

2001 Budget

Drafting file for:
SSA1-SB55 (LRBs0142)
&
ASA1-SB55 (LRBs0149)

The LFB / Joint Finance Superamendment
(LRBb0708) merged with SB-55 (LRB-2402)
to create the "P/1" version.

Part **J**

VK
Edited by GMM

J

1 (z) 713990 — All other amusement and recreation industries.

2 *b0289/4.3* SECTION 2250n. 77.994 (3) of the statutes is created to read:

3 77.994 (3) If a premier resort area has imposed a tax under this subchapter that
4 is based on the standard industrial classification manual, 1987 edition, published by
5 the U.S. office of management and budget, the tax imposed by the premier resort
6 area applies to the businesses specified under sub. (1)."

7 ✓ ✓ *b0235/1.5* 1072. Page 1001, line 17: delete the material beginning with
8 that line and ending with page 1003, line 10.

9 ✓ ~~*b0235/1.6* 1073.~~ Page 1003, line 13: delete "and," and substitute "and".

10 ✓ ✓ *b0235/1.7* 1074. Page 1003, line 11: delete lines 11 to 23.

11 ✓ ✓ *b0235/1.9* 1075. Page 1003, line 24: delete the material beginning with
12 that line and ending with page 1007, line 12.

13 ✓ ✓ *b0235/1.10* 1076. Page 1007, line 20: delete the material beginning with
14 "In Beginning" and ending with "years." on line 25 and substitute "In 1995 and
15 subsequent years, the total amounts to be distributed under ss. 79.03, 79.04, and
16 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to
17 counties."

18 ✓ ✓ *b0235/1.11* 1077. Page 1008, line 1: delete lines 1 to 4.

19 ✓ ✓ *b0569/2.4* 1078. Page 1008, line 5: delete lines 5 to 11.

20 ✓ ✓ *b0569/2.5* 1079. Page 1008, line 22: delete the material beginning with
21 that line and ending with page 1010, line 7.

22 ✓ ✓ *b0569/2.6* 1080. Page 1010, line 21: delete the material beginning with
23 "and" and ending with "s. 196.491 (1)(w)." on line 22.

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1 ✓ ***b0569/2.7* 1081.** Page 1011, line 10: delete the material beginning with
2 “and” and ending with “s. 196.491 (1) (w),” on line 11.

3 ✓ ***b0235/1.12* 1082.** Page 1011, line 16: delete the material beginning with
4 that line and ending with page 1019, line 10.

5 ✓ ***b0467/1.1* 1083.** Page 1019, line 11: delete lines 11 to 20.

6 ✓ ***b0179/1.5* 1084.** Page 1019, line 21: delete the material beginning with
7 that line and ending with page 1020, line 4.

8 ✓ ***b0519/3.1* 1085.** Page 1023, line 4: after that line insert:

9 ✓ ***b0519/3.1* “SECTION 2296m.** 84.01 (33) of the statutes is created to read:

10 84.01 (33) TRANSPORTATION FUNDING REPORT. By January 15, 2003, and
11 biennially thereafter, the department shall submit a report to the chief clerk of each
12 house of the legislature for distribution to the appropriate standing committee
13 dealing with transportation matters in each house of the legislature that shows
14 transportation revenues and the funding for transportation programs for at least 15
15 years preceding the report, including changes to funding levels following the
16 enactment of biennial budget bills and an explanation of major changes in the
17 funding levels for appropriations included in the most recent biennial budget act.”.

18 ✓ ***b0507/2.1* 1086.** Page 1024, line 3: after that line insert:

19 ***b0507/2.1* “SECTION 2302p.** 84.013 (3m) (d) of the statutes is created to read:

20 84.013 (3m) (d) In constructing the major highway project specified under sub.
21 (3) (ac), the department shall construct USH 12, as designated on the effective date
22 of this paragraph [revisor inserts date], between Fern Dell Road and Old Highway
23 33 in Sauk County to 5 lanes, and the department may not require a matching fund
24 contribution from any city, village, town, or county for this construction.”.

1 ✓ ***b0519/3.2* 1087.** Page 1024, line 3: after that line insert:

2 ***b0519/3.2* "SECTION 2302m.** 84.013 (10) of the statutes is created to read:

3 84.013 (10) By June 1, 2002, and annually thereafter, the department shall
4 submit a report that shows the current schedule for the construction of major
5 highway projects enumerated under sub. (3), including the projected expenditures
6 in each fiscal year for each major highway project, to the transportation projects
7 commission and to the chief clerk of each house of the legislature for distribution to
8 the appropriate standing committee dealing with transportation matters in each
9 house of the legislature.”.

10 ✓ ***b0527/1.1* 1088.** Page 1024, line 3: after that line insert:

11 ***b0527/1.1* "SECTION 2302g.** 84.013 (3m) (f) of the statutes is created to read:

12 84.013 (3m) (f) The major highway project specified under sub. (3) (ai) shall
13 include an interchange, with grade separation at each interchange ramp, at the
14 intersection of USH 141 and CTH “B” in Marinette County.”.

15 ✓ ✓ ***b0528/1.1* 1089.** Page 1024, line 3: after that line insert:

16 ***b0528/1.1* "SECTION 2302h.** 84.013 (3m) (e) of the statutes is created to read:

17 ✓ 84.013 (3m) (e) The major highway project specified under sub. (3) (tp) shall
18 include an interchange, with grade separation at each interchange ramp, at the
19 intersection of STH 57 and CTH “P” in Brown County.”.

20 ✓ ✓ ***b0422/3.5* 1090.** Page 1024, line 4: delete lines 4 to 8 and substitute:

21 ***b0422/3.5* "SECTION 2303b.** 84.014 of the statutes is created to read:

22 84.014 Southeast Wisconsin freeway reconstruction; Marquette
23 interchange reconstruction project. (1) In this section:

1 (a) “Interim repair” means any improvement not specified in a notice given
2 under s. 84.01 (17) that is needed to remedy unanticipated roadway deficiencies.

3 (b) “Marquette interchange” means all highways, including ramps and
4 shoulders, encompassing I 43, I 94, and I 794 in Milwaukee County within the area
5 bordered by 25th Street to the west, North Avenue to the north, the southern end of
6 Burnham Canal to the south, and the Milwaukee River to the east.

7 (c) “Reconstruction” means the rebuilding of highways and bridges, including
8 improvements to enhance highway safety, design, or capacity. The term includes
9 activities associated with such rebuilding, including design engineering, traffic
10 mitigation, property acquisition, and utility facility relocation. The term does not
11 include interim repairs.

12 (2) Notwithstanding s. 84.013 and subject to s. 86.255, the Marquette
13 interchange reconstruction project may be funded only from the appropriations
14 under s. 20.395 (3) (cr), (cw), and (cy).

15 (3) The department may not expend from the appropriations under s. 20.395
16 (3) (cr) and (cy) more than \$160,643,900 in the 2001–03 fiscal biennium, or more than
17 \$45,918,500 in any fiscal year thereafter, for the Marquette interchange
18 reconstruction project, unless the expenditure of more funds is approved or modified
19 and approved by the joint committee on finance under sub. (5). From funds that
20 would otherwise be expended from the appropriations under s. 20.395 (3) (cr) and (cy)
21 for other southeast Wisconsin freeway reconstruction projects, the department may
22 exceed the expenditure limit for the 2001–03 fiscal biennium or for a fiscal year
23 thereafter to meet project deadlines if the department makes a reduction in
24 subsequent allocations for the Marquette interchange reconstruction project that is
25 equal to the amount by which the applicable expenditure limit was exceeded.

1 (4) The department may transfer the funding of southeast Wisconsin freeway
2 reconstruction projects between the appropriations for s. 20.395 (3) (cr) and (cy) to
3 minimize project costs.

4 (5) The department may not take any of the following actions unless the action
5 is approved or modified and approved by the joint committee on finance under s.
6 13.101:

7 (a) Transfer any funds from the appropriations under s. 20.395 (3) (cq), (cv), and
8 (cx) to the appropriations under s. 20.395 (3) (cr), (cw), and (cy).

9 (b) Except as otherwise provided in this section and 2001 Wisconsin Act (this
10 act), section 9152 (5w), make any other adjustments to the appropriations under s.
11 20.395 (3) (cr), (cw), and (cy) or to the allocations for the Marquette interchange
12 reconstruction project.”.

13 ✓ ✓ *b0424/2.2* **1091**. Page 1024, line 8: after that line insert:

14 “(6) The department shall submit its proposed relocation assistance agreement
15 with Aldrich Chemical Company, Inc., in the city of Milwaukee that is associated
16 with the Marquette interchange reconstruction project to the joint committee on
17 finance. The proposed relocation assistance agreement shall include a designation
18 of the relative responsibilities of each party to the agreement with respect to
19 remediation of any environmental contamination on the property. If the
20 cochairpersons of the committee do not notify the department within 14 working
21 days after the date of the department’s submission that the committee has scheduled
22 a meeting to review the proposed agreement, the department may enter into the
23 proposed agreement. If, within 14 working days after the date of the department’s
24 submission, the cochairpersons of the committee notify the department that the

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1 committee has scheduled a meeting to review the proposed agreement, the
2 department may enter into the proposed agreement only upon approval of the
3 committee.”.

4 ✓✓ ***b0425/2.2* 1092.** Page 1024, line 8: after that line insert:

5 “(7) The Marquette interchange reconstruction project shall include an
6 interchange at the intersection of 13th Street and I 94. Notwithstanding ss. 84.29
7 (6) and 84.295 (7), the department shall keep the 13th Street interchange existing
8 on the effective date of this subsection [revisor inserts date], open for travel during
9 the Marquette interchange reconstruction project.”.

10 ✓✓ ***b0135/1.1* 1093.** Page 1024, line 9: delete lines 9 to 17.

11 ✓✓ ***b0423/1.1* 1094.** Page 1024, line 18: after that line insert:

12 ***b0423/1.1* “SECTION 2305m.** 84.03 (2) (b) 2. of the statutes is amended to
13 read:

14 84.03 (2) (b) 2. The secretary is required to submit a plan under subd. 1. only
15 if the department’s most recent estimate of the amount of federal funds that the
16 department will be appropriated under s. 20.395 in the current state fiscal year is
17 less than ~~95%~~ 97% or more than ~~105%~~ 103% of the amount of federal funds shown
18 in the schedule for the appropriations under s. 20.395 in that fiscal year.”.

19 ✓✓ ***b0501/2.1* 1095.** Page 1024, line 18: after that line insert:

20 ***b0501/2.1* “SECTION 2305m.** 84.02 (15) of the statutes is created to read:

21 84.02 (15) **TRAFFIC CONTROL SIGNAL EMERGENCY PREEMPTION DEVICES.** (a) In this
22 subsection:

23 1. “Additional cost” means the difference in cost between installation of a traffic
24 control signal that is equipped with an emergency preemption device and

1 confirmation signal and installation of a traffic control signal that is not so equipped,
2 and includes the difference in incidental costs such as electrical wiring.

3 2. “Authorized emergency vehicle” has the meaning given in s. 340.01 (3) (a),
4 (c), (g), or (i).

5 3. “Confirmation signal” means a white signal, located on or near a traffic
6 control signal equipped with an emergency preemption device, that is designed to be
7 visible to the operator of an approaching authorized emergency vehicle and that
8 confirms to the operator that the emergency preemption device has received a
9 transmission from the operator.

10 4. “Emergency preemption device” means an electrical device, located on or
11 within a traffic control signal, that is designed to receive an electronic, radio, or sonic
12 transmission from an approaching authorized emergency vehicle that alters the
13 normal sequence of the traffic control signal to provide or maintain a green signal for
14 the authorized emergency vehicle to proceed through the intersection.

15 5. “Political subdivision” means a county, city, village, or town.

16 6. “Traffic control signal” means any electrical device by which traffic is
17 alternately directed to stop and permitted to proceed by means of exhibiting different
18 colored lights successively.

19 (b) Before the department installs a new traffic control signal on a state trunk
20 highway within the corporate limits of any political subdivision, the department
21 shall do all of the following:

22 1. Notify the political subdivision of the planned traffic control signal
23 installation.

24 2. Notify the political subdivision of the additional cost of equipping the traffic
25 control signal with an emergency preemption device and confirmation signal.

1 3. Provide the political subdivision with the opportunity to request that the
2 traffic control signal be equipped with an emergency preemption device and
3 confirmation signal.

4 (c) If any political subdivision requests under par. (b) 3. that the department
5 equip the traffic control signal with an emergency preemption device and
6 confirmation signal, and one or more political subdivisions contributes a total of 50%
7 of the additional cost specified under par. (b) 2., the department shall equip the traffic
8 control signal with an emergency preemption device and confirmation signal when
9 the department installs the traffic control signal.

10 (d) Notwithstanding pars. (b) and (c), this subsection does not prohibit the
11 department from installing on any state trunk highway, at the department's
12 expense, any traffic control signal equipped with an emergency preemption device
13 and confirmation signal. The department may install a new traffic control signal
14 equipped with an emergency preemption device and confirmation signal under this
15 paragraph without providing notice and an opportunity to respond under par. (b) to
16 any political subdivision. The department shall install a confirmation signal with
17 every new emergency preemption device installed by the department under this
18 paragraph.

19 (e) Any traffic control signal installed by the department on a state trunk
20 highway after the effective date of this paragraph [revisor inserts date], that is
21 not equipped with an emergency preemption device shall include all electrical wiring
22 necessary to equip the traffic control signal with an emergency preemption device
23 and confirmation signal.

24 (f) The department shall promulgate rules to implement and administer this
25 subsection. The rules shall include procedures and deadlines for the department's

1 notification of political subdivisions, and for political subdivisions' requests and
2 contributions to the department, under this subsection.”.

3 ✓ ~~*b0506/3.1*~~ **1096.** Page 1024, line 18: after that line insert:

4 *b0506/3.1* “SECTION 2305k. 84.02 (17) of the statutes is created to read:

5 84.02 (17) WIDENING OF USH 12; VILLAGE OF CAMBRIDGE. With respect to any
6 reconstruction or repair of the portion of USH 12 in the village of Cambridge in Dane
7 County, the department may not, between the effective date of this subsection
8 [revisor inserts date], and December 31, 2011, widen the portion of USH 12 between
9 the intersection of USH 12 and USH 18 and the Koshkonong Creek Bridge.”.

10 ✓ ✓ ~~*b0519/3.3*~~ **1097.** Page 1024, line 18: after that line insert:

11 *b0519/3.3* “SECTION 2305m. 84.02 (16) of the statutes is created to read:

12 84.02 (16) STATE TRUNK HIGHWAY REPORT TO LEGISLATURE. By September 15,
13 2002, and biennially thereafter, the department shall submit a report to the chief
14 clerk of each house of the legislature for distribution to the appropriate standing
15 committee dealing with transportation matters in each house of the legislature that
16 provides statistics on the condition and performance of state trunk highways,
17 including pavement smoothness and distress, geometric deficiencies, safety
18 problems, structural and functional bridge deficiencies, and traffic congestion.”.

19 ✓ ✓ ~~*b0422/3.6*~~ **1098.** Page 1024, line 21: delete the material beginning with
20 “from” and ending with “(cy)” on line 23 and substitute “the department shall, from
21 the appropriations under s. 20.395 (3) (cr) and (cy), award a grant of \$5,000,000 from
22 the amounts allocated for the Marquette interchange reconstruction project under
23 2001 Wisconsin Act (this act), section 9152 (5w), and shall award grants totaling
24 \$5,000,000 from the appropriation under s. 20.395 (3) (ck).”.

1 ✓✓ *b0422/3.7* **1099.** Page 1025, line 1: delete the material beginning with “all”
2 and ending with “1.” on line 5. SPACING PROBLEM – SEE PRELIM

3 ✓✓ *b0422/3.8* **1100.** Page 1025, line 7: delete lines 7 to 12.

4 ✓✓ *b0422/3.9* **1101.** Page 1025, line 13: delete “(d)” and substitute “(c)”.

5 ✓✓ *b0514/1.1* **1102.** Page 1025, line 23: delete “\$14,500,000” and substitute
6 “\$14,450,000”.

7 ✓✓ *b0489/1.1* **1103.** Page 1025, line 24: after that line insert:

8 *b0489/1.1* “SECTION 2307k. 84.1033 of the statutes is created to read:

9 **84.1033 Leo Frigo Memorial Bridge.** Not later than June 30, 2003, the
10 department shall designate and mark the bridge on I 43 across the Fox River in the
11 city of Green Bay as the “Leo Frigo Memorial Bridge” in recognition and appreciation
12 of Leo Frigo, a civic and philanthropic leader in the Green Bay area whose legacy
13 includes one of the largest food pantry programs in the nation for feeding the
14 hungry.”.

15 ✓✓ *b0491/1.1* **1104.** Page 1025, line 24: after that line insert:

16 *b0491/1.1* “SECTION 2307r. 84.1041 of the statutes is created to read:

17 **84.1041 Gateway to the North Bridge.** Not later than June 30, 2003, the
18 department shall designate and mark the bridge on USH 45 across the south branch
19 of the Embarrass River in the village of Tigerton in Shawano County as the “Gateway
20 to the North” to serve as a welcome to visitors to the northern part of this state.”.

21 ✓✓ *b0133/1.2* **1105.** Page 1025, line 25: delete the material beginning with
22 that line and ending with page 1026, line 2.

23 ✓✓ *b0511/2.1* **1106.** Page 1026, line 2: after that line insert:

1 ***b0511/2.1*** **SECTION 2308m.** 84.185 (6m) of the statutes is amended to read:
2 84.185 (6m) ADMINISTRATION. From the appropriations under s. 20.395 (2) (iq),
3 (iv), and (ix), upon the approval of the secretary under sub. (2), the department may
4 make improvements to or provide other assistance for the improvement of a
5 transportation facility under sub. (1) (d) 1. to 3. or provide other assistance for the
6 improvement of a transportation facility under sub. (1) (d) 4. or 5. The department
7 may not allocate more than 80% of the total funds appropriated under s. 20.395 (2)
8 (iq) and (iw) in fiscal year 2002-03, and in any fiscal year thereafter, for grants under
9 this section. The department may make loans from the appropriations under s.
10 20.395 (2) (iq) and (iw) for the improvement of a transportation facility. The state
11 share of costs for the improvement of a transportation facility, including any loans
12 made under this subsection for the improvement of the transportation facility, may
13 not exceed 50% of the cost of the improvement. The department shall give priority
14 to funding applications for which the applicant has indicated a willingness to accept
15 a loan made under this subsection for all or part of the state share of costs for the
16 improvement of the transportation facility.”.

17 ***b0532/3.1* 1107.** Page 1026, line 2: after that line insert:

18 ***b0532/3.1*** **SECTION 2308m.** 84.205 of the statutes is created to read:

19 **84.205 Claims arising from repair and maintenance of state trunk**
20 **highways.** (1) In this section, “political subdivision” means a city, village, town, or
21 county.

22 (2) From funds appropriated and available to the department under s. 20.395
23 (3), the department shall pay, in whole or in part, any claims submitted to the
24 department by a political subdivision, on a form prescribed by the department, for

1 damage to any gravel road maintained by the political subdivision that is determined
2 by the department to be caused by reason of the road's use as a detour incident to the
3 maintenance, repair, or construction by the department of any state trunk highway,
4 if the gravel road is not part of a detour route designated by the department. The
5 political subdivision shall include with the claim a description of the nature and
6 cause of the alleged damage, the asserted value of the claim, and all known evidence
7 in support of the claim. In making its determination after submittal of the claim, the
8 department shall consider each of the following factors:

9 (a) The condition of the gravel road at the time the claim was submitted.

10 (b) The condition of the gravel road, if known, immediately prior to its use as
11 a detour incident to the maintenance, repair, or construction by the department of
12 the state trunk highway.

13 (c) The proximity and convenience of the gravel road to the state trunk highway
14 and to any applicable detour route.

15 (d) The extent of motor truck traffic in the vicinity of the state trunk highway
16 and the gravel road.

17 (e) Any other factors or evidence submitted by the political subdivision with its
18 claim under this subsection.

19 (3) The department shall promulgate rules to implement and administer this
20 section.”.

21 ✓ ✓ *b0422/3.10* **1108.** Page 1026, line 4: delete “and,” and substitute “and”.

22 ✓ ✓ *b0422/3.11* **1109.** Page 1026, line 5: delete the material beginning with
23 “84.09,” and ending with “84.09” on line 7 and substitute “84.09”.

24 ✓ ✓ *b0509/2.1* **1110.** Page 1026, line 9: delete “53%” and substitute “55%”.

- 1 ✓ ✓ ***b0509/2.2* 1111.** Page 1026, line 10: delete that line and substitute “total
2 funds encumbered in any period of 3 consecutive fiscal years, beginning with the
3 3-year period of 2002–03 to 2004–05, for”.
- 4 ✓ ✓ ***b0593/6.29* 1112.** Page 1026, line 18: before “to” insert “, excluding any
5 obligations that have been defeased under a cash optimization program
6 administered by the building commission.”.
- 7 ✓ ✓ ***b0534/1.1* 1113.** Page 1026, line 18: delete “\$1,743,570,900” and substitute
8 “\$1,753,067,500”.
- 9 ✓ ✓ ***b0422/3.12* 1114.** Page 1026, line 20: delete the material beginning with
10 “and” and ending with “84.09” on line 21.
- 11 ✓ ✓ ***b0422/3.13* 1115.** Page 1026, line 22: delete “limit limits, in the aggregate.”
12 and substitute “limit”.
- 13 ✓ ✓ ***b0253/1.1* 1116.** Page 1028, line 19: after that line insert:
14 ***b0253/1.1* “SECTION 2321m.** 85.12 (4) of the statutes is created to read:
15 85.12 (4) Beginning with fiscal year 2001–02, if the department of
16 transportation provides radio services under this section to the department of
17 natural resources in any fiscal year, the department of natural resources shall make
18 quarterly payments from the appropriation under s. 20.370 (8) (mu) of \$111,450 to
19 the department of transportation.”.
- 20 ✓ ✓ ***b0132/1.1* 1117.** Page 1028, line 20: delete the material beginning with
21 that line and ending with page 1029, line 9.
- 22 ✓ ✓ ***b0523/2.1* 1118.** Page 1029, line 11: delete the material beginning with
23 that line and ending with page 1031, line 2, and substitute:

1 ***b0523/2.1* SECTION 2324m.** 85.20 (4m) (a) 6. cm. of the statutes is amended
2 to read:

3 85.20 (4m) (a) 6. cm. ~~Beginning with aid payable for calendar year 2000~~ For
4 aid payable for calendar years 2000 and 2001, from the appropriation under s. 20.395
5 (1) (ht), the department shall pay \$53,555,600 to the eligible applicant that pays the
6 local contribution required under par. (b) 1. for an urban mass transit system that
7 has annual operating expenses in excess of \$80,000,000. For aid payable for calendar
8 year 2002, from the appropriation under s. 20.395 (1) (ht), the department shall pay
9 \$55,697,800 to the eligible applicant that pays the local contribution required under
10 par. (b) 1. for an urban mass transit system that has annual operating expenses in
11 excess of \$80,000,000. Beginning with aid payable for calendar year 2003 and for
12 each calendar year thereafter, from the appropriation under s. 20.395 (1) (ht), the
13 department shall pay \$56,811,800 to the eligible applicant that pays the local
14 contribution required under par. (b) 1. for an urban mass transit system that has
15 annual operating expenses in excess of \$80,000,000. If the eligible applicant that
16 receives aid under this subd. 6. cm. is served by more than one urban mass transit
17 system, the eligible applicant may allocate the aid between the urban mass transit
18 systems in any manner the eligible applicant considers desirable.

19 ***b0523/2.1* SECTION 2325m.** 85.20 (4m) (a) 6. d. of the statutes is amended to
20 read:

21 85.20 (4m) (a) 6. d. ~~Beginning with aid payable for calendar year 2000~~ For aid
22 payable for calendar years 2000 and 2001, from the appropriation under s. 20.395
23 (1) (hu), the department shall pay \$14,297,600 to the eligible applicant that pays the
24 local contribution required under par. (b) 1. for an urban mass transit system that
25 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.

1 For aid payable for calendar year 2002, from the appropriation under s. 20.395 (1)
2 (hu), the department shall pay \$14,869,500 to the eligible applicant that pays the
3 local contribution required under par. (b) 1. for an urban mass transit system that
4 has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000.
5 Beginning with aid payable for calendar year 2003 and for each calendar year
6 thereafter, from the appropriation under s. 20.395 (1) (hu), the department shall pay
7 \$15,166,900 to the eligible applicant that pays the local contribution required under
8 par. (b) 1. for an urban mass transit system that has annual operating expenses in
9 excess of \$20,000,000 but less than \$80,000,000. If the eligible applicant that
10 receives aid under this subd. 6. d. is served by more than one urban mass transit
11 system, the eligible applicant may allocate the aid between the urban mass transit
12 systems in any manner the eligible applicant considers desirable.

13 ***b0523/2.1* SECTION 2326m.** 85.20 (4m) (a) 7. of the statutes is amended to
14 read:

15 85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) (hr), for aid
16 payable for calendar year 2001, the uniform percentage for each eligible applicant
17 served by an urban mass transit system operating within an urbanized area having
18 a population as shown in the 1990 federal decennial census of at least 50,000 or
19 receiving federal mass transit aid for such area, and not specified in subd. 6. From
20 the appropriation under s. 20.395 (1) (hr), beginning with aid payable for calendar
21 year 2002 and for each calendar year thereafter, the uniform percentage for each
22 eligible applicant served by an urban mass transit system operating within an
23 urbanized area having a population as shown in the 2000 federal decennial census
24 of at least 50,000 or receiving federal mass transit aid for such area, and not specified
25 in subd. 6.

1 b. For the purpose of making allocations under subd. 7. a., the amounts for aids
2 are ~~\$18,422,500 in calendar year 1999 and \$19,804,200 in calendar year 2000 and~~
3 ~~years 2000 and 2001, \$20,596,400 in calendar year 2002, and \$21,008,300 in~~
4 ~~calendar year 2003 and in each calendar year thereafter.~~ These amounts, to the
5 extent practicable, shall be used to determine the uniform percentage in the
6 particular calendar year.

7 ***b0523/2.1* SECTION 2327m.** 85.20 (4m) (a) 8. of the statutes is amended to
8 read:

9 85.20 (4m) (a) 8. a. From the appropriation under s. 20.395 (1) (hs), for aid
10 payable for calendar year 2001, the uniform percentage for each eligible applicant
11 served by an urban mass transit system operating within an area having a
12 population as shown in the 1990 federal decennial census of less than 50,000 or
13 receiving federal mass transit aid for such area. From the appropriation under s.
14 20.395 (1) (hs), beginning with aid payable for calendar year 2002 and for each
15 calendar year thereafter, the uniform percentage for each eligible applicant served
16 by an urban mass transit system operating within an area having a population as
17 shown in the 2000 federal decennial census of less than 50,000 or receiving federal
18 mass transit aid for such area.

19 b. For the purpose of making allocations under subd. 8. a., the amounts for aids
20 are ~~\$4,975,900 in calendar year 1999 and \$5,349,100 in calendar year 2000 and years~~
21 ~~2000 and 2001, \$5,563,100 in calendar year 2002, and \$5,674,400 in calendar year~~
22 ~~2003 and in each calendar year thereafter.~~ These amounts, to the extent practicable,
23 shall be used to determine the uniform percentage in the particular calendar year.”.

1 ✓ ✓ ***b0524/1.2* 1119.** Page 1031, line 3: delete the material beginning with that
2 line and ending with page 1033, line 17.

3 ✓ ✓ ***b0132/1.2* 1120.** Page 1033, line 18: delete the material beginning with
4 that line and ending with page 1034, line 6.

5 ✓ ***b0241/2.2* 1121.** Page 1036, line 10: after that line insert:

6 ✓ ***b0241/2.2*** “SECTION 2337k. 85.285 of the statutes is created to read:

7 **85.285 Extrication training grants.** From the appropriation under s. 20.395
8 (5) (ds), the department shall award a grant of \$375,000 in fiscal year 2002–03 and
9 in each fiscal year thereafter to a nonprofit corporation that has experience providing
10 training that meets the standards of the National Fire Protection Association and
11 that prepares trained individuals to teach extrication techniques for all types of
12 vehicles to rescue personnel. A grant made under this section may be used to provide
13 training, acquire extrication equipment, or develop extrication training curricula.
14 The department may not award a grant under this section unless the recipient of the
15 grant enters into a written agreement with the department that specifies the
16 conditions for use of the grant proceeds, including the use of any training curriculum
17 developed with grant proceeds.”.

18 ✓ ***b0252/2.1* 1122.** Page 1036, line 13: after “(1)” insert “(a)”.

19 ✓ ✓ ***b0252/2.2* 1123.** Page 1036, line 15: delete “SPECIAL EVENTS FEE. The” and
20 substitute “(a) The Except as provided in par. (b), the”. *see change on prelim*

21 ✓ ***b0252/2.3* 1124.** Page 1036, line 20: delete “subsection” and substitute
22 “paragraph”.

23 ✓ ***b0252/2.4* 1125.** Page 1036, line 23: after that line insert:

24 ✓ ***b0252/2.4*** “SECTION 2339g. 85.51 (1) (title) of the statutes is created to read:

1 85.51 (1) (title) SPECIAL EVENTS FEE.

2 ***b0252/2.4* SECTION 2339m.** 85.51 (1) (b) of the statutes is created to read:

3 85.51 (1) (b) Paragraph (a) does not apply to farm progress days subject to s.
4 85.511.”.

5 ✓ ***b0248/2.1* 1126.** Page 1037, line 6: after that line insert:

6 ***b0248/2.1* “SECTION 2340k.** 85.517 of the statutes is created to read:

7 ✓ **85.517 Database redesign; division of motor vehicles.** By January 2,
8 2002, and biennially by January 2 thereafter, the department shall submit to the
9 joint committee on finance, and to the appropriate standing committees of the
10 legislature under s. 13.172 (3), a report on the progress of the division of motor
11 vehicles database redesign. The report shall include all of the following:

12 (1) The identification of all portions of the database redesign that have been
13 completed and all portions planned for completion within 12 months following the
14 report.

15 (2) The identification of any change in data processing, administrative, or other
16 process efficiencies realized from those portions of the database redesign that have
17 been completed, or anticipated from those portions of the database redesign that are
18 planned for completion within 12 months following the report.

19 (3) A timetable for completion of the database redesign, including the
20 identification of all portions of the database redesign that remain to be completed
21 and their projected dates of completion.

22 (4) Any recommended statutory changes or funding levels to facilitate the
23 database redesign or any data processing, administrative, or other process
24 efficiencies associated with the database redesign.”.

1 ✓ ***b0252/2.5* 1127.** Page 1037, line 6: after that line insert:

2 ***b0252/2.5* "SECTION 2340m.** 85.511 of the statutes is created to read:

3 **85.511 Farm progress days. (1)** The department is prohibited from charging
4 any sponsor of farm progress days for any costs incurred by the department
5 associated with farm progress days.

6 **(2)** The department shall promulgate rules specifying eligibility as a sponsor
7 under sub. (1) and determining the conditions that shall be satisfied to qualify as
8 farm progress days under sub. (1).”.

9 ✓ ***b0254/1.1* 1128.** Page 1037, line 6: after that line insert:

10 ***b0254/1.1* "SECTION 2340t.** 85.56 of the statutes is created to read:

11 **85.56 Joint committee on finance review of transportation safety**
12 **contracts.** The department may not enter into any contract relating to alcohol or
13 traffic enforcement activities to be funded in whole or in part with federal
14 transportation safety funds unless the department first notifies the joint committee
15 on finance in writing of the proposed contract. If the cochairpersons of the committee
16 do not notify the department within 14 working days after the date of the
17 department’s notification that the committee has scheduled a meeting to review the
18 proposed contract, the department may enter into the proposed contract. If, within
19 14 working days after the date of the department’s notification, the chairpersons of
20 the committee notify the department that the committee has scheduled a meeting to
21 review the proposed contract, the department may enter into the proposed contract
22 only upon approval of the committee.”.

23 ✓ ***b0517/2.1* 1129.** Page 1037, line 6: after that line insert:

24 ***b0517/2.1* "SECTION 2340r.** 86.193 of the statutes is created to read:

1 **86.193 Agricultural tourism signs.** The department shall develop and
2 implement a plan, consistent with federal and state laws, to promote and maximize
3 the erection of agricultural tourism signs on highways in this state to identify and
4 provide directional information to any agricultural tourism facility located in this
5 state. In developing and implementing the plan under this section, the department
6 shall consult with the department of agriculture, trade and consumer protection.”.

7 ✓ ~~*b0526/2.1*~~ **1130.** Page 1037, line 11: delete the material beginning with
8 “\$1,747” and ending with “2002” on line 12 and substitute “\$1,704 in calendar year
9 2001, \$1,755 in calendar year 2002, and \$1,790 in calendar year 2003”.

10 ✓ ~~*b0526/2.2*~~ **1131.** Page 1037, line 18: delete “\$88,598,700” and substitute
11 “\$86,581,300”.

12 ✓ ~~*b0526/2.3*~~ **1132.** Page 1037, line 19: delete “\$89,239,300” and substitute
13 “\$88,312,900”.

14 ✓ ~~*b0526/2.4*~~ **1133.** Page 1037, line 25: delete “\$277,684,500” and substitute
15 “\$272,395,300”.

16 ✓ ~~*b0526/2.5*~~ **1134.** Page 1038, line 1: delete “\$277,907,200” and substitute
17 “\$277,843,200”.

18 ✓ ~~*b0504/1.1*~~ **1135.** Page 1038, line 4: delete the material beginning with that
19 line and ending with page 1039, line 3, and substitute:

20 *~~b0504/1.1~~ **“SECTION 2347f.** 86.31 (3g) of the statutes is amended to read:

21 86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS. From the appropriation
22 under s. 20.395 (2) (fr), the department shall allocate ~~\$5,000,000~~ \$5,250,000 in each
23 fiscal year, beginning in fiscal year 2001–02, to fund county trunk highway
24 improvements with eligible costs totaling more than \$250,000. The funding of

1 improvements under this subsection is in addition to the allocation of funds for
2 entitlements under sub. (3).

3 *b0504/1.1* SECTION 2347k. 86.31 (3m) of the statutes is amended to read:

4 86.31 (3m) TOWN ROAD IMPROVEMENTS. From the appropriation under s. 20.395
5 (2) (fr), the department shall allocate ~~\$2,000,000 in fiscal year 1999–2000 and~~
6 ~~\$500,000 in each following fiscal year~~ \$750,000 in each fiscal year, beginning in fiscal
7 year 2001–02, to fund town road improvements with eligible costs totaling \$100,000
8 or more. The funding of improvements under this subsection is in addition to the
9 allocation of funds for entitlements under sub. (3).

10 *b0504/1.1* SECTION 2347r. 86.31 (3r) of the statutes is amended to read:

11 86.31 (3r) MUNICIPAL STREET IMPROVEMENTS. From the appropriation under s.
12 20.395 (2) (fr), the department shall allocate ~~\$1,250,000 in fiscal year 1999–2000,~~
13 ~~and \$750,000 in each fiscal year thereafter~~ \$1,000,000 in each fiscal year, beginning
14 in fiscal year 2001–02, to fund municipal street improvement projects having total
15 estimated costs of \$250,000 or more. The funding of improvements under this
16 subsection is in addition to the allocation of funds for entitlements under sub. (3).”.

17 ✓ *b0652/1.1* **1136.** Page 1039, line 3: after that line insert:

18 *b0652/1.1* “SECTION 2346m. 86.31 (2) (f) of the statutes is created to read:

19 86.31 (2) (f) With respect to town road improvements, the department shall
20 give priority to town road improvements under subs. (3) and (3m) that fund
21 improvements of town roads that have been damaged as a result of heavy motor truck
22 loads.”.

23 ✓ *b0064/1.4* **1137.** Page 1039, line 4: delete the material beginning with that
24 line and ending with page 1040, line 19.

1 ✓ ✓ ***b0293/2.2* 1138.** Page 1040, line 19: after that line insert:

2 ***b0293/2.2* "SECTION 2351h.** 88.15 (2m) of the statutes is created to read:

3 88.15 (2m) The department of agriculture, trade and consumer protection shall
4 create and maintain a secure Internet site on which drainage districts may post
5 engineering projects in order to obtain bids electronically for engineering services.
6 The department shall promulgate rules that specify fees designed to cover the costs
7 of creating and maintaining the Internet site.”

8 ✓ ✓ ***b0172/1.2* 1139.** Page 1040, line 20: delete the material beginning with
9 that line and ending with page 1044, line 23.

10 ✓ ***b0670/3.23* 1140.** Page 1044, line 24: delete the material beginning with
11 that line and ending with page 1045, line 5.

12 ✓ ✓ ***b0297/5.9* 1141.** Page 1045, line 15: after that line insert:

13 ***b0297/5.9* "SECTION 2380g.** 92.14 (5g) of the statutes is renumbered 92.14
14 (5g) (a) and amended to read:

15 92.14 (5g) (a) If Except as provided in par. (b), if a grant under sub. (3) provides
16 funding for salary and fringe benefits for more than one county staff person, a county
17 shall provide matching funds, as determined by the department, equal to at least
18 30% of the cost of salary and fringe benefits for the 2nd staff person and at least 50%
19 of the cost of salary and fringe benefits for any additional staff persons for whom the
20 grant provides funding.

21 ***b0297/5.9* SECTION 2380i.** 92.14 (5g) (b) of the statutes is created to read:

22 92.14 (5g) (b) For a grant awarded for a year before 2010, the department shall
23 require a county to provide matching funds for priority watershed project staff equal
24 to not less than 10% nor more than 30% of the staff funding that was provided to the

1 county for 1997 for a priority watershed that was designated before July 1, 1998.
2 This paragraph does not apply to matching funds for priority watershed project staff
3 after the termination date that was in effect on October 6, 1998, for the priority
4 watershed project.”.

5 ✓ ✓ ~~*b0086/1.1*~~ **1142.** Page 1045, line 16: delete lines 16 to 25.

6 ✓ ✓ ~~*b0087/1.7*~~ **1143.** Page 1046, line 1: delete lines 1 to 9.

7 ✓ ✓ ~~*b0548/1.2*~~ **1144.** Page 1046, line 11: delete “Provide assistance” and
8 substitute “From the appropriation under s. 20.115 (3) (a), provide at least \$50,000
9 in each fiscal year”.

10 ✓ ✓ ~~*b0078/2.9*~~ **1145.** Page 1046, line 15: delete that line.

11 ✓ ✓ ~~*b0087/1.8*~~ **1146.** Page 1046, line 16: delete the material beginning with
12 that line and ending with page 1047, line 3.

13 ✓ ✓ ~~*b0372/1.4*~~ **1147.** Page 1047, line 5: delete lines 5 to 15.

14 ✓ ✓ ~~*b0087/1.9*~~ **1148.** Page 1047, line 23: delete lines 23 to 25.

15 ✓ ✓ ~~*b0072/1.1*~~ **1149.** Page 1048, line 1: delete lines 1 to 4.

16 ✓ ~~*b0294/2.4*~~ **1150.** Page 1048, line 4: after that line insert:

17 ~~*b0294/2.4*~~ **SECTION 2395t.** 94.715 of the statutes is created to read:

18 **94.715 Pest management for schools. (1) DEFINITIONS.** In this section:

19 (a) “Active ingredient” has the meaning given in s. 94.67 (1).

20 (b) “Federal act” has the meaning given in s. 94.67 (13).

21 (c) “Inert ingredient” has the meaning given in s. 94.67 (16).

22 (cm) “Integrated pest management” means a comprehensive strategy of pest
23 control with the main objective of achieving desired levels of pest control in an

1 environmentally responsible manner to reduce or eliminate reliance on pesticides by
2 using a combination of nonchemical pest controls, which may include monitoring,
3 increased sanitation, physical barriers, and the use of natural pest enemies, to
4 address conditions that support pests and judiciously using lowest risk pesticides
5 when necessary after all other methods have failed.

6 (d) “Pest” has the meaning given in s. 94.67 (24).

7 (e) “Pesticide” has the meaning given in s. 94.67 (25), except that “pesticide”
8 does not include a germicide, sanitizer, or disinfectant.

9 (2) REQUIREMENTS FOR SCHOOL BOARDS. A school board shall do all of the
10 following:

11 (a) Propose a pest management plan that complies with sub. (4).

12 (am) Before proposing a plan under par. (a), obtain training under s. 36.25 (43)
13 for at least one member of the school board or school district employee who will be
14 involved in developing the pest management plan.

15 (b) After public notice and a hearing on the proposed plan under par. (a) and
16 no later than the first day of the 7th month beginning after the effective date of this
17 paragraph [revisor inserts date], adopt a pest management plan that complies
18 with sub. (4) and submit a copy of the plan to the department.

19 (c) No later than the first day of the 13th month beginning after the effective
20 date of this paragraph [revisor inserts date], implement the pest management
21 plan adopted under par. (b).

22 (d) Provide public notice and a hearing before modifying the pest management
23 plan adopted under par. (b) and notify the department of any modifications to the
24 plan.

1 (dm) Authorize pesticide application in a school or on school grounds to be
2 conducted only by persons who are certified in the applicable pesticide use categories
3 under s. 94.705.

4 (e) When the use of a pesticide is determined to be necessary in a school or on
5 school grounds, use pesticide in accordance with integrated pest management
6 practices.

7 (f) Except as provided in sub. (6), at least 72 hours in advance of each pesticide
8 application in a school or on school grounds, provide written notification, in a font
9 size no smaller than that routinely used for other notices to parents, of the name of
10 the pesticide to be applied, the planned time and location of the application, the
11 potential health effects of exposure to the pesticide, as indicated on its label, and the
12 name and telephone number of a person at the school who can be called for more
13 information or to report health effects from exposure, to all of the following:

14 1. Each employee of the school district, or of a contractor with the school
15 district, who may be present in the area of application within 72 hours after the
16 application.

17 2. Each student who may be present in the area of application within 72 hours
18 after the application.

19 3. The parents or guardians of the students under subd. 2.

20 (g) Post notice of each pesticide application in a school or on school grounds at
21 the time of the application and for at least 72 hours following the application.

22 (h) Maintain a record of all of the following for each application of pesticide in
23 a school or on school grounds:

24 1. The name and certification number of the person applying the pesticide.

1 2. The type of pesticide applied and its brand name, the name of the pesticide
2 as registered under the federal act, the pesticide registration number assigned to the
3 pesticide under the federal act, the manufacturer of the pesticide, and the pesticide's
4 active ingredients and inert ingredients.

5 3. The date and time of the application and the amount of pesticide applied.

6 4. How the pesticide was applied, including any additives used and the type of
7 application device used.

8 5. The street address of the place at which the pesticide was applied and a
9 description of the area to which the pesticide was applied.

10 6. The purpose of the application, including the target pest and whether the
11 application was preventive or reactive.

12 7. For an outdoor application, a description of the weather conditions at the
13 time of the application.

14 8. The symptoms of acute poisoning from the pesticide, as indicated on its label.

15 (i) Make the information under par. (h) available to any person upon request
16 and provide the information about pesticide applications to the department
17 quarterly, except as provided in sub. (6m).

18 (j) Review liability and property insurance maintained by the school board to
19 determine whether coverage is adequate for damage or loss caused by pesticides.

20 (k) Provide any information concerning pest management that is requested by
21 the department.

22 **(3) PROHIBITIONS.** (a) A school district may not routinely use pesticides on a
23 regularly scheduled basis in a school or on school grounds.

24 (b) A school district may not use pesticide fumigation in a school or on school
25 grounds.

1 (c) A school district may not use pesticides for aesthetic or cosmetic purposes.

2 (d) A school district may not use a pesticide in a school or on school grounds
3 unless nonchemical methods of pest control have failed to prevent unacceptable
4 levels of pest activity and damage.

5 (4) PEST MANAGEMENT PLAN. A school board shall design its pest management
6 plan required under sub. (2) (b) to prevent unacceptable levels of pest activity and
7 damage while minimizing hazards to persons, property, and the environment. In the
8 plan required under sub. (2) (b), a school board shall specify the pest management
9 practices that will be used by the school district and shall include all of the following:

10 (a) A description of the methods that will be used to identify pest problems,
11 including monitoring to determine whether pests are present in sufficient numbers
12 to require treatment with pesticides.

13 (b) A description of the nonchemical methods that the school district will use
14 to seek to prevent unacceptable levels of pest activity and damage.

15 (c) A description of the pesticides and methods of application that the school
16 district will use if the methods under par. (b) fail to prevent unacceptable levels of
17 pest activity and damage.

18 (d) A description of the other means that the school district will use to ensure
19 compliance with subs. (2) (c) to (k) and (3).

20 (6) EXEMPTION FROM ADVANCE NOTICE REQUIREMENT. A school board is not
21 required to provide advance notice of a pesticide application if the school district
22 administrator, as defined in s. 115.001 (8), or the school principal declares that a pest
23 emergency exists. If a pesticide is applied in a school or on school grounds without
24 advance notice, the school board shall provide written notification of the name of the
25 pesticide that was applied, the time and location of the application, the potential

1 health effects of exposure to the pesticide, as indicated on its label, and the name and
2 telephone number of a person at the school who can be called for more information
3 or to report health effects from exposure, to all of the persons identified in sub. (2)
4 (f) 1. to 3., as soon as possible after the application. The school board shall provide
5 the notice in a font size no smaller than that routinely used for other notices to
6 parents.

7 **(6m) EXEMPTION FROM REPORTING REQUIREMENT.** A school district is not required
8 to provide quarterly reports to the department under sub. (2) (i) if the school district
9 does not use pesticides and notifies the department that it does not use pesticides.
10 A school district shall begin to make the quarterly reports if it begins to use
11 pesticides.

12 **(7) ASSISTANCE AND COOPERATION.** The department shall provide assistance to
13 school districts in complying with subs. (2) to (4). The department shall consult with
14 the department of health and family services and the department of public
15 instruction concerning school pest management issues. The department and the
16 board of regents of the University of Wisconsin System shall enter into a
17 memorandum of understanding concerning school pest management and the
18 provision of training by the University of Wisconsin–Extension to ensure cooperation
19 between the department and the University of Wisconsin–Extension and to avoid
20 duplication of activities. The University of Wisconsin–Extension and the cooperative
21 educational service agencies shall cooperate in providing the training under s. 36.25
22 (43).

23 **(8) AVAILABILITY OF PLANS.** The department shall retain pest management plans
24 submitted under sub. (2) (b) and make the plans available to any person upon
25 request.

1 (9) REPORT. On or before January 1 of each even-numbered year, the
2 department, in cooperation with the University of Wisconsin-Extension and the
3 department of health and family services, shall submit a report evaluating the
4 program under this section to the legislature under s. 13.172 (2).”.

5 ✓ ✓ ~~*b0069/1.1*~~ **1151**. Page 1048, line 5: delete lines 5 to 13.

6 ✓ ✓ ~~*b0087/1.10*~~ **1152**. Page 1048, line 19: delete the material beginning with
7 that line and ending with page 1050, line 4.

8 ~~*b0552/1.2*~~ **1153**. Page 1050, line 4: after that line insert:

9 ✓ ✓ ~~*b0552/1.2*~~ “SECTION 2403e. 97.60 of the statutes is created to read:

10 **97.60 Food advisory council.** The food advisory council shall meet at least
11 quarterly and shall advise the department concerning issues related to providing a
12 safe and wholesome food supply in this state, including all of the following:

13 (1) Food recalls.

14 (2) Rules that apply to retail food establishments and food processing plants.

15 (3) Food safety concerns and communications.

16 (4) Training.

17 (5) Partnerships between the department and the food industry.

18 (6) Enforcement and inspection.

19 (7) Other issues related to the food industry.”.

20 ✓ ✓ ~~*b0535/2.3*~~ **1154**. Page 1050, line 5: delete the material beginning with that
21 line and ending with page 1051, line 2.

22 ✓ ✓ ~~*b0535/2.4*~~ **1155**. Page 1051, line 10: delete the material beginning with
23 that line and ending with page 1052, line 25.

1 ✓ ✓ *b0087/1.11* **1156.** Page 1053, line 1: delete the material beginning with
2 that line and ending with page 1054, line 6.

3 ✓ ✓ *b0535/2.5* **1157.** Page 1054, line 7: delete lines 7 to 15.

4 ✓ ✓ *b0087/1.12* **1158.** Page 1054, line 16: delete lines 16 to 20.

5 ✓ ✓ *b0535/2.6* **1159.** Page 1054, line 21: delete the material beginning with
6 that line and ending with page 1055, line 4.

7 ✓ ✓ *b0535/2.7* **1160.** Page 1056, line 12: delete lines 12 to 23.

8 ✓ ✓ *b0082/1.1* **1161.** Page 1056, line 24: delete the material beginning with
9 that line and ending with page 1057, line 8.

10 ✓ ✓ *b0074/1.1* **1162.** Page 1057, line 9: delete that line.

11 ✓ ✓ *b0069/1.2* **1163.** Page 1057, line 10: delete the material beginning with
12 that line and ending with page 1058, line 2.

13 ✓ ✓ *b0082/1.2* **1164.** Page 1058, line 12: delete the material beginning with
14 that line and ending with page 1060, line 12.

15 ✓ ✓ *b0099/1.3* **1165.** Page 1060, line 13: delete the material beginning with
16 that line and ending with page 1061, line 2.

17 ✓ ✓ *b0338/1.2* **1166.** Page 1061, line 6: after that line insert:

18 *b0338/1.2* "SECTION 2449f. 101.123 (title) of the statutes is repealed and
19 recreated to read:

20 101.123 (title) **Smoking prohibited.**

21 *b0338/1.2* SECTION 2449h. 101.123 (1) (i) of the statutes is amended to read:

22 101.123 (1) (i) "State institution" means a prison, ~~a secured correctional~~
23 facility, a mental health institute as defined in s. 51.01 (12) or a center for the

1 developmentally disabled as defined in s. 51.01 (3), ~~except that “state institution”~~
2 ~~does not include a Type 2 secured correctional facility, as defined in s. 938.02 (20).~~

3 ***b0338/1.2* SECTION 2449j.** 101.123 (1) (j) of the statutes is created to read:

4 101.123 (1) (j) “Type 1 secured correctional facility” has the meaning given in
5 s. 938.02 (19).

6 ***b0338/1.2* SECTION 2449L.** 101.123 (2) (br) of the statutes is created to read:

7 101.123 (2) (br) Notwithstanding par. (a) and sub. (3), no person may smoke
8 in any enclosed, indoor area of a Type 1 secured correctional facility or on the grounds
9 of a Type 1 secured correctional facility.

10 ***b0338/1.2* SECTION 2449n.** 101.123 (4) (a) 2. of the statutes is amended to
11 read:

12 101.123 (4) (a) 2. A person in charge or his or her agent may not designate an
13 entire building as a smoking area or designate any smoking areas in the state capitol
14 building, in the immediate vicinity of the state capitol, in a Type 1 secured
15 correctional facility, on the grounds of a Type 1 secured correctional facility, in a
16 motor bus, hospital or physician’s office or on the premises, indoors or outdoors, of
17 a day care center when children who are receiving day care services are present,
18 except that in a hospital or a unit of a hospital that has as its primary purpose the
19 care and treatment of mental illness, alcoholism or drug abuse a person in charge or
20 his or her agent may designate one or more enclosed rooms with outside ventilation
21 as smoking areas for the use of adult patients who have the written permission of a
22 physician. Subject to this subdivision and sub. (3) (b), a person in charge or his or
23 her agent may not designate an entire room as a smoking area.

24 ***b0338/1.2* SECTION 2449p.** 101.123 (4) (am) 3. of the statutes is amended to
25 read:

1 101.123 (4) (am) 3. Except in a prison, ~~secured correctional facility~~, jail, or
2 lockup facility, an entire building may not be designated as a smoking area.

3 ***b0338/1.2* SECTION 2449r.** 101.123 (4) (bm) of the statutes is amended to
4 read:

5 101.123 (4) (bm) The person in charge of a state institution, jail or lockup
6 facility, or his or her agent, shall post notice of the designation of a smoking area
7 under par. (am) in or near the area designated. If an entire room is designated a
8 smoking area, the person in charge or his or her agent shall post notice of the
9 designation conspicuously on or near all normally used entrances to the room. If an
10 entire building in a prison, ~~secured correctional facility~~, jail, or lockup facility is
11 designated a smoking area, the person in charge, or his or her agent, shall post notice
12 of the designation on or near all normally used entrances to the building, but need
13 not post notice of the designation on or near entrances to rooms within the building.

14 ***b0338/1.2* SECTION 2449t.** 101.123 (8) (a) of the statutes is amended to read:

15 101.123 (8) (a) Any person who wilfully violates sub. (2) (a), (am) 1. ~~or~~, (bm),
16 or (br) after being advised by an employee of the facility that smoking in the area is
17 prohibited or any person in charge or his or her agent who wilfully fails to comply
18 with sub. (5) shall forfeit not more than \$10.”.

19 ✓✓ ***b0099/1.4* 1167.** Page 1061, line 7: delete the material beginning with that
20 line and ending with page 1064, line 5.

21 ✓✓ ***b0209/1.1* 1168.** Page 1064, line 6: delete the material beginning with that
22 line and ending with page 1065, line 8.

23 ✓ ***b0211/1.1* 1169.** Page 1065, line 8: after that line insert:

24 ***b0211/1.1* “SECTION 2464f.** 101.143 (1) (e) 3. of the statutes is created to read:

1 101.143 (1) (e) 3. A person who formerly owned a farm tank and who satisfies
2 the criteria in sub. (4) (ei) 1m. b.”.

3 ✓ ***b0202/1.1* 1170.** Page 1065, line 8: after that line insert:

4 ***b0202/1.1* “SECTION 2468p.** 101.143 (4) (a) 2. of the statutes is renumbered
5 101.143 (4) (a) 2. (intro.) and amended to read:

6 101.143 (4) (a) 2. (intro.) The department may not issue an award before all
7 eligible costs have been incurred and written approval is received under sub. (3) (c)
8 4., ~~unless~~ except as follows:

9 a. The department may issue an award before all eligible costs have been
10 incurred and written approval is received under sub. (3) (c) 4. if the department
11 determines that the delay in issuing the award would cause a financial hardship to
12 the owner or operator or the person.

13 ***b0202/1.1* SECTION 2468r.** 101.143 (4) (a) 2. b. of the statutes is created to
14 read:

15 101.143 (4) (a) 2. b. The department shall issue an award if the owner or
16 operator or the person has incurred at least \$50,000 in unreimbursed eligible costs
17 and has not submitted a claim during the preceding 12 months.”.

18 ✓ ***b0202/1.2* 1171.** Page 1065, line 17: after that line insert:

19 ***b0202/1.2* “SECTION 2470p.** 101.143 (4) (c) 8. (intro.) and a. of the statutes
20 are consolidated, renumbered 101.143 (4) (c) 8. and amended to read:

21 101.143 (4) (c) 8. Interest costs incurred by an applicant that exceed interest
22 at the following rate: ~~a. If the applicant has gross revenues of not more than~~
23 ~~\$25,000,000 in the most recent tax year before the applicant submits a claim, 1%~~
24 under the prime rate.

1 ***b0202/1.2* SECTION 2470r.** 101.143 (4) (c) 8. d. of the statutes is repealed.”.

2 ✓ ✓ ***b0210/1.1* 1172.** Page 1065, line 20: after “subd.” insert “1m. or”.

3 ✓ ✓ ***b0210/1.2* 1173.** Page 1065, line 20: substitute “120” for “60”.

4 ✓ ✓ ***b0210/1.3* 1174.** Page 1065, line 24: delete the material beginning with
5 that line and ending with page 1066, line 2.

6 ✓ ✓ ***b0210/1.4* 1175.** Page 1066, line 8: after that line insert:

7 “1m. If an applicant received written notification that no further remedial
8 action is necessary with respect to a discharge before the effective date of this
9 subdivision ... [revisor inserts date], and the applicant’s final claim is submitted
10 more than 120 days after the effective date of this subdivision ... [revisor inserts
11 date], interest costs incurred by the applicant after the 120th day after the effective
12 date of this subdivision ... [revisor inserts date], are not eligible costs.”.

13 ✓ ✓ ***b0209/1.3* 1176.** Page 1066, line 9: delete “or 3.”.

14 ✓ ✓ ***b0209/1.4* 1177.** Page 1066, line 17: delete lines 17 to 20.

15 ✓ ✓ ***b0211/1.2* 1178.** Page 1068, line 16: delete the material beginning with
16 that line and ending with page 1069, line 3, and substitute:

17 ***b0211/1.2* “SECTION 2481b.** 101.143 (4) (ei) 1m. b. of the statutes is created
18 to read:

19 101.143 (4) (ei) 1m. b. The claim is submitted by a person who, at the time that
20 the notification was made under sub. (3) (a) 3., was the owner of the farm tank and
21 owned a parcel of 35 or more acres of contiguous land, on which the farm tank is or
22 was located, which was devoted primarily to agricultural use, as defined in s. 91.01
23 (1), including land designated by the department of natural resources as part of the
24 ice age trail under s. 23.17, which during the year preceding that notification

1 produced gross farm profits, as defined in s. 71.58 (4), of not less than \$6,000 or
2 which, during the 3 years preceding that notification, produced gross farm profits,
3 as defined in s. 71.58 (4), of not less than \$18,000, or a parcel of 35 or more acres, on
4 which the farm tank is located, of which at least 35 acres, during part or all of the
5 year preceding that notification, were enrolled in the conservation reserve program
6 under 16 USC 3831 to 3836.”.

7 ✓ ✓ *b0095/1.2* **1179**. Page 1069, line 10: delete lines 10 to 14.

8 ✓ ✓ *b0202/1.3* **1180**. Page 1069, line 14: after that line insert:

9 *b0202/1.3* “SECTION 2483k. 101.143 (6s) of the statutes is amended to read:
10 101.143 (6s) ARBITRATION. Upon the request of a person who files an appeal of
11 a decision of the department under this section, if the amount at issue is \$20,000
12 \$100,000 or less, the appeal shall be heard by one or more individuals designated by
13 the department to serve as arbitrator under rules promulgated for this purpose by
14 the department. In such an arbitration, the arbitrator shall render a decision at the
15 conclusion of the hearing, or within 5 business days after the conclusion of the
16 hearing if the arbitrator determines that additional time is needed to review
17 materials submitted during the hearing, affirming, modifying or rejecting the
18 decision of the department. The arbitrator shall promptly file his or her decision with
19 the department. The decision of the arbitrator is final and shall stand as the decision
20 of the department. An arbitrator’s decision may not be cited as precedent in any
21 other proceeding before the department or before any court. A decision under this
22 subsection is subject to review under ss. 227.53 to 227.57 only on the ground that the
23 decision was procured by corruption, fraud or undue means. The record of a
24 proceeding under this subsection shall be transcribed as provided in s. 227.44 (8).”.

1 ✓✓ *b0593/6.30* **1181.** Page 1069, line 17: after “amount” insert “, excluding
2 any obligations that have been defeased under a cash optimization program
3 administered by the building commission”.

4 ✓✓ *b0208/1.1* **1182.** Page 1069, line 17: substitute “\$342,000,000” for
5 “\$370,000,000”.

6 ✓✓ *b0209/1.5* **1183.** Page 1069, line 22: delete the material beginning with
7 that line and ending with page 1072, line 4.

8 *b0631/1.1* **1184.** Page 1072, line 9: after that line insert:

9 ✓✓ *b0631/1.1* “**SECTION 2490r.** 101.563 of the statutes is created to read:

10 **101.563 Administration of fire dues program pending rule changes. (1)**

11 **ENTITLEMENT TO DUES.** Notwithstanding ss. 101.573 (3) (a) and 101.575 (1) and (3) to
12 (5) and except as provided in sub. (3), the department may not withhold payment of
13 fire department dues under ss. 101.573 and 101.575 to a city, village, or town based
14 upon the failure of that city, village, or town to satisfy all eligibility requirements
15 under s. 101.575 (1) and (3) to (5) or to demonstrate to the department that the city,
16 village, or town is eligible under s. 101.575 (1) and (3) to (5) to receive fire department
17 dues.

18 **(2) DISTRIBUTION OF DUES.** Notwithstanding s. 101.573 (3) (a) and except as
19 provided in sub. (3), on or before May 1 in each year, the department shall compile
20 the fire department dues paid by all insurers under s. 601.93 and the dues paid by
21 the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b),
22 withhold 0.5% and certify to the state treasurer the proper amount to be paid from
23 the appropriation under s. 20.143 (3) (L) to each city, village, and town entitled to fire
24 department dues as provided under sub. (1) and s. 101.575. Annually, on or before

1 August 1, the state treasurer shall pay the amounts certified by the department to
2 each city, village, and town that is entitled to fire department dues as provided under
3 sub. (1) and s. 101.575.

4 (3) SUNSET PROVISION. (a) This section does not apply on or after the date on
5 which changes to the rules of the department of commerce relating to eligibility to
6 receive payments of fire department dues first take effect, if all of the following are
7 satisfied:

8 1. The changes are promulgated in consultation with the representatives of the
9 Wisconsin fire service and volunteer fire departments in this state.

10 2. The changes are based on recommendations of the joint legislative audit
11 committee that are derived from a legislative audit bureau performance evaluation
12 audit of the department that relates to the payment of fire department dues and that
13 is conducted at the direction of the joint legislative audit committee.

14 3. The changes are approved by the joint legislative audit committee before the
15 date on which the changes take effect.

16 (b) When filing rules that are promulgated and approved in satisfaction of par.
17 (a) 1. to 3. with the revisor of statutes under s. 227.20, the department shall include
18 a separate statement indicating that the rules were promulgated and approved in
19 satisfaction of par. (a) 1. to 3.”.

****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115,
fire safety and fire dues grant program) will be included in the JCF substitute
amendment. If LRBb0099 is not included in the JCF substitute amendment, this
provision will need to be reconciled with the changes made to the fire dues grant program
by LRBb0999.

20 ✓ *b0099/1.5* **1185**. Page 1072, line 10: delete the material beginning with
21 that line and ending with page 1079, line 13, and substitute:

22 *b0631/1.2* “SECTION 2495m. 101.573 (4) of the statutes is amended to read:

1 101.573 (4) The department shall transmit to the treasurer of each city, village,
2 and town entitled to fire department dues, a statement of the amount of dues payable
3 to it ~~under this section~~, and the commissioner of insurance shall furnish to the state
4 treasurer, upon request, a list of the insurers paying dues under s. 601.93 and the
5 amount paid by each.

 ****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115,
fire safety and fire dues grant program) will be included in the JCF substitute
amendment. If LRBb0099 is not included in the JCF substitute amendment, this
provision will need to be reconciled with the changes made to the fire dues grant program
by LRBb0999.

6 ***b0631/1.3* SECTION 2497m.** 101.575 (1) (am) of the statutes is amended to
7 read:

8 101.575 (1) (am) If the department determines that a city, village, or town fire
9 department has failed to satisfy the requirements of this subsection or subs. (3) to
10 (6), the department shall notify the chief of the fire department, the governing body,
11 and the highest elected official of the city, village, or town, in writing, that the fire
12 department has 30 days to demonstrate to the department that the failure has been
13 corrected. If the fire department makes this demonstration within the 30-day
14 period, the department shall pay dues for that calendar year to the city, village, or
15 town. If the fire department fails to make this demonstration within the 30-day
16 period, the department shall nonetheless pay dues for that calendar year to that city,
17 village, or town. ~~The department~~ and shall issue a notice of noncompliance to the
18 chief of the fire department, the governing body, and the highest elected official of the
19 city, village, or town. If the fire department cannot demonstrate to the department
20 that the fire department has met all requirements within one year after receipt of
21 the notice of noncompliance or prior to the next audit by the department, whichever
22 is later, the city, village, or town shall not be entitled to dues under par. (a) for that

1 year in which the city, village, or town becomes not entitled to dues and for all
2 subsequent calendar years until the requirements are met.”

****NOTE: This provision is drafted on the assumption that LRBb0099 (yank #115, fire safety and fire dues grant program) will be included in the JCF substitute amendment. If LRBb0099 is not included in the JCF substitute amendment, this provision will need to be reconciled with the changes made to the fire dues grant program by LRBb0099.

3 ✓ ✓ *b0107/1.1* **1186.** Page 1079, line 14: delete lines 14 to 19.

4 ✓ ✓ *b0104/1.1* **1187.** Page 1079, line 20: delete the material beginning with
5 that line and ending with page 1082, line 13.

6 ✓ ✓ *b0396/1.1* **1188.** Page 1083, line 1: after that line insert:

7 *b0396/1.1* “SECTION 2539k. 101.9208 (1) (b) of the statutes is amended to
8 read:

9 101.9208 (1) (b) ~~Upon filing an application under par. (a) or (d) before the first~~
10 ~~day of the 2nd month beginning after September 1, 2000, an environmental impact~~
11 ~~fee of \$5, by the person filing the application. Upon filing an application under par.~~
12 ~~(a) or (d) on or after September 1, 2000, an environmental impact fee of \$6 \$9, by the~~
13 ~~person filing the application. All moneys collected under this subsection shall be~~
14 ~~credited to the environmental fund for environmental management. This paragraph~~
15 ~~does not apply after December 31, 2003.~~”

16 ✓ ✓ *b0269/2.4* **1189.** Page 1083, line 3: after that line insert:

17 ✓ ✓ *b0269/2.4* “SECTION 2540m. 101.935 (2) (c) 2. of the statutes is amended to
18 read:

19 101.935 (2) (c) 2. The department shall establish by rule the permit fee and
20 renewal fee for a permit issued under this subsection. Beginning in fiscal year
21 2002–03, the department may increase the fees to recover the cost of administering

1 s. 101.937. An additional penalty fee, as established by the department by rule, is
2 required for each permit if the biennial renewal fee is not paid before the permit
3 expires.”.

4 ~~*b0269/2.5* 1190.~~ Page 1083, line 6: delete the material beginning with that
5 line and ending with page 1086, line 3.

6 ~~*b0625/3.26* 1191.~~ Page 1086, line 8: after that line insert:

7 ~~√*b0625/3.26*~~ “SECTION 2544m. 102.29 (8r) of the statutes is amended to read:
8 102.29 (8r) No participant in a food stamp employment and training program
9 under ~~s. 49.124 (1m)~~ 49.13 who, under s. ~~49.124 (1m)~~ 49.13 (2) (d), is provided
10 worker’s compensation coverage by the department or by a Wisconsin works agency,
11 as defined in s. 49.001 (9), and who makes a claim for compensation under this
12 chapter may make a claim or maintain an action in tort against the employer who
13 provided the employment and training from which the claim arose.”.

14 ~~*b0627/2.23* 1192.~~ Page 1086, line 23: delete the material beginning with
15 that line and ending with page 1091, line 17.

16 ~~*b0461/1.2* 1193.~~ Page 1092, line 24: after that line insert:

17 ~~*b0461/1.2*~~ “SECTION 2558m. 103.49 (5) (a) of the statutes is amended to read:
18 103.49 (5) (a) Each contractor, subcontractor, ~~or contractor’s or subcontractor’s~~
19 agent performing work on a project that is subject to this section shall keep full and
20 accurate records clearly indicating the name and trade or occupation of every person
21 performing the work described in sub. (2m) and an accurate record of the number of
22 hours worked by each of those persons and the actual wages paid for the hours
23 worked. If requested by any person, a contractor, subcontractor, or contractor’s or
24 subcontractor’s agent performing work on a project that is subject to this section