting as agent shall file with the division,
4 or, ~~if applying for a license,~~ with the any organization designated by the division
5 under s. 551.32 (1) (a) or (1m) (a) to receive the applicable notice filing or application,
6 an irrevocable consent appointing the division to be his or her attorney to receive
7 service of any lawful process in any noncriminal suit, action, or proceeding against
8 him or her or a successor, executor, or administrator that arises under this chapter
9 or any rule or order under this chapter after the consent has been filed, with the same
10 validity as if served personally on the person filing the consent. The consent shall
11 be in the form the division by rule prescribes. The consent need not be filed by a
12 person who has filed a consent in connection with a previous registration or notice
13 filing or license that is then in effect. Service may be made by leaving a copy of the
14 process at the office of the division, but it is not effective unless the plaintiff, who may
15 be the division in a suit, action, or proceeding instituted by the division, promptly
16 sends notice of the service and a copy of the process by registered or certified mail to
17 the defendant or respondent at the person's last address on file with the division, and
18 the plaintiff's affidavit of compliance with this subsection is filed in the case on or
19 before the return day of the process, or within such time as the court allows.

20 *~~1734/3.5~~* **SECTION 3620.** 560.07 (3) (a) of the statutes is amended to read:

21 560.07 (3) (a) Serve as the state's official liaison agency between persons
22 interested in locating new economic enterprises in Wisconsin, and state and local
23 groups seeking new enterprises. In this respect the department shall aid
24 communities in organizing for and obtaining new business or expanding existing
25 business and shall respond to requests which reflect interest in locating economic

SENATE BILL 55**SECTION 3620**

1 enterprises in the state. When the secretary considers it appropriate, the
2 department shall refer requests for economic development assistance to Forward
3 Wisconsin, ~~inc.~~ Inc., and shall attempt to prevent duplication of efforts between the
4 department and Forward Wisconsin, ~~inc.~~ Inc.

5 ***-1734/3.6* SECTION 3621.** 560.07 (3) (b) of the statutes is amended to read:

6 560.07 (3) (b) Contract with Forward Wisconsin, ~~inc.~~ Inc., if the secretary
7 determines it appropriate, to pay Forward Wisconsin, ~~inc.~~ Inc., an amount not to
8 exceed the amount amounts appropriated under s. 20.143 (1) (bm), and (kn) to
9 establish and implement a nationwide business development promotion campaign
10 to attract persons interested in locating new enterprises in this state and to
11 encourage the retention and expansion of businesses and jobs in this state. Funds
12 may be expended to carry out the contract only as provided in s. 16.501.

13 ***-1734/3.7* SECTION 3622.** 560.07 (3) (c) of the statutes is amended to read:

14 560.07 (3) (c) Whenever appropriate, submit to the secretary of administration
15 a report setting forth the amount of private contributions received by Forward
16 Wisconsin, ~~inc.~~ Inc., since the time the department last submitted such a report.

17 ***-1734/3.8* SECTION 3623.** 560.07 (9) of the statutes is amended to read:

18 560.07 (9) On or before July 1, 1985, and every July 1 thereafter, submit to the
19 chief clerk of each house of the legislature, for distribution to the appropriate
20 standing committees under s. 13.172 (3), a report stating the net jobs gain due to the
21 funds provided Forward Wisconsin, ~~inc.~~ Inc., under s. 20.143 (1) (bm) and (kn).

22 ***-2295/2.4* SECTION 3624.** 560.125 of the statutes is created to read:

23 **560.125 Green tier and environmental management system grant**
24 **program.** (1) The department shall make grants from the appropriation under s.
25 20.143 (3) (z) to nongovernmental organizations to help those organizations develop

SENATE BILL 55**SECTION 3624**

1 the ability to participate as interested persons in the green tier program under s.
2 299.83. The department shall allocate at least \$150,000 in the 2001–03 fiscal
3 biennium for grants under this subsection.

4 (2) The department shall make grants from the appropriation under s. 20.143
5 (3) (z) to assist persons to develop environmental management systems, as defined
6 in s. 299.83 (1) (b).

7 *~~0646/2.1~~* **SECTION 3625.** 560.13 (1) (b) of the statutes is amended to read:

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

16 *~~0646/2.2~~* **SECTION 3626.** 560.13 (1) (c) of the statutes is repealed.

17 *~~0646/2.3~~* **SECTION 3627.** 560.13 (1) (f) of the statutes is repealed.

18 *~~0646/2.4~~* **SECTION 3628.** 560.13 (1) (g) of the statutes is amended to read:

19 560.13 (1) (g) “Person” means an individual, partnership, limited liability
20 company, corporation or limited liability company, nonprofit organization, city,
21 village, town, county, or trustee, including a trustee in bankruptcy.

22 *~~0646/2.5~~* **SECTION 3629.** 560.13 (2) (a) (intro.) of the statutes is amended to
23 read:

SENATE BILL 55**SECTION 3629**

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

4 ***-0647/1.1*** **SECTION 3630.** 560.13 (2) (a) 1m. of the statutes is created to read:

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

10 ***-0673/2.1*** **SECTION 3631.** 560.13 (4) (a) of the statutes is repealed.

11 ***-0673/2.2*** **SECTION 3632.** 560.13 (4) (am) of the statutes is repealed.

12 ***-0641/1.8*** **SECTION 3633.** 560.135 (1) (d) of the statutes is amended to read:

13 560.135 (1) (d) “Community-based organization” ~~has the meaning given in s.~~
14 ~~560.14 (1) (e) means an organization that is involved in economic development and~~
15 ~~that helps businesses that are likely to employ persons.~~

16 ***-0650/6.6*** **SECTION 3634.** 560.137 (1) (c) of the statutes is amended to read:

17 560.137 (1) (c) “Qualified business” means an existing or start-up business,
18 including a Native American business, that is located in this state.

19 ***-0650/6.7*** **SECTION 3635.** 560.138 (1) (a) of the statutes is renumbered
20 560.138 (1) (an).

21 ***-0650/6.8*** **SECTION 3636.** 560.138 (1) (ac) of the statutes is created to read:

22 560.138 (1) (ac) “Brownfields” has the meaning given in s. 560.13 (1) (a).

23 ***-0650/6.9*** **SECTION 3637.** 560.138 (1) (b) of the statutes is amended to read:

24 560.138 (1) (b) “Qualified business” means an existing or start-up business,
25 including a Native American business, that is located in or expanding into this state.

SENATE BILL 55**SECTION 3638**

1 *~~0650/6.10~~* **SECTION 3638.** 560.138 (1) (c) of the statutes is created to read:

2 560.138 (1) (c) “Remediating brownfields” means abating, removing, or
3 containing environmental pollution at a brownfields facility or site, or restoring soil
4 or groundwater at a brownfields facility or site.

5 *~~0650/6.11~~* **SECTION 3639.** 560.138 (2) (a) of the statutes is renumbered
6 560.138 (2) (a) (intro.) and amended to read:

7 560.138 (2) (a) (intro.) Subject to subs. (3) and (4), from the appropriations
8 under s. 20.143 (1) (~~id~~) (ig) and (~~km~~) (kj), the department may make a grant or loan
9 to a qualified business for a project for the purpose of diversifying any of the following
10 purposes:

11 1. Diversifying the economy of a community.

12 *~~0650/6.12~~* **SECTION 3640.** 560.138 (2) (a) 2. of the statutes is created to read:

13 560.138 (2) (a) 2. Remediating brownfields.

14 *~~0650/6.13~~* **SECTION 3641.** 560.138 (2) (b) 4. of the statutes is created to read:

15 560.138 (2) (b) 4. Whether a project will take place in a rural community, as
16 determined by the department.

17 *~~0650/6.14~~* **SECTION 3642.** 560.138 (5) of the statutes is amended to read:

18 560.138 (5) The department shall deposit into the appropriation account under
19 s. 20.143 (1) (~~id~~) (ig) all moneys received in repayment of loans made under this
20 section.

21 *~~1864/6.2~~* **SECTION 3643.** 560.139 (1) (a) of the statutes is renumbered
22 560.139 (1) (a) 1. and amended to read:

23 560.139 (1) (a) 1. Subject to ~~par. (b) subd. 2.,~~ from the appropriation under s.
24 20.143 (1) (kj) or (~~km~~) or from both appropriations, the department shall make grants
25 to the city of Milwaukee to fund a program to be administered by the Milwaukee

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SECTION 3643

1 Economic Development Corporation. Under the program, the Milwaukee Economic
 2 Development Corporation shall provide grants to persons for remediation and
 3 economic redevelopment projects in the Menomonee valley. A person may not receive
 4 a grant unless the person provides matching funds for at least 50% of the cost of the
 5 project.

****NOTE: This is reconciled s. 560.139 (1) (a) 1. This SECTION has been affected by
 drafts with the following LRB numbers: LRB-0650/4 and LRB-1864/5.

6 ***-1864/6.3* SECTION 3644.** 560.139 (1) (b) of the statutes is renumbered
 7 560.139 (1) (a) 2. and amended to read:

8 560.139 (1) (a) 2. The department may not expend more than \$900,000 in
 9 grants to the city of Milwaukee under this subsection paragraph.

10 ***-1864/6.4* SECTION 3645.** 560.139 (1) (c) of the statutes is created to read:

11 560.139 (1) (c) 1. Subject to subd. 3., from the appropriation under s. 20.143 (1)
 12 (qm), the department shall make grants to the Milwaukee Economic Development
 13 Corporation for the grant program administered by the Milwaukee Economic
 14 Development Corporation under par. (a) and shall make grants to the Menomonee
 15 Valley Partners, Inc.

16 2. The proceeds of the grants under subd. 1. must be used to support the
 17 creation of jobs and private sector implementation of the Menomonee valley land use
 18 plan. A person may not receive a grant under the program administered by the
 19 Milwaukee Economic Development Corporation or from the Menomonee Valley
 20 Partners, Inc., unless the person provides matching funds at least equal to the
 21 amount of the grant.

22 3. The department may not pay grant proceeds under subd. 1. after June 30,
 23 2003.

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1 *–0650/6.15* **SECTION 3646.** 560.139 (2) (a) of the statutes is amended to read:

2 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) ~~or (km) or from~~
3 ~~both appropriations~~, the department shall make grants to the Northwest Regional
4 Planning Commission to match federal or private funds for the purpose of
5 establishing a community–based venture fund. Subject to par. (b), the department
6 shall provide grants in an amount that equals 50% of the total amount that the
7 Northwest Regional Planning Commission receives in the year from federal or
8 private sources for the community–based venture fund.

9 *–0641/1.9* **SECTION 3647.** 560.14 of the statutes is repealed.

10 *–0641/1.10* **SECTION 3648.** 560.143 of the statutes is created to read:

11 **560.143 New economy for Wisconsin program. (1) DEFINITIONS.** In this
12 section:

13 (a) “Community–based business incubator” means a person involved in local
14 economic development who operates a facility that is designed to encourage the
15 growth of new businesses by providing office or laboratory space and services.

16 (b) “Small business” means a business that has fewer than 100 full–time
17 employees.

18 (2) **GRANTS; ELIGIBILITY.** From the appropriation under s. 20.143 (1) (fg), the
19 department may make a grant not exceeding \$100,000 to any of the following:

20 (a) A community–based business incubator that focuses on providing services
21 to high–technology businesses, or on promoting entrepreneurship, and for which at
22 least 2 of the following apply:

23 1. Space in the facility is rented at a rate lower than the market rate in the
24 community.

25 2. Shared business services are provided in the facility.

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1 3. Management and technical assistance are available at the facility.

2 4. Businesses using the facility may obtain financial capital through a direct
3 relationship with at least one financial institution.

4 (b) A nonprofit organization that focuses on providing services to
5 high-technology businesses, or on promoting entrepreneurship, or that provides
6 services or opportunities linking entrepreneurs with potential investors.

7 **(3) USE OF PROCEEDS.** A community-based business incubator or a nonprofit
8 organization that receives a grant under this section may use the grant proceeds only
9 for a project that does any of the following:

10 (a) Assists small businesses in adopting new technologies in their operations.

11 (b) Assists technology-based small businesses in activities that further the
12 transfer of technology.

13 (c) Assists entrepreneurs in discovering business opportunities.

14 **(4) BASES FOR GRANT AWARDS.** In awarding grants under this section, the
15 department shall consider all of the following:

16 (a) The quality of the applicant's proposal.

17 (b) The applicant's commitment to the project.

18 (c) The project's potential for economic growth.

19 (d) The past performance of the applicant and of any proposed partners.

20 (e) The qualifications of the individuals who will work on the project.

21 (f) The need for the project by the applicant's clients.

22 (g) The strength of the applicant's collaboration or partnerships with other
23 organizations.

24 (h) The project's use of available resources from Wisconsin educational
25 institutions.

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1 (i) The project's ability to produce sustainable and continuing benefits after the
2 project is completed.

3 (j) The economic distress of the area served by the project.

4 (k) The readiness of the applicant to implement the project.

5 (5) DEPARTMENT RESPONSIBILITIES. The department shall do all of the following:

6 (a) Develop an application to be used for grants under this section and furnish
7 the application to prospective applicants upon request.

8 (b) Promulgate rules for administering the grants under this section.

9 (c) Enter into a written agreement with a recipient of a grant under this section
10 that requires the recipient to submit to the department, within 6 months after
11 spending the full amount of the grant proceeds, a report detailing how the grant
12 proceeds were used.

13 ***-1736/2.3* SECTION 3649.** 560.155 (1) (intro.) of the statutes is amended to
14 read:

15 560.155 (1) (intro.) Subject to sub. (2), from the appropriation under s. 20.143
16 (1) (kp) the department may award a grant to a business if all of the following apply:

17 ***-1738/1.1* SECTION 3650.** 560.165 (title) of the statutes is amended to read:

18 **560.165 (title) ~~Division of international and export development~~**
19 **International services; fees and assessments.**

20 ***-1738/1.2* SECTION 3651.** 560.165 of the statutes is renumbered 560.165 (1)
21 and amended to read:

22 560.165 (1) The division of international and export development may charge
23 fees for services it provides to cover the costs incurred by the division in providing
24 the services. The division shall ~~deposit all fees~~ credit all moneys collected under this
25 ~~section in subsection~~ to the appropriation account under s. 20.143 (1) (g).

SENATE BILL 55**SECTION 3652**

1 ***-1738/1.3* SECTION 3652.** 560.165 (2) of the statutes is created to read:

2 560.165 (2) The department may assess any state agency any amount that the
3 department determines is required for the services of its international liaison. For
4 this purpose, the department may assess state agencies on a premium basis and pay
5 costs incurred on an actual basis. The department shall credit all moneys received
6 from state agencies under this subsection to the appropriation account under s.
7 20.143 (1) (k).

8 ***-0653/1.1* SECTION 3653.** 560.167 (1) (a) of the statutes is amended to read:

9 560.167 (1) (a) “Eligible business” means a business operating in this state that
10 manufactures a product or performs a service, or both, with a potential to be exported
11 and that, together with all of its affiliates and subsidiaries ~~and its parent company,~~
12 had gross annual sales of \$25,000,000 or less in the calendar year preceding the year
13 in which it applies for a reimbursement under this section.

14 ***-0653/1.2* SECTION 3654.** 560.167 (1) (d) of the statutes is created to read:

15 560.167 (1) (d) “United States trade show” means a trade event held in the
16 United States that brings prospective foreign buyers to a central location and that
17 is certified or coordinated by the U.S. department of commerce or the department.

18 ***-0653/1.3* SECTION 3655.** 560.167 (2) (intro.) of the statutes is amended to
19 read:

20 560.167 (2) (intro.) Subject to ~~sub.~~ subs. (2m) and (5), the department may
21 make reimbursements totaling no more than \$100,000 in a fiscal year from the
22 appropriations under s. 20.143 (1) (c) and (ie) to eligible businesses for any of the
23 following:

24 ***-0653/1.4* SECTION 3656.** 560.167 (2) (a) of the statutes is amended to read: