

# **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     **L**

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1 under s. 20.275 (1) (s) that are used to provide grants or educational  
2 telecommunications access to school districts under s. 44.73.”

3 ~~\*b0688/3.2\* 1309. Page 1165, line 21: after “(h)” insert “, and less the amount  
4 of any property taxes levied for the purpose of s. 120.13 (19)”.~~ ✓

5 ✓ \*b0496/1.1\* 1310. Page 1167, line 1: delete lines 1 to 21. ✓

6 ✓ \*b0688/3.3\* 1311. Page 1167, line 25: after that line insert:

7 \*b0688/3.3\* “SECTION 2789m. 121.905 (3) (a) 1. of the statutes is amended to  
8 read:

9 121.905 (3) (a) 1. Except as provided under subd. 2., calculate the sum of the  
10 amount of state aid received in the previous school year and property taxes levied for  
11 the previous school year, excluding property taxes levied for the purpose of s. 120.13  
12 (19) and excluding funds described under s. 121.91 (4) (c), and the costs of the county  
13 children with disabilities education board program, as defined in s. 121.135 (2) (a)  
14 2., for pupils who were school district residents and solely enrolled in a special  
15 education program provided by a county children with disabilities education board  
16 in the previous school year.” ✓

17 ✓ \*b0495/1.3\* 1312. Page 1168, line 1: delete lines 1 to 20. ✓

18 ✓ \*b0688/3.4\* 1313. Page 1168, line 20: after that line insert:

19 \*b0688/3.4\* “SECTION 2791m. 121.91 (2m) (e) 1. of the statutes is amended to  
20 read:

21 121.91 (2m) (e) 1. Divide the sum of the amount of state aid received in the  
22 previous school year and property taxes levied for the previous school year, excluding  
23 property taxes levied for the purpose of s. 120.13 (19) and excluding funds described

✓

1 under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous  
2 school years.”

3 ✓ \*b0688/3.5\* **1314.** Page 1170, line 12: after that line insert:

4 \*b0688/3.5\* “SECTION 2798f. 121.91 (4) (i) of the statutes is created to read:  
5 121.91 (4) (i) The limit otherwise applicable to a school district under sub. (2m)  
6 in any school year is increased by an amount equal to the amount of property taxes  
7 levied for the purpose of s. 120.13 (19) for that school year.” ✓

8 ✓ \*b0054/1.10\* **1315.** Page 1171, line 18: delete the material beginning with  
9 that line and ending with page 1172, line 2. ✓

10 ✓ \*b0687/1.1\* **1316.** Page 1172, line 9: delete “30” and substitute “15”. ✓

11 ✓ \*b0687/1.2\* **1317.** Page 1173, line 12: delete the material beginning with  
12 “during” and ending with “year,” on line 13 and substitute “at any given time.” ✓

13 ✓ \*b0687/1.3\* **1318.** Page 1173, line 16: delete the material beginning with  
14 “Each” and ending with “and” on line 20 and substitute “Each recipient shall keep  
15 an invoice or credit memo containing the name of the donor and the number and  
16 value of items received under this paragraph. The value of an item is its cost to the  
17 donor. Each”. ✓

18 ✓ \*b0687/1.4\* **1319.** Page 1174, line 1: delete the material beginning with “or  
19 vinyl” and ending with “year,” on line 2 and substitute “vinyl, or other like material.” ✓

20 ✓ \*b0687/1.5\* **1320.** Page 1174, line 6: delete lines 6 to 13 and substitute:  
21 “125.33 (2) (L) 2. Purchase advertising from a person who does not hold a  
22 license under this chapter and who conducts national or regional sweepstakes,  
23 contests, or promotions on the premises of Class “B” licensees or permittees that sell  
24 the brewer’s or wholesaler’s products. The person may promote an event or activity

1 in connection with a sweepstakes, contest, or promotion, including promoting the  
2 location of the event or activity, if the Class “B” licensee or permittee on whose  
3 premises the event or activity will occur does not receive money for hosting the event  
4 or activity and, except as provided in subd. 4., if the advertising for the event or  
5 activity identifies at least 4 unaffiliated Class “B” licensees or permittees.” ✓

6 ✓\*b0687/1.6\* **1321.** Page 1174, line 15: delete lines 15 to 19 and substitute:

7 “125.33 (2) (L) 3. Conduct national or regional sweepstakes, contests, or  
8 promotions on the premises of Class “B” licensees or permittees that sell the brewer’s  
9 or wholesaler’s products. The brewer or wholesaler may promote an event or activity  
10 in connection with a sweepstakes, contest, or promotion, including promoting the  
11 location of the event or activity, if the Class “B” licensee or permittee on whose  
12 premises the event or activity will occur does not receive money for hosting the event  
13 or activity and, except as provided in subd. 4., if the advertising for the event or  
14 activity identifies at least 4 unaffiliated Class “B” licensees or permittees.” ✓

15 ✓\*b0687/1.7\* **1322.** Page 1174, line 19: after that line insert:

16 \*b0687/1.7\* “SECTION 2810m. 125.33 (2) (L) 4. of the statutes is created to  
17 read:

18 125.33 (2) (L) 4. A brewer that manufactures less than 30,000 barrels of  
19 fermented malt beverages annually may purchase advertising under subd. 2, and  
20 may promote sweepstakes, contests, or promotions through advertising under subd.  
21 3., if the advertising identifies at least one Class “B” licensee or permittee.” ✓

22 ✓\*b0687/1.8\* **1323.** Page 1174, line 25: delete “12” and substitute “8”. ✓

23 ✓\*b0687/1.9\* **1324.** Page 1175, line 6: after that line insert:

24 \*b0687/1.9\* “SECTION 2812m. 125.33 (7m) of the statutes is created to read:

1           125.33 **(7m)** CONDITIONAL PURCHASES. No Class “A” or Class “B” licensee may  
2 condition the purchase of fermented malt beverages from a brewer or wholesaler  
3 upon the furnishing by the brewer or wholesaler of any thing of value, other than the  
4 products purchased, to the licensee or to any person for the use, benefit, or relief of  
5 the licensee.

6           **\*b0687/1.9\* SECTION 2812s.** 125.35 of the statutes is created to read:

7           **125.35 Fermented malt beverage dealerships.** (1) DEFINITIONS. In this  
8 section, unless otherwise qualified:

9           (a) “Dealer” has the meaning given in s. 135.02 (2).

10          (b) “Dealership” has the meaning given in s. 135.02 (3).

11          (c) “Grantor” has the meaning given in s. 135.02 (5).

12          (d) “Person” has the meaning given in s. 135.02 (6).

13          **(2) COMPENSATION OF PRIOR DEALER.** Notwithstanding s. 135.03, and except as  
14 provided in sub. (3), any person who assumes, in whole or in part, a dealership  
15 described in s. 135.02 (3) (c) following the grantor’s termination, cancellation, or  
16 nonrenewal in whole or in part of a prior dealership agreement shall compensate the  
17 prior dealer for the fair market value of that portion of the dealership assumed unless  
18 the grantor terminated, canceled, or failed to renew for any of the following reasons:

19          (a) The prior dealer engaged in material fraudulent conduct or made material  
20 and substantial misrepresentations in its dealings with the grantor or with others  
21 related to the dealership.

22          (b) The prior dealer was convicted of, or pleaded no contest to, a felony crime  
23 substantially related to the dealer’s ability to operate the dealership.

24          (c) The prior dealer knowingly distributed dealership products outside the  
25 territory authorized by the grantor.

1           **(3) TERMINATION BY PRIOR DEALER.** A prior dealer is not entitled to compensation  
2 under sub. (2) if, before any termination, cancellation, or nonrenewal by the grantor  
3 or assumption by another dealer of any dealership specified in sub. (2), the prior  
4 dealer terminated business relations with the grantor by means of any of the  
5 following:

6           (a) Death, retirement, or dissolution of the prior dealer.

7           (b) Failure of the prior dealer to engage in the operation of the dealership  
8 business, including sale of the dealership business.

9           (c) Failure of the prior dealer to order goods from the grantor within the  
10 previous 30 days.

11           **(4) BINDING ARBITRATION.** The grantor shall advise the person assuming the  
12 dealership of the person's obligations under sub. (2) prior to the person's assumption  
13 of the dealership. If the person assuming a dealership under sub. (2) and the prior  
14 dealer agree in writing to the fair market value of that portion of the dealership  
15 assumed, the person assuming the dealership shall pay the agreed upon sum to the  
16 prior dealer within 30 days of the date on which the parties reached the agreement.  
17 If no written agreement for compensation of the prior dealer is reached within 30  
18 days after the grantor's termination, cancellation, or nonrenewal of the prior  
19 dealership agreement, the prior dealer may submit the dispute for binding  
20 arbitration, subject to ch. 788, through a nationally recognized arbitration  
21 association. Unless the parties agree otherwise, the arbitration shall be conducted  
22 on an expedited basis to the extent an expedited proceeding is reasonably available  
23 through the arbitration association, and each party shall pay an equal share of the  
24 cost of the arbitration." ✓

1 ✓ **\*b0087/1.13\* 1325.** Page 1175, line 7: delete the material beginning with  
2 that line and ending with page 1310, line 10.

3 ✓ **\*b0427/2.1\* 1326.** Page 1310, line 10: after that line insert:

4 **\*b0427/2.1\* "SECTION 2814g.** 134.66 (3) (title) of the statutes is repealed and  
5 recreated to read:

6 134.66 (3) (title) DEFENSES.

7 **\*b0427/2.1\* SECTION 2814i.** 134.66 (3) (intro.) of the statutes is renumbered  
8 134.66 (3) (a) (intro.).

9 **\*b0427/2.1\* SECTION 2814L.** 134.66 (3) (br) of the statutes is created to read:

10 134.66 (3) (br) Proof by a retailer that the act for which the retailer is being  
11 prosecuted under sub. (2) (a) was committed by his or her agent or employee and that  
12 the retailer provided training on the prohibitions under sub. (2) (a) to that agent or  
13 employee is a defense to any prosecution for a violation of sub. (2) (a). The defense  
14 is not available to a retailer who knowingly permits his or her agent or employee to  
15 sell or provide for nominal or no consideration cigarettes or tobacco products to  
16 individuals under the age of 18.”

17 ✓ **\*b0085/1.1\* 1327.** Page 1310, line 11: delete the material beginning with  
18 that line and ending with page 1311, line 11.

19 ✓ **\*b0082/1.3\* 1328.** Page 1311, line 12: delete the material beginning with  
20 that line and ending with page 1312, line 16.

21 ✓ **\*b0687/1.10\* 1329.** Page 1312, line 23: delete the material beginning with  
22 that line and ending with page 1314, line 2.

23 **\*b0096/1.2\* 1330.** Page 1314, line 3: delete the material beginning with that  
24 line and ending with page 1328, line 24.

1 ✓ \*b0667/1.1\* **1331.** Page 1328, line 24: after that line insert:

2 \*b0667/1.1\* “SECTION 2830g. 137.01 (1) (a) of the statutes is amended to read:

3 137.01 (1) (a) The governor shall appoint notaries public who shall be  
4 ~~Wisconsin~~ United States residents and at least 18 years of age. Applicants who are  
5 not attorneys shall file an application with the secretary of state and pay a \$20 fee.

6 \*b0667/1.1\* SECTION 2830j. 137.01 (1) (d) of the statutes is amended to read:

7 137.01 (1) (d) Qualified applicants shall be notified by the secretary of state to  
8 take and file the official oath and execute and file an official bond in the sum of \$500,  
9 with a surety to be approved by the clerk of the circuit court for his or her county, or,  
10 if executed by a surety company, and approved by the secretary of state.

11 \*b0667/1.1\* SECTION 2830m. 137.01 (2) (a) of the statutes is amended to read:

12 137.01 (2) (a) ~~Any Wisconsin~~ Except as provided in par. (am), any United States  
13 resident who is licensed to practice law in this state is entitled to a permanent  
14 commission as a notary public upon application to the secretary of state and payment  
15 of a \$50 fee. The application shall include a certificate of good standing from the  
16 supreme court, the signature and post-office address of the applicant and an  
17 impression of the applicant’s official seal, or imprint of the applicant’s official rubber  
18 stamp.

19 \*b0667/1.1\* SECTION 2830p. 137.01 (2) (am) of the statutes is created to read:

20 137.01 (2) (am) If a United States resident has his or her license to practice law  
21 in this state suspended or revoked, upon reinstatement of his or her license to  
22 practice law in this state, the person may be entitled to receive a certificate of  
23 appointment as a notary public for a term of 4 years. An eligible notary appointed  
24 under this paragraph is entitled to reappointment for 4-year increments. At least



1 30 days before the expiration of a commission under this paragraph the secretary of  
2 state shall mail notice of the expiration date to the holder of the commission.

3 \*b0667/1.1\* SECTION 2830r. 137.01 (2) (b) of the statutes is amended to read:

4 137.01 (2) (b) The secretary of state shall issue a certificate of appointment as  
5 a notary public to persons who qualify under the requirements of this subsection.  
6 ~~Such~~ The certificate shall state that the notary commission is permanent or is for 4  
7 years.

8 \*b0667/1.2\* SECTION 2833g. 137.01 (6) (b) of the statutes is repealed.

9 \*b0667/1.2\* SECTION 2833j. 137.01 (6m) of the statutes is amended to read:

10 137.01 (6m) CHANGE OF RESIDENCE. A notary public shall does not vacate his  
11 or her office by reason of his or her change of residence within the ~~state~~ United States.  
12 Written notice of any change of address shall be given to the secretary of state within  
13 5 10 days of ~~such~~ the change.

14 \*b0667/1.2\* SECTION 2833m. 137.01 (7) of the statutes is amended to read:

15 137.01 (7) OFFICIAL RECORDS TO BE FILED. When any notary public ceases to hold  
16 office the notary public, or in case of the notary public's death the notary public's  
17 executor or administrator, shall deposit the notary public's official records and  
18 papers in the office of the ~~clerk of the circuit court of the county of the notary public's~~  
19 ~~residence~~ secretary of state. If any such notary or any executor or administrator,  
20 after such records and papers come to his or her hands, neglects for 3 months to  
21 deposit them, he or she shall forfeit not less than \$50 nor more than \$500. If any  
22 person knowingly destroys, defaces or conceals any records or papers of any notary  
23 public, the person shall forfeit not less than \$50 nor more than \$500, and shall be  
24 liable to the party injured for all damages thereby sustained. ~~The clerks of the circuit~~

1 courts secretary of state shall receive and safely keep all such papers and records in  
2 their office.”

3 ✓ \*b0693/1.1\* **1332.** Page 1329, line 3: after that line insert:

4 \*b0693/1.1\* “SECTION 2842m. 139.31 (1) (a) of the statutes is amended to read:

5 139.31 (1) (a) On cigarettes weighing not more than 3 pounds per thousand,  
6 ~~29.5~~ 34 mills on each cigarette.

7 ✓ \*b0693/1.1\* SECTION 2842n. 139.31 (1) (b) of the statutes is amended to read:

8 139.31 (1) (b) On cigarettes weighing more than 3 pounds per thousand, ~~59~~ 68  
9 mills on each cigarette.”

10 ✓ \*b0692/2.1\* **1333.** Page 1329, line 5: delete lines 5 and 6 and substitute:

11 “139.31 (4) No person may sell or distribute in this state, acquire, store,  
12 possess, or transport for sale or distribution in this state, import or cause to be  
13 imported into this state for sale or distribution in this state, or affix stamps as  
14 described under s. 139.32 to, any of the following:” ✓

15 ✓ \*b0692/2.2\* **1334.** Page 1329, line 11: delete lines 11 to 17 and substitute:

16 “(b) A cigarette package that does not comply with 15 USC 1333 and 15 USC  
17 1335 or other federal law.

18 (c) A cigarette package that has been altered as described in sub. (5).

19 (d) Any cigarettes that are imported into the United States in violation of  
20 federal law.” ✓

21 ✓ \*b0692/2.3\* **1335.** Page 1329, line 23: delete “is specified in or that conforms”  
22 and substitute “is not specified in or that does not conform” ✓

23 ✓ \*b0692/2.4\* **1336.** Page 1330, line 3: delete lines 3 to 8 and substitute:

24 \*b0692/2.4\* “SECTION 2845m. 139.31 (6) of the statutes is created to read:

1           139.31 (6) Subsections (4) and (5) do not apply to cigarettes that may be brought  
2 into the United States for personal use and cigarettes that are sold or intended for  
3 sale by a duty-free enterprise, as provided under 19 USC 1555, not including  
4 cigarettes that are brought into a customs territory, as defined under 19 USC 1555  
5 (2) (b) (C), for resale within the customs territory.” ✓

6 ✓ \*b0692/2.5\* **1337.** Page 1330, line 14: delete lines 14 to 23 and substitute:

7           \*b0692/2.5\* “SECTION 2847m. 139.39 (4m) of the statutes is created to read:  
8           139.39 (4m) Any person who sells, distributes, or manufactures cigarettes and  
9 who sustains direct economic or commercial injury as the result of a violation of this  
10 chapter may bring an action for injunctive relief. ✓

11           \*b0692/2.5\* SECTION 2847n. 139.40 (1) of the statutes is amended to read:

12           139.40 (1) All cigarettes acquired, owned, imported, possessed, kept, stored,  
13 made, sold, distributed or transported in violation of this chapter, and all personal  
14 property used in connection therewith is unlawful property and subject to seizure by  
15 the secretary or any peace officer. All cigarettes seized for violating s. 139.31 (4) or  
16 (5) shall be destroyed.” ✓

17 ✓ \*b0404/1.3\* **1338.** Page 1330, line 23: after that line insert:

18           \*b0404/1.3\* “SECTION 2848r. 146.185 (3) of the statutes is amended to read:

19           146.185 (3) From the appropriation under s. 20.435 (5) ~~(fn)~~ (kb), the  
20 department shall in each fiscal year award up to \$200,000 in grants for activities to  
21 improve the health status of economically disadvantaged minority group members.  
22 A person may apply, in the manner specified by the department, for a grant of up to  
23 \$50,000 in each fiscal year to conduct these activities. ~~A grant awarded~~ An awardee  
24 of a grant under this subsection may not exceed 50% of the cost of the activities. ~~An~~

1 applicant's required contribution for a grant shall provide, for at least 50% of the  
2 grant amount, matching funds that may consist of funding or an in-kind  
3 contribution. An applicant that is not a federally qualified health center, as defined  
4 under 42 CFR 405.2401 (b) shall receive priority for grants awarded under this  
5 subsection. ✓

6 \*b0404/1.3\* SECTION 2848s. 146.185 (4) of the statutes is amended to read:

7 146.185 (4) From the appropriation under s. 20.435 (5) ~~(fh)~~ (kb), the  
8 department shall award a grant of up to \$100,000 \$50,000 in each fiscal year to a  
9 private nonprofit corporation that applies, in the manner specified by the  
10 department, to conduct a public information campaign on minority health.” ✓

11 ✓ \*b0694/1.1\* **1339.** Page 1330, line 23: after that line insert:

12 \*b0694/1.1\* “SECTION 2848m. 139.76 (1) of the statutes is amended to read:

13 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,  
14 possession with intent to sell or removal for consumption or sale or other disposition  
15 for any purpose of tobacco products by any person engaged as a distributor of them  
16 at the rate of ~~20%~~ 30% of the manufacturer's established list price to distributors  
17 without diminution by volume or other discounts on domestic products. On products  
18 imported from another country the rate of tax is ~~20%~~ 30% of the amount obtained by  
19 adding the manufacturer's list price to the federal tax, duties and transportation  
20 costs to the United States. The tax attaches at the time the tobacco products are  
21 received by the distributor in this state. The tax shall be passed on to the ultimate  
22 consumer of the tobacco products. All tobacco products received in this state for sale  
23 or distribution within this state, except tobacco products actually sold as provided  
24 in sub. (2), shall be subject to such tax. ✓

1           **\*b0694/1.1\* SECTION 2848n.** 139.78 (1) of the statutes is amended to read:

2           139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco  
3 products in this state at the rate of ~~20%~~ 30% of the cost of the tobacco products. The  
4 tax does not apply if the tax imposed by s. 139.76 (1) on the tobacco products has been  
5 paid or if the tobacco products are exempt from the tobacco products tax under s.  
6 139.76 (2)."/> ✓

7           ✓**\*b0056/1.4\* 1340.** Page 1330, line 24: delete that line. ✓

8           ✓**\*b0393/1.1\* 1341.** Page 1331, line 5: after that line insert:

9           **\*b0393/1.1\* "SECTION 2850x.** 149.25 of the statutes is created to read:

10           **149.25 Case management pilot program. (1) DEFINITIONS.** In this section:

11           (a) "Chronic disease" means any disease, illness, impairment, or other physical  
12 condition that requires health care and treatment over a prolonged period and,  
13 although amenable to treatment, is irreversible and frequently progresses to  
14 increasing disability or death.

15           (b) "Health professional shortage area" means an area that is designated by the  
16 federal department of health and human services under 42 CFR part 5, appendix A,  
17 as having a shortage of medical care professionals.

18           **(2) PROGRAM AND ELIGIBILITY REQUIREMENTS.** (a) The department shall conduct  
19 a 3-year pilot program, beginning on July 1, 2002, under which eligible persons who  
20 qualify under par. (b) are provided community-based case management services.

21           (b) To be eligible to participate in the pilot program, an eligible person must  
22 satisfy any of the following criteria:

23           1. Be diagnosed as having a chronic disease.

24           2. Be taking 2 or more prescribed medications on a regular basis.

1           3. Within 6 months of applying for the pilot program, have been treated 2 or  
2 more times at a hospital emergency room or have been admitted 2 or more times to  
3 a hospital as an inpatient.

4           (c) 1. Participation in the pilot program shall be voluntary and limited to no  
5 more than 300 eligible persons. The department shall ensure that all eligible  
6 persons are advised in a timely manner of the opportunity to participate in the pilot  
7 program and of how to apply for participation.

8           2. If more than 300 eligible persons apply to participate, the department shall  
9 select pilot program participants from among those who qualify under par. (b)  
10 according to standards determined by the department, except that the department  
11 shall give preference to eligible persons who reside in medically underserved areas  
12 or health professional shortage areas.

13           **(3) PROVIDER ORGANIZATION AND SERVICES REQUIREMENTS.** (a) The department  
14 shall select and contract with an organization to provide the community-based case  
15 management services under the pilot program. To be eligible to provide the services,  
16 an organization must satisfy all of the following criteria:

17           1. Be a private, nonprofit, integrated health care system that provides access  
18 to health care in a medically underserved area of the state or in a health professional  
19 shortage area.

20           2. Operate an existing community-based case management program with  
21 demonstrated successful client and program outcomes.

22           3. Demonstrate an ability to assemble and coordinate an interdisciplinary  
23 team of health care professionals, including physicians, nurses, and pharmacists, for  
24 assessment of a program participant's treatment plan.

1 (b) The community-based case management services under the pilot program  
2 shall be provided by a team, consisting of a nurse case manager, a pharmacist, and  
3 a social worker, working in collaboration with the eligible person's primary care  
4 physician or other provider. Services to be provided include all of the following:

- 5 1. An initial intake assessment.
- 6 2. Development of a treatment plan based on best practices.
- 7 3. Coordination of health care services.
- 8 4. Patient education.
- 9 5. Family support.
- 10 6. Monitoring and reporting of patient outcomes and costs.

11 (c) The department shall pay contract costs from the appropriation under s.  
12 20.435 (4) (u).

13 (4) EVALUATION STUDY. The department shall conduct a study that evaluates the  
14 pilot program in terms of health care outcomes and cost avoidance. In the study, the  
15 department shall measure and compare, for pilot program participants and similarly  
16 situated eligible persons not participating in the pilot program, plan costs and  
17 utilization of services, including inpatient hospital days, rates of hospital  
18 readmission within 30 days for the same diagnosis, and prescription drug utilization.  
19 The department shall submit a report on the results of the study, including the  
20 department's conclusions and recommendations, to the legislature under s. 13.172  
21 (2) and to the governor.”

22 ✓ \*b0394/1.1\* **1342.** Page 1331, line 5: after that line insert:

23 \*b0394/1.1\* “SECTION 2850c. 149.115 of the statutes is amended to read: ✓

1           **149.115 Rules relating to creditable coverage.** The commissioner, in  
2 consultation with the department, shall promulgate rules that specify how  
3 creditable coverage is to be aggregated for purposes of ~~ss. s. 149.10 (2t) (a) and 149.14~~  
4 ~~(6) (b) 1. a.~~ and that determine the creditable coverage to which ~~ss. s. 149.10 (2t) (b)~~  
5 ~~and (d) and 149.14 (6) (b) 1. b. and d. apply~~ applies. The rules shall comply with  
6 section 2701 (c) of P.L. 104–191. ✓

7           **\*b0394/1.1\* SECTION 2850d.** 149.13 (4) of the statutes is created to read:

8           149.13 (4) Notwithstanding subs. (1) to (3), the department, with the  
9 agreement of the commissioner, may perform various administrative functions  
10 related to the assessment of insurers participating in the cost of administering the  
11 plan. ✓

12           **\*b0394/1.1\* SECTION 2850e.** 149.14 (3) (nm) of the statutes is created to read:

13           149.14 (3) (nm) Hospice care provided by a hospice licensed under subch. IV  
14 of ch. 50. ✓

15           **\*b0394/1.1\* SECTION 2850j.** 149.14 (6) (b) 1. of the statutes is repealed. ✓

16           **\*b0394/1.1\* SECTION 2850k.** 149.14 (6) (b) 2. of the statutes is renumbered  
17 149.14 (6) (b) and amended to read:

18           149.14 (6) (b) An eligible individual who obtains coverage under the plan ~~on~~  
19 ~~or after June 17, 1998,~~ may not be subject to any preexisting condition exclusion  
20 under the plan. ~~An eligible individual who is covered under the plan on June 17,~~  
21 ~~1998, may not be subject to any preexisting condition exclusion on or after June 17,~~  
22 1998.

23           **\*b0394/1.1\* SECTION 2850Lj.** 149.143 (2m) (b) 3. of the statutes is created to  
24 read: ✓



1           149.143 (2m) (b) 3. For distribution to eligible persons, notwithstanding any  
2 requirements in this chapter related to setting premium amounts. The department,  
3 with the approval of the board and the concurrence of the plan actuary, shall  
4 determine the policies, eligibility criteria, methodology, and other factors to be used  
5 in making any distribution under this subdivision.

6           **\*b0394/1.1\* SECTION 2850m.** 149.146 (1) (b) 1. of the statutes is repealed. ✓

7           **\*b0394/1.1\* SECTION 2850p.** 149.146 (1) (b) 2. of the statutes is renumbered  
8 149.146 (1) (b). ✓

9           **\*b0394/1.1\* SECTION 2850w.** 149.15 (1) of the statutes is amended to read:

10           149.15 (1) The plan shall have a board of governors consisting of  
11 representatives of 2 participating insurers ~~which that~~ are nonprofit corporations,  
12 representatives of 2 other participating insurers, 3 health care provider  
13 representatives, including one representative of the State Medical Society of  
14 Wisconsin, one representative of the Wisconsin Health and Hospital Association and  
15 one representative of an integrated multidisciplinary health system, and ~~3~~ 4 public  
16 members, including one representative of small businesses in the state, appointed  
17 by the secretary for staggered 3-year terms. In addition, the commissioner, or a  
18 designated representative from the office of the commissioner, and the secretary, or  
19 a designated representative from the department, shall be members of the board.  
20 The public members shall not be professionally affiliated with the practice of  
21 medicine, a hospital, or an insurer. At least ~~2~~ one of the public members shall be  
22 ~~individuals reasonably expected to qualify for an individual who has~~ coverage under  
23 the plan ~~or the parent or spouse of such an individual~~. The secretary or the  
24 secretary's representative shall be the chairperson of the board. Board members,  
25 except the commissioner or the commissioner's representative and the secretary or

1 the secretary's representative, shall be compensated at the rate of \$50 per diem plus  
2 actual and necessary expenses.” ✓

3 ✓ **\*b0395/2.1\* 1343.** Page 1331, line 5: after that line insert:

4 **\*b0395/2.1\* SECTION 2850f.** 149.14 (5) (title) of the statutes is amended to  
5 read:

6 149.14 (5) (title) DEDUCTIBLES, COPAYMENTS AND COINSURANCE, AND  
7 OUT-OF-POCKET LIMITS. ✓

8 **\*b0395/2.1\* SECTION 2850g.** 149.14 (5) (b) of the statutes is amended to read:

9 149.14 (5) (b) Except as provided in ~~par.~~ pars. (c) and (e), if the covered costs  
10 incurred by the eligible person exceed the deductible for major medical expense  
11 coverage in a calendar year, the plan shall pay at least 80% of any additional covered  
12 costs incurred by the person during the calendar year.

13 **\*b0395/2.1\* SECTION 2850h.** 149.14 (5) (c) of the statutes is amended to read:

14 149.14 (5) (c) If Except as provided in par. (e), if the aggregate of the covered  
15 costs not paid by the plan under par. (b) and the deductible exceeds \$500 for an  
16 eligible person receiving medicare, \$2,000 for any other eligible person during a  
17 calendar year or \$4,000 for all eligible persons in a family, the plan shall pay 100%  
18 of all covered costs incurred by the eligible person during the calendar year after the  
19 payment ceilings under this paragraph are exceeded. ✓

20 **\*b0395/2.1\* SECTION 2850i.** 149.14 (5) (e) of the statutes is amended to read:

21 149.14 (5) (e) Subject to sub. (8) (b), the department may, by rule under s. 149.17  
22 (4), establish ~~copayments~~ for prescription drug coverage under sub. (3) (d) copayment  
23 amounts, coinsurance rates, and copayment and coinsurance out-of-pocket limits  
24 over which the plan will pay 100% of covered costs under sub. (3) (d). Any copayment

1 ~~amounts or rates amount, coinsurance rate, or out-of-pocket limit~~ established are  
2 under this paragraph is subject to the approval of the board. Copayments and  
3 coinsurance paid by an eligible person under this paragraph shall are separate from  
4 and do not count toward the deductible and covered costs not paid by the plan under  
5 pars. (a) to (c).

6 **\*b0395/2.1\* SECTION 2850Lc.** 149.142 (1) (b) of the statutes is amended to  
7 read:

8 149.142 (1) (b) The payment rate for a prescription drug shall be the allowable  
9 charge paid under s. 49.46 (2) (b) 6. h. for the prescription drug. Notwithstanding  
10 s. 149.17 (4), the department may not reduce the payment rate for prescription drugs  
11 below the rate specified in this paragraph, and the rate may not be adjusted under  
12 s. 149.143 or 149.144.

13 **\*b0395/2.1\* SECTION 2850Ld.** 149.142 (2) of the statutes is amended to read:

14 149.142 (2) The Except as provided in sub. (1) (b), the rates established under  
15 this section are subject to adjustment under ss. 149.143 and 149.144.

16 **\*b0395/2.1\* SECTION 2850Le.** 149.143 (1) (b) 1. d. of the statutes is amended  
17 to read:

18 149.143 (1) (b) 1. d. Fourth, notwithstanding subd. 2., by increasing insurer  
19 assessments, excluding assessments under s. 149.144, and adjusting provider  
20 payment rates, subject to s. 149.142 (1) (b) and excluding adjustments to those rates  
21 under s. 149.144, in equal proportions and to the extent that the amounts under  
22 subd. 1. a. to c. are insufficient to pay 60% of plan costs.

23 **\*b0395/2.1\* SECTION 2850Lf.** 149.143 (1) (b) 2. b. of the statutes is amended  
24 to read:

1           149.143 (1) (b) 2. b. Fifty percent from adjustments to provider payment rates,  
2           subject to s. 149.142 (1) (b) and excluding adjustments to those rates under s.  
3           149.144.

4           **\*b0395/2.1\* SECTION 2850Lg.** 149.143 (2) (a) 4. of the statutes is amended to  
5           read:

6           149.143 (2) (a) 4. By the same rule as under subd. 3. adjust the provider  
7           payment rate for the new plan year, subject to s. 149.142 (1) (b), by estimating and  
8           setting the rate at the level necessary to equal the amounts specified in sub. (1) (b)  
9           1. d. and 2. b. and as provided in s. 149.145.

10          **\*b0395/2.1\* SECTION 2850Lh.** 149.143 (3) (a) of the statutes is amended to  
11          read:

12          149.143 (3) (a) If, during a plan year, the department determines that the  
13          amounts estimated to be received as a result of the rates and amount set under sub.  
14          (2) (a) 2. to 4. and any adjustments in insurer assessments and the provider payment  
15          rate under s. 149.144 will not be sufficient to cover plan costs, the department may  
16          by rule increase the premium rates set under sub. (2) (a) 2. for the remainder of the  
17          plan year, subject to s. 149.146 (2) (b) and the maximum specified in sub. (2) (a) 2.,  
18          by rule increase the assessments set under sub. (2) (a) 3. for the remainder of the plan  
19          year, subject to sub. (1) (b) 2. a., and by the same rule under which assessments are  
20          increased adjust the provider payment rate set under sub. (2) (a) 4. for the remainder  
21          of the plan year, subject to sub. (1) (b) 2. b. and s. 149.142 (1) (b).

22          **\*b0395/2.1\* SECTION 2850Li.** 149.143 (3) (b) of the statutes is amended to  
23          read:

24          149.143 (3) (b) If the department increases premium rates and insurer  
25          assessments and adjusts the provider payment rate under par. (a) and determines

1 that there will still be a deficit and that premium rates have been increased to the  
2 maximum extent allowable under par. (a), the department may further adjust, in  
3 equal proportions, assessments set under sub. (2) (a) 3. and the provider payment  
4 rate set under sub. (2) (a) 4., without regard to sub. (1) (b) 2. but subject to s. 149.142  
5 (1) (b).

6 \*b0395/2.1\* SECTION 2850Lj. 149.143 (5) (a) of the statutes is amended to  
7 read:

8 149.143 (5) (a) Annually, no later than April 30, the department shall perform  
9 a reconciliation with respect to plan costs, premiums, insurer assessments, and  
10 provider payment rate adjustments based on data from the previous calendar year.  
11 On the basis of the reconciliation, the department shall make any necessary  
12 adjustments in premiums, insurer assessments, or provider payment rates, subject  
13 to s. 149.142 (1) (b), for the fiscal year beginning on the first July 1 after the  
14 reconciliation, as provided in sub. (2) (b).

15 \*b0395/2.1\* SECTION 2850Lk. 149.143 (5) (b) of the statutes is amended to  
16 read:

17 149.143 (5) (b) Except as provided in sub. (3) and s. 149.144, the department  
18 shall adjust the provider payment rates to meet the providers' specified portion of the  
19 plan costs no more than once annually, subject to s. 149.142 (1) (b). The department  
20 may not determine the adjustment on an individual provider basis or on the basis  
21 of provider type, but shall determine the adjustment for all providers in the  
22 aggregate, subject to s. 149.142 (1) (b).

23 \*b0395/2.1\* SECTION 2850Lm. 149.144 of the statutes is amended to read:

24 **149.144 Adjustments to insurer assessments and provider payment**  
25 **rates for premium and deductible reductions.** If the moneys transferred to the

1 fund under the appropriation under s. 20.435 (4) (ah) are insufficient to reimburse  
2 the plan for premium reductions under s. 149.165 and deductible reductions under  
3 s. 149.14 (5) (a), or the department determines that the moneys transferred or to be  
4 transferred to the fund under the appropriation under s. 20.435 (4) (ah) will be  
5 insufficient to reimburse the plan for premium reductions under s. 149.165 and  
6 deductible reductions under s. 149.14 (5) (a), the department may, by rule, adjust in  
7 equal proportions the amount of the assessment set under s. 149.143 (2) (a) 3. and  
8 the provider payment rate set under s. 149.143 (2) (a) 4., subject to s. ss. 149.142 (1)  
9 (b) and 149.143 (1) (b) 1., sufficient to reimburse the plan for premium reductions  
10 under s. 149.165 and deductible reductions under s. 149.14 (5) (a). If the department  
11 makes the adjustment under this section, the department shall notify the  
12 commissioner so that the commissioner may levy any increase in insurer  
13 assessments.

14 \*b0395/2.1\* SECTION 2850Ln. 149.145 of the statutes is amended to read:

15 **149.145 Program budget.** The department, in consultation with the board,  
16 shall establish a program budget for each plan year. The program budget shall be  
17 based on the provider payment rates specified in s. 149.142 and in the most recent  
18 provider contracts that are in effect and on the funding sources specified in s. 149.143  
19 (1), including the methodologies specified in ss. 149.143, 149.144, and 149.146 for  
20 determining premium rates, insurer assessments, and provider payment rates.  
21 Except as otherwise provided in s. 149.143 (3) (a) and (b) and subject to s. 149.142  
22 (1) (b), from the program budget the department shall derive the actual provider  
23 payment rate for a plan year that reflects the providers' proportional share of the  
24 plan costs, consistent with ss. 149.143 and 149.144. The department may not

1 implement a program budget established under this section unless it is approved by  
2 the board.

3 **\*b0395/2.1\* SECTION 2850q.** 149.146 (2) (am) 2. of the statutes is amended to  
4 read:

5 149.146 (2) (am) 2. Except as provided in ~~subd. subds. 3. and 5.~~, if the covered  
6 costs incurred by the eligible person exceed the deductible for major medical expense  
7 coverage in a calendar year, the plan shall pay at least 80% of any additional covered  
8 costs incurred by the person during the calendar year.

9 **\*b0395/2.1\* SECTION 2850r.** 149.146 (2) (am) 3. of the statutes is amended to  
10 read:

11 149.146 (2) (am) 3. If Except as provided in subd. 5., if the aggregate of the  
12 covered costs not paid by the plan under subd. 2. and the deductible exceeds \$3,500  
13 for any eligible person during a calendar year or \$7,000 for all eligible persons in a  
14 family, the plan shall pay 100% of all covered costs incurred by the eligible person  
15 during the calendar year after the payment ceilings under this subdivision are  
16 exceeded.

17 **\*b0395/2.1\* SECTION 2850s.** 149.146 (2) (am) 5. of the statutes is created to  
18 read:

19 149.146 (2) (am) 5. Subject to s. 149.14 (8) (b), the department may, by rule  
20 under s. 149.17 (4), establish for prescription drug coverage under this section  
21 copayment amounts, coinsurance rates, and copayment and coinsurance  
22 out-of-pocket limits over which the plan will pay 100% of covered costs for  
23 prescription drugs. Any copayment amount, coinsurance rate, or out-of-pocket  
24 limit established under this subdivision is subject to the approval of the board.  
25 Copayments and coinsurance paid by an eligible person under this subdivision are

1 separate from and do not count toward the deductible and covered costs not paid by  
2 the plan under subds. 1. to 3.”.

3 ✓ **\*b0605/2.1\* 1344.** Page 1331, line 5: after that line insert:

4 **\*b0605/2.1\* “SECTION 2850t.** 150.345 of the statutes is created to read:

5 **150.345 Nursing home bed transfers. (1)** Notwithstanding ss. 150.33 and  
6 150.34, a nursing home may transfer a licensed bed to another nursing home, if all  
7 of the following apply:

8 (a) The receiving nursing home is within the same area for allocation of nursing  
9 home beds, as determined by the department, as is the transferring nursing home,  
10 or is in a county adjoining that area.

11 (b) The transferring nursing home and the receiving nursing home are owned  
12 by corporations that are owned by the same person.

13 (c) The transferring and receiving nursing homes notify the department of the  
14 proposed transfer within 30 days before the transfer occurs.

15 (d) The department reviews and approves the transfer.

16 **(2)** Upon receiving the notification specified in sub. (1) (c), the department shall  
17 adjust the allocation of licensed beds under s. 150.31 for each nursing home in  
18 accordance with the transfer that was made.”.

19 ✓ **\*b0608/1.2\* 1345.** Page 1331, line 5: after that line insert:

20 **\*b0608/1.2\* “SECTION 2850d.** 146.65 of the statutes is created to read:

21 **146.65 Rural health dental clinic.** From the appropriation under s. 20.435  
22 (5) (dm), the department shall distribute funds to the rural health dental clinic  
23 located in Ladysmith that provides dental services to persons in the counties of Rusk,  
24 Price, Taylor, Sawyer, and Chippewa who are developmentally disabled or elderly or



1 who have low income. The department shall also seek federal funding to support the  
2 operations of the rural health dental clinic.” ✓

3 ✓ \*b0103/1.1\* **1346.** Page 1331, line 6: delete lines 6 and 7. ✓

4 ✓ \*b0266/1.1\* **1347.** Page 1331, line 7: after that line insert:

5 \*b0266/1.1\* \*SECTION 2852g. 157.10 of the statutes is renumbered 157.10 (1)  
6 (a) and amended to read:

7 157.10 (1) (a) ~~While~~ Except as provided in par. (b), while any person is buried  
8 in a cemetery lot, the cemetery lot shall be inalienable, ~~without the consent of~~ unless  
9 the cemetery authority, ~~and on the~~ consents to a conveyance of an interest in the  
10 cemetery lot.

11 (2) Upon the death of the owner of a cemetery lot, ownership of the cemetery  
12 lot shall descend to the owner's heirs; ~~but~~ and any one or more of such heirs may  
13 convey to any other heir his or her interest in the cemetery lot.

14 (3) No human remains may be buried in a cemetery lot except the human  
15 remains of one having an interest in the cemetery lot, or a relative, or the husband  
16 or wife of such person, or his or her relative, except by the consent of all persons  
17 having an interest in the cemetery lot. ✓

18 \*b0266/1.1\* **SECTION 2852h.** 157.10 (1) (b) of the statutes is created to read:

19 157.10 (1) (b) A person having an interest in a cemetery lot may, after providing  
20 written notice to the cemetery authority, convey the interest to his or her spouse,  
21 child, sibling, or parent without the consent of the cemetery authority.

22 \*b0266/1.1\* **SECTION 2852t.** 157.635 (title) of the statutes is amended to read:

23 157.635 (title) **Regulations of religious cemetery affiliated with**  
24 **religious society authorities.** ✓

1           **\*b0266/1.1\* SECTION 2852u.** 157.635 of the statutes is renumbered 157.635  
2 (2) and amended to read:

3           157.635 (2) ~~Nothing~~ Except as provided in sub. (3), nothing in this subchapter  
4 prohibits a religious cemetery authority of ~~a cemetery that is affiliated with a~~  
5 ~~religious society organized under ch. 187~~ from prohibiting the burial of the human  
6 remains of an individual in the cemetery if the individual was in a class of individuals  
7 who are prohibited under regulations adopted by the religious cemetery authority  
8 or affiliated religious society from being buried in the cemetery.

9           **\*b0266/1.1\* SECTION 2852v.** 157.635 (1) of the statutes is created to read:  
10           157.635 (1) In this section:

11           (a) “Affiliated religious society” means a religious society organized under ch.  
12 187 that is affiliated with a religious cemetery authority.

13           (b) “Religious cemetery authority” means a cemetery authority of a cemetery  
14 that is affiliated with a religious society organized under ch. 187.

15           **\*b0266/1.1\* SECTION 2852x.** 157.635 (3) of the statutes is created to read:

16           157.635 (3) If an individual who is not prohibited under regulations adopted  
17 by a religious cemetery authority or affiliated religious society from being buried in  
18 a cemetery conveys his or her interest in a cemetery lot in the cemetery to his or her  
19 spouse, child, sibling, or parent, the religious cemetery authority may not prohibit  
20 the burial of the human remains of the spouse, child, sibling, or parent in the  
21 cemetery.”.

22 ✓ **\*b0457/2.2\* 1348.** Page 1331, line 13: after that line insert:

23           **\*b0457/2.2\* “SECTION 4854m.** 165.10 of the statutes is created to read:

1           **165.10 Civil rights enforcement.** If any person, whether or not acting under  
2 color of law, interferes with the exercise or enjoyment by any individual of a right  
3 secured by the constitution or laws of the United States, or of a right secured by the  
4 constitution or laws of this state, the attorney general may bring an action for  
5 injunction or other appropriate equitable relief to protect the peaceable exercise or  
6 enjoyment of the right secured.”

7           ✓\*b0535/2.8\* **1349.** Page 1331, line 15: delete lines 15 to 17 and substitute:

8           “165.25 (4) (ar) The department of justice shall furnish all legal services  
9 required by the department of agriculture, trade and consumer protection relating”.

10          ✓\*b0087/1.14\* **1350.** Page 1331, line 22: delete the material beginning with  
11 that line and ending with page 1332, line 5.

12          ✓\*b0456/1.2\* **1351.** Page 1332, line 5: after that line insert:

13           \***b0456/1.2\*** “**SECTION 2856d.** 165.25 (10) of the statutes is created to read:

14           165.25 (10) **REPORT ON RESTITUTION.** Semiannually submit a report to the  
15 department of administration and the joint committee on finance regarding money  
16 received by the department of justice under a court order or a settlement agreement  
17 for providing restitution to victims. The report shall specify the amount of  
18 restitution received by the department of justice during the reporting period; the  
19 persons to whom the department of justice paid restitution and the amount that the  
20 department of justice paid to each recipient during the reporting period; and the  
21 department of justice’s methodology for selecting recipients and determining the  
22 amount paid to each recipient.”.

23          ✓\*b0061/2.17\* **1352.** Page 1332, line 6: delete lines 6 to 9.

24          ✓\*b0338/1.3\* **1353.** Page 1332, line 9: after that line insert:

1           **\*b0338/1.3\*** **SECTION 2857t.** 165.755 (1) (b) of the statutes is amended to read:  
2           165.755 (1) (b) A court may not impose the crime laboratories and drug law  
3 enforcement assessment under par. (a) for a violation of s. 101.123 (2) (a), (am) 1., (ar)  
4 ~~er~~, (bm), or (br) or (5) (b) or for a violation of a state law or municipal or county  
5 ordinance involving a nonmoving traffic violation or a safety belt use violation under  
6 s. 347.48 (2m).” ✓

7           ✓ **\*b0627/2.24\*** **1354.** Page 1332, line 15: delete the material beginning with  
8 that line and ending with page 1333, line 14. ✓

9           ✓ **\*b0384/1.6\*** **1355.** Page 1333, line 15: delete lines 15 to 22. ✓

10           ✓ **\*b0201/1.2\*** **1356.** Page 1333, line 23: delete the material beginning with  
11 that line and ending with page 1334, line 3. ✓

12           ✓ **\*b0092/1.1\*** **1357.** Page 1335, line 15: delete the material beginning with  
13 that line and ending with page 1336, line 8. ✓

14           ✓ **\*b0551/3.2\*** **1358.** Page 1339, line 16: after that line insert:

15           **\*b0551/3.2\*** **SECTION 2881b.** 173.40 of the statutes is created to read: ✓

16           **173.40 Pet dealers, pet breeders, kennels, and animal shelters. (1)**  
17 **DEFINITIONS.** In this section:

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

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

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

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

4           2. A facility that is operated for the purpose of providing for and promoting the  
5 welfare, protection, and humane treatment of animals, that is used to shelter at least  
6 25 animals in a year, and that is operated by a humane society, an animal welfare  
7 society, or a nonprofit association.

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

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

15           1. An animal shelter.

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

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

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

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

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

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

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

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

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

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

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

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

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

1           **(5) RULES.** The department may promulgate rules that specify any of the  
2 following:

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

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

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

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

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

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

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

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

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

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

23           (b) 1. Except as provided under par. (a), a person who violates this section or  
24 a rule promulgated under this section may be required to forfeit not more than \$1,000

1 for the first offense and may be required to forfeit not less than \$200 nor more than  
2 \$2000 for the 2nd or any subsequent offense within 5 years.

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

5 \*b0551/3.2\* SECTION 2881c. 174.001 (2m) of the statutes is repealed.

6 \*b0551/3.2\* SECTION 2881d. 174.05 (2) of the statutes is amended to read:

7 174.05 (2) TAX. The minimum dog license tax is \$3 \$4.50 for a neutered male  
8 dog or spayed female dog, upon presentation of evidence that the dog is neutered or  
9 spayed, and \$8 \$10.00 for an unneutered male dog or unspayed female dog, or  
10 one-half of these amounts if the dog became 5 months of age after July 1 of the license  
11 year.

12 \*b0551/3.2\* SECTION 2881e. 174.053 of the statutes is amended to read:

13 174.053 ~~Kennel Multiple dog licenses.~~ (1) ~~KENNEL MULTIPLE DOG LICENSE~~  
14 ~~OPTION.~~ Any person who keeps ~~or operates a kennel more than one dog~~ may, instead  
15 of the license tax for each dog required by this chapter, apply to the collecting official  
16 for a ~~kennel multiple dog~~ license for the keeping ~~or operating of the kennel of the~~  
17 ~~dogs~~. Such person shall pay for the license year a license tax of \$35 \$45.50 for ~~a~~  
18 ~~kennel of 12 or fewer dogs~~ and an additional \$3 \$4.50 for each dog in excess of 12.  
19 Upon payment of the required ~~kennel multiple dog~~ license tax and upon presentation  
20 of evidence that all dogs over 5 months of age are currently immunized against  
21 rabies, the collecting official shall issue the ~~kennel multiple dog~~ license and a number  
22 of tags equal to the number of dogs authorized to be kept ~~in the kennel by the person~~.

23 (2) ~~KENNEL MULTIPLE DOG LICENSE TAGS.~~ ~~Kennel Multiple dog~~ license tags shall  
24 be made in a form so that they may be readily distinguishable from the individual  
25 license tags for the same year. The owner or keeper of ~~a kennel dogs for which a~~



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

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

20 \*b0551/3.2\* SECTION 2881f. 174.06 (6) of the statutes is amended to read:

21 174.06 (6) ~~KENNEL~~ MULTIPLE DOG LICENSE RECORDS. The listing official shall  
22 make in triplicate a list of the names of persons ~~owning and operating kennels~~  
23 holding multiple dog licenses and the number of dogs kept ~~in each~~ by each of those  
24 persons.

25 \*b0551/3.2\* SECTION 2881g. 174.06 (7) of the statutes is amended to read:

1           174.06 (7) LIST DELIVERY. The listing official shall, by September 15, deliver one  
2 copy of the list under sub. (5) or (6) to the county clerk, and one copy to the ~~collecting~~  
3 official to whom license taxes are paid under s. 174.08, and retain one copy for his  
4 or her files.

5           **\*b0551/3.2\* SECTION 2881h.** 174.065 (1) of the statutes is amended to read:

6           174.065 (1) COLLECTING OFFICIAL. The collecting official is ~~the~~ any city, village,  
7 or town treasurer or other tax collecting officer or ~~a~~ any person deputized by the  
8 treasurer or tax collecting official, unless the common council or village or town board  
9 provides by ordinance or resolution for the appointment of a different person.  
10 Veterinarians and humane societies may voluntarily become collecting officials for  
11 a city, village, or town if the governing body of the city, village, or town by resolution  
12 or ordinance provides that veterinarians and humane societies may be collecting  
13 officials for the city, village, or town.

14           **\*b0551/3.2\* SECTION 2881i.** 174.07 (1) (c) of the statutes is amended to read:

15           174.07 (1) (c) *Copies.* The collecting official shall keep a duplicate copy of the  
16 license on file. In counties having a population of 500,000 or more, the collecting  
17 official shall immediately send to the county clerk or whatever agency the county  
18 board may direct, a triplicate copy of the license. A collecting official who is not the  
19 official to whom license taxes are paid under s. 174.08 shall provide a copy of each  
20 license issued to the official to whom license taxes are paid under s. 174.08.

21           **\*b0551/3.2\* SECTION 2881j.** 174.07 (2) (d) of the statutes is amended to read:

22           174.07 (2) (d) The department shall furnish county clerks with suitable ~~kenel~~  
23 multiple dog license tags and blank licenses for distribution to the collecting officials.

24           **\*b0551/3.2\* SECTION 2881k.** 174.07 (3) (c) of the statutes is amended to read:

1           174.07 (3) (c) *Reimbursement*. The collecting official may retain ~~25~~ 75 cents,  
2 or a greater amount established by the county board by ordinance or resolution, for  
3 each license issued as compensation for the service, if not a full-time, salaried  
4 municipal employee. If the collecting official is a full-time, salaried municipal  
5 employee this compensation shall be paid into the treasury of the town, village, or  
6 city.

7           **\*b0551/3.2\* SECTION 2881L.** 174.09 (1) of the statutes is amended to read:

8           174.09 (1) The dog license taxes ~~so~~ paid to the county treasurer shall be kept  
9 in a separate account and shall be known as the “dog license fund” ~~and shall be~~  
10 ~~appropriated and disbursed for the purposes and in the manner following: fund.”~~  
11 Within 30 days after receipt of the ~~same~~ dog license taxes the county treasurer shall  
12 pay into the state treasury ~~5% of the minimum tax as provided for~~ \$1 for each license  
13 issued under s. 174.05 (2) of ~~all dog license taxes which shall have been received by~~  
14 ~~the county treasurer~~ for a neutered or spayed dog, \$1.50 for each license issued under  
15 s. 174.05 (2) for a dog that has not been neutered or spayed, \$10 for each multiple dog  
16 license issued under s. 174.053 (1), and \$1 for each dog in excess of 12 for which a  
17 multiple dog license is issued under s. 174.053 (1).” ✓

18           ✓ **\*b0368/1.1\* 1359.** Page 1339, line 17: delete lines 17 to 23. ✓

19           ✓ **\*b0492/1.1\* 1360.** Page 1339, line 23: after that line insert:

20           **\*b0492/1.1\* “SECTION 2882m.** 175.50 of the statutes is created to read:

21           **175.50 Use of passive alcohol sensors. (1)** In this section:

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

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

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

7 ✓ \*b0079/1.1\* **1361.** Page 1352, line 6: delete lines 6 to 18. ✓

8 ✓ \*b0079/1.2\* **1362.** Page 1353, line 1: delete the material beginning with that  
9 line and ending with page 1355, line 17.

10 ✓ \*b0086/1.2\* **1363.** Page 1356, line 5: delete the material beginning with that  
11 line and ending with page 1365, line 16.

12 ✓ \*b0520/1.1\* **1364.** Page 1365, line 16: after that line insert:

13 \*b0520/1.1\* “SECTION 2972t. 195.60 (2) of the statutes is amended to read:

14 195.60 (2) The office shall annually, within 90 days after the close of each fiscal  
15 year, ascertain the total of its expenditures during such year which are reasonably  
16 attributable to the performance of its duties relating to railroads. For purposes of  
17 such calculation, 90% of the expenditures so determined shall be expenditures of the  
18 office and 10% of the expenditures so determined shall be expenditures for state  
19 government operations. The office shall deduct therefrom all amounts chargeable  
20 to railroads under sub. (1) and s. 201.10 (3). A sum equal to the remainder plus 10%  
21 of the remainder shall be assessed by the office to the several railroads in proportion  
22 to their respective gross operating revenues during the last calendar year, derived  
23 from intrastate operations. Such assessment shall be paid within 30 days after the  
24 bill has been mailed to the several railroads, which bill shall constitute notice of

1 assessment and demand of payment thereof. The total amount which may be  
2 assessed to the railroads under authority of this subsection shall not exceed ~~1.75%~~  
3 1.85% of the total gross operating revenues of such railroads, during such calendar  
4 year, derived from intrastate operations. Ninety percent of the payment shall be  
5 credited to the appropriation account under s. 20.155 (2) (g). The railroads shall  
6 furnish such financial information as the office requires.”.

7 ✓ **\*b0316/1.1\* 1365.** Page 1366, line 18: after that line insert:

8 **\*b0316/1.1\* “SECTION 2978m.** 196.191 of the statutes is created to read:

9 **196.191 Distributed generation electric rates. (1) DEFINITIONS.** In this  
10 section:

11 (a) “Distributed generation facility” means a facility operated by an electric  
12 consumer that uses any form of generation, including photovoltaic or fuel cells or  
13 wind power, for producing electric power. “Distributed generation facility” includes  
14 a small electric generating facility used by an independent power producer.

15 (b) “Engineering concerns” includes concerns related to power quality or the  
16 safety and reliability of the state’s electric power distribution grid.

17 (c) “Regulatory concerns” includes concerns related to any of the following:

- 18 1. Tariffs for a public utility’s distributed generation.
- 19 2. Nondiscriminatory fees that a public utility may charge the owner or  
20 operator of a distributed generation facility.
- 21 3. The cost of upgrades to the state’s electric power distribution grid that are  
22 required by interconnection.

1           4. Other terms and conditions imposed by a public utility on the owner or  
2 operator of a distributed generation facility, including liability insurance,  
3 indemnification, or terms and conditions related to the transfer or sale of property.

4           (2) USE AND INTERCONNECTION RULES. The commission shall promulgate rules  
5 that facilitate, to the greatest extent possible, the use of distributed generation  
6 facilities and their interconnection to the state's electric power distribution grid. The  
7 rules shall include standards for interconnection that are uniform across the state  
8 regardless of the distributed generation facility that is interconnected and  
9 regardless of the owner of the transmission facility to which interconnection is made,  
10 except where engineering and regulatory concerns require additional  
11 interconnection standards.

12           (3) PURCHASE RULES. The commission shall promulgate rules establishing  
13 standards for the purchase by public utilities of electric power produced by  
14 distributed generation facilities, including standards for all of the following:

15           (a) The use of a net metering tariff for a distributed generation facility with a  
16 capacity that does not exceed 20 kilowatts or the peak load of the facility's owner,  
17 whichever is greater.

18           (b) The use of real-time pricing such that the price paid by a public utility for  
19 power placed on the state's electric power distribution grid by a distributed  
20 generation facility reflects the utility's cost of generation at that time.”.

21           ✓\*b0317/1.1\* **1366.** Page 1367, line 14: after that line insert:

22           \*b0317/1.1\* “SECTION 2984m. 196.219 (3) (o) of the statutes is created to read:

23           196.219 (3) (o) Refuse to transfer or facilitate the transfer of the  
24 telecommunications utility's or telecommunications provider's local exchange

1 service customers to another telecommunications provider on the same terms and  
2 conditions as the telecommunications utility or telecommunications provider  
3 receives from any other telecommunications provider, unless such terms and  
4 conditions violate federal law.”

5 ✓ **\*b0165/1.1\* 1367.** Page 1367, line 15: delete the material beginning with  
6 that line and ending with page 1368, line 19. ✓

7 ✓ **\*b0165/1.2\* 1368.** Page 1371, line 3: delete lines 3 to 11. ✓

8 ✓ **\*b0163/1.5\* 1369.** Page 1371, line 12: delete the material beginning with  
9 that line and ending with page 1372, line 16. ✓

10 ✓ **\*b0165/1.3\* 1370.** Page 1372, line 17: delete lines 17 to 21. ✓

11 ✓ **\*b0319/1.1\* 1371.** Page 1372, line 21: after that line insert:

12 **\*b0319/1.1\* “SECTION 3001m.** 196.491 (3c) of the statutes is created to read:

13 196.491 (3c) COMMENCEMENT OF CONSTRUCTION OF LARGE ELECTRIC GENERATING  
14 FACILITIES. (a) Except as provided in par. (b), an electric utility that has received a  
15 certificate of public convenience and necessity under sub. (3) for constructing a large  
16 electric generating facility shall commence construction no later than one year after  
17 the latest of the following:

18 1. The date on which the commission issues the certificate of public convenience  
19 and necessity.

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

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

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

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

9           (c) If an electric utility does not commence construction of a large electric  
10 generating facility within the deadline specified in par. (a) or extended under par. (b),  
11 the certificate of public convenience and necessity is void, and the electric utility may  
12 not commence construction of the large electric generating facility.”.

13           ✓ \*b0165/1.4\* **1372.** Page 1374, line 21: delete lines 21 to 25. ✓

14           ✓ \*b0318/1.1\* **1373.** Page 1374, line 25: after that line insert:

15           \*b0318/1.1\* “SECTION 3008m. 196.52 (9) of the statutes is created to read:

16           196.52 (9) (a) In this subsection, “leased generation contract” means a contract  
17 or arrangement under which an affiliated interest of a public utility agrees to  
18 construct or improve electric generating equipment and associated facilities and to  
19 lease to the public utility land and such equipment and facilities for operation by the  
20 public utility.

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



1           1. The commission has not issued a certificate under s. 196.49 or a certificate  
2 of public convenience and necessity under s. 196.491 (3) before January 1, 2001, for  
3 any construction or improvement that is subject to the leased generation contract.

4           2. Construction or improvement of the electric generating equipment and  
5 associated facilities that is subject to the leased generation contract commences on  
6 or after January 1, 2001.

7           3. No electric generating equipment and associated facilities, or electric  
8 generating equipment, held or used by the public utility for the provision of electric  
9 service is transferred to the affiliated interest.

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

12          5. Any real property that the public utility transfers to the affiliated interest  
13 for the purpose of implementing the leased generation contract is transferred at book  
14 value which is determined on the basis of the regulated books of account at the time  
15 of the transfer.

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

22          7. The leased generation contract provides that, upon termination of the  
23 contract, all of the following apply:

24           a. The public utility shall have the option, subject to commission approval, to  
25 extend the contract, or purchase the electric generating equipment and associated

1 facilities that are constructed or improved, at fair market value as determined by a  
2 valuation process that is conducted by an independent third party and that is  
3 specified in the contract.

4 b. If the public utility exercises the option specified in subd. 7. a., the affiliated  
5 interest may require the public utility to extend the contract, rather than purchase  
6 the equipment and facilities, if the affiliated interest demonstrates to the  
7 commission that the extension avoids material adverse tax consequences.

8 8. For any gas-fired electric generating equipment and associated facilities  
9 that are constructed under the leased generation contract, the term of the lease is  
10 20 years or more.

11 9. For any coal-fired electric generating equipment and associated facilities  
12 that are constructed under the leased generation contract, the term of the lease is  
13 25 years or more.

14 10. The leased generation contract does not take effect until the date on which  
15 the affiliated interest commences construction or improvement of the electric  
16 generating equipment and associated facilities, except that, if the leased generation  
17 contract relates to the construction or improvement of more than one electric  
18 generating facility, the leased generation contract does not take effect with respect  
19 to the construction or improvement of an individual electric generating facility until  
20 the date on which the affiliated interest commences construction or improvement on  
21 that electric generating facility.

22 (c) Except as provided in par. (d), the commission may not increase or decrease  
23 the retail revenue requirements of a public utility on the basis of any income,  
24 expense, gain, or loss that is received or incurred by an affiliated interest of the public

1 utility and that arises from the ownership of electric generating equipment and  
2 associated facilities by an affiliated interest under a leased generation contract.

3 (d) The commission shall allow a public utility that has entered into a leased  
4 generation contract that has been approved by the commission under sub. (3) to  
5 recover fully in its retail rates that portion of any payments under the leased  
6 generation contract that is allocated to the public utility's retail electric service, and  
7 that portion of all other costs that is prudently incurred in the public utility's  
8 operation and maintenance of the electric generating equipment and associated  
9 facilities constructed or improved under the leased generation contract and that is  
10 allocated to the public utility's retail electric service.

11 (e) Notwithstanding sub. (5) (a), the commission may not modify a leased  
12 generation contract approved under sub. (3) except as specified in the leased  
13 generation contract or the commission's order approving the leased generation  
14 contract.

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

18 (g) Nothing in this subsection prohibits a cooperative association organized  
19 under ch. 185, a municipal utility, as defined in s. 196.377 (2) (a) 3., or a municipal  
20 electric company, as defined in s. 66.0825 (3) (d), from acquiring an interest in electric  
21 generating equipment and associated facilities that are constructed pursuant to a  
22 leased generation contract or from acquiring an interest in land on which such  
23 electric generating equipment and associated facilities are located.”

1 ✓ \*b0165/1.5\* **1375.** Page 1375, line 3: delete lines 3 to 16. ✓

2 ✓ \*b0006/15.31\* **1376.** Page 1375, line 16: after that line insert:

3 \*b0006/15.31\* “SECTION 3011d. 196.66 (3) (b) 1. and 3. of the statutes are  
4 amended to read:

5 196.66 (3) (b) 1. The appropriateness of the forfeiture to the volume of business  
6 of the public utility or telecommunications provider.

7 3. Any good faith attempt to achieve compliance after the public utility,  
8 telecommunications provider, agent, director, officer, or employee receives notice of  
9 the violation.”.

10 ✓ \*b0318/1.2\* **1377.** Page 1375, line 16: after that line insert:

11 \*b0318/1.2\* “SECTION 3011g. 196.795 (5) (k) 1. of the statutes is amended to  
12 read:

13 196.795 (5) (k) 1. Except as provided under subd. 2. or 3., no public utility  
14 affiliate may transfer, sell, or lease to any nonutility affiliate with which it is in a  
15 holding company system any real property which, on or after November 28, 1985, is  
16 held or used for provision of utility service except by public sale or offering to the  
17 highest qualified bidder. ✓

18 \*b0318/1.2\* SECTION 3011j. 196.795 (5) (k) 3. of the statutes is created to read:

19 196.795 (5) (k) 3. A public utility affiliate may transfer, at book value  
20 determined on the basis of the regulated books of account at the time of the transfer,  
21 real property, other than electric generating equipment and associated facilities, or  
22 electric generating equipment, that is held or used for the provision of utility service,  
23 to a nonutility affiliate for the purpose of implementing a leased generation contract,  
24 as defined in s. 196.52 (9) (a), that is approved under s. 196.52 (3).” ✓

- 1 ✓ **\*b0269/2.6\* 1378.** Page 1377, line 3: delete lines 3 to 19 and substitute:
- 2 **\*b0269/2.6\*** “SECTION 3014b. 196.85 (2g) of the statutes is repealed.” ✓
- 3 ✓ **\*b0315/1.4\* 1379.** Page 1379, line 11: after that line insert:
- 4 **\*b0315/1.4\*** “SECTION 3017m. 196.856 of the statutes is repealed.” ✓
- 5 ✓ **\*b0100/1.3\* 1380.** Page 1380, line 3: delete lines 3 to 13.
- 6 ✓ **\*b0086/1.3\* 1381.** Page 1380, line 14: delete lines 14 to 20.
- 7 ✓ **\*b0087/1.15\* 1382.** Page 1380, line 21: delete lines 21 to 25.
- 8 ✓ **\*b0086/1.4\* 1383.** Page 1381, line 4: delete the material beginning with that ✓
- 9 line and ending with page 1403, line 5.
- 10 ✓ **\*b0080/1.1\* 1384.** Page 1403, line 6: delete lines 6 to 20. ✓
- 11 ✓ **\*b0096/1.3\* 1385.** Page 1403, line 21: delete that line. ✓
- 12 ✓ **\*b0670/3.24\* 1386.** Page 1404, line 1: delete lines 1 to 5.
- 13 ✓ **\*b0122/1.1\* 1387.** Page 1404, line 6: delete lines 6 to 8.
- 14 ✓ **\*b0166/1.1\* 1388.** Page 1404, line 9: delete the material beginning with that
- 15 line and ending with page 1405, line 14.
- 16 ✓ **\*b0086/1.5\* 1389.** Page 1405, line 15: delete the material beginning with
- 17 that line and ending with page 1406, line 2.
- 18 ✓ **\*b0096/1.4\* 1390.** Page 1406, line 3: delete the material beginning with that
- 19 line and ending with page 1407, line 14.
- 20 ✓ **\*b0684/2.3\* 1391.** Page 1407, line 14: after that line insert:
- 21 **\*b0684/2.3\*** “SECTION 3037m. 229.685 (1) of the statutes is renumbered
- 22 229.685 (1) (intro.) and amended to read:

1           229.685 (1) (intro.) The district board shall maintain a special fund into which  
2 it deposits only the following revenue received from the department of revenue;

3           (a) The revenue that is derived from the taxes imposed under subch. V of ch.  
4 77, and may use this. The revenue described in this paragraph may be used only for  
5 purposes related to baseball park facilities. ✓

6           \***b0684/2.3**\* **SECTION 3037n.** 229.685 (1) (b) of the statutes is created to read:  
7           229.685 (1) (b) The revenue that is derived from baseball donations, as defined  
8 in s. 71.10 (5f) (a) 1. The revenue described in this paragraph may be used only for  
9 the purpose of retiring bonds issued for the initial construction of baseball park  
10 facilities.” ✓

11           ✓ \***b0078/2.10**\* **1392.** Page 1407, line 21: delete “234,” and substitute “234”.

12           ✓ \***b0078/2.11**\* **1393.** Page 1407, line 22: delete “or ~~235~~ 237” and substitute “or,  
13 235, or 237”.

14           ✓ \***b0058/1.1**\* **1394.** Page 1407, line 25: delete that line. ✓

15           ✓ \***b0060/1.1**\* **1395.** Page 1408, line 1: delete lines 1 to 16. ✓

16           ✓ \***b0063/1.2**\* **1396.** Page 1408, line 17: delete the material beginning with  
17 that line and ending with page 1409, line 10. ✓

18           ✓ \***b0060/1.2**\* **1397.** Page 1409, line 11: delete the material beginning with  
19 that line and ending with page 1410, line 2. ✓

20           ✓ \***b0063/1.3**\* **1398.** Page 1410, line 3: delete that line. ✓

21           ✓ \***b0562/1**\* **1399.** Page 1410, line 15: delete lines 15 and 16. ✓

22           ✓ \***b0054/1.11**\* **1400.** Page 1411, line 5: delete lines 5 to 7. ✓

23           ✓ \***b0540/2.29**\* **1401.** Page 1411, line 8: delete lines 8 to 10. ✓

1 ✓ \*b0050/1.4\* **1402.** Page 1411, line 22: delete lines 22 to 24. ✓

2 ✓ \*b0224/3.56\* **1403.** Page 1412, line 19: delete the material beginning with  
3 that line and ending with page 1413, line 16. ✓

4 ✓ \*b0571/1.5\* **1404.** Page 1413, line 16: after that line insert:

5 \*b0571/1.5\* "SECTION 3061m. 230.12 (3) (e) of the statutes is amended to read:

6 230.12 (3) (e) *University of Wisconsin system senior executives, faculty and*  
7 *academic staff employees.* The secretary, after receiving recommendations from the  
8 board of regents, shall submit to the joint committee on employment relations a  
9 proposal for adjusting compensation and employee benefits for employees under ss.  
10 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included in a collective  
11 bargaining unit under subch. V of ch. 111 for which a representative is certified. The  
12 proposal shall include the salary ranges and adjustments to the salary ranges for the  
13 university senior executive salary groups 1 and 2 established under s. 20.923 (4g).  
14 The proposal shall be based upon the competitive ability of the board of regents to  
15 recruit and retain qualified faculty and academic staff, data collected as to rates of  
16 pay for comparable work in other public services, universities and commercial and  
17 industrial establishments, recommendations of the board of regents and any special  
18 studies carried on as to the need for any changes in compensation and employee  
19 benefits to cover each year of the biennium. The proposal shall also take proper  
20 account of prevailing pay rates, costs and standards of living and the state's  
21 employment policies. The proposal for such pay adjustments may contain  
22 recommendations for across-the-board pay adjustments, merit or other  
23 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)  
24 shall apply to the process for approval of all pay adjustments for such employees

1 under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d). The proposal as approved  
2 by the joint committee on employment relations and the governor shall be based  
3 upon a percentage of the budgeted salary base for such employees under ss. 20.923  
4 (4g), (5) and (6) (m) and 230.08 (2) (d). The amount included in the proposal for merit  
5 and adjustments other than across-the-board pay adjustments is available for  
6 discretionary use by the board of regents.” ✓

7 ✓\*b0055/1\* **1405**. Page 1413, line 17: delete the material beginning with that  
8 line and ending with page 1414, line 2.

9 ✓\*b0062/1.1\* **1406**. Page 1414, line 3: delete lines 3 to 15. ✓

10 ✓\*b0055/1\* **1407**. Page 1414, line 16: delete lines 16 to 19. ✓

11 ✓\*b0063/1.4\* **1408**. Page 1414, line 20: delete the material beginning with  
12 that line and ending with page 1415, line 3.

13 ✓\*b0055/1\* **1409**. Page 1415, line 4: delete lines 4 to 22.

14 ✓\*b0063/1.5\* **1410**. Page 1415, line 23: delete that line.

15 ✓\*b0055/1\* **1411**. Page 1415, line 24: delete the material beginning with that  
16 line and ending with page 1416, line 3.

17 ✓\*b0058/1.2\* **1412**. Page 1416, line 4: delete that line.

18 ✓\*b0055/1\* **1413**. Page 1416, line 5: delete lines 5 to 19.

19 ✓\*b0058/1.3\* **1414**. Page 1416, line 20: delete lines 20 to 25.

20 ✓\*b0063/1.6\* **1415**. Page 1417, line 1: delete that line.

21 ✓\*b0055/1\* **1416**. Page 1417, line 2: delete lines 2 to 5.

22 ✓\*b0313/1.1\* **1417**. Page 1418, line 12: delete “~~police officer~~” and substitute  
23 “other state facilities police officer”.

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1 ✓\*b0156/1.7\* **1418.** Page 1418, line 16: delete lines 16 to 22.

2 ✓\*b0063/1.7\* **1419.** Page 1418, line 23: delete the material beginning with  
3 that line and ending with page 1419, line 8.

4 ✓\*b0145/1.1\* **1420.** Page 1419, line 9: delete lines 9 to 14.

5 ✓\*b0147/1.1\* **1421.** Page 1420, line 17: delete the material beginning with  
6 that line and ending with page 1421, line 7.

7 ✓\*b0179/1.6\* **1422.** Page 1422, line 21: delete lines 21 to 24.

8 ✓\*b0148/1.2\* **1423.** Page 1422, line 25: delete that line.

9 ✓\*b0148/1.3\* **1424.** Page 1423, line 1: delete lines 1 to 7.

10 ✓\*b0197/1.1\* **1425.** Page 1424, line 7: delete lines 7 and 8 and substitute:

11 “(a) “Rural community” means any of the following:

12 1. A city, town, or village in this state that is located in a county with a  
13 population density of less than 150 persons per square mile.

14 2. A city, town, or village in this state with a population of 12,000 or less.” ✓

15 ✓\*b0148/1.4\* **1426.** Page 1426, line 20: delete that line. ✓

16 ✓\*b0195/2.1\* **1427.** Page 1428, line 12: delete “\$62,000,000” and substitute  
17 “\$49,500,000”. ✓

18 ✓\*b0195/2.2\* **1428.** Page 1428, line 13: delete lines 13 to 18 and substitute:

19 \*b0195/2.2\* “SECTION 3125c. 234.93 (4) (c) of the statutes is created to read:

20 234.93 (4) (c) 1. The statement under par. (b) shall include recommendations  
21 as to the total principal amount or total outstanding guaranteed principal amount  
22 of all loans that the authority may guarantee under each of the programs guaranteed  
23 by the Wisconsin development reserve fund, subject to sub. (3). If the cochairpersons

1 of the joint committee on finance do not notify the executive director within 14  
2 working days after August 31 that the committee has scheduled a meeting for the  
3 purpose of reviewing the recommended maximum amounts, the recommended  
4 maximum amounts shall be the total principal amounts or total outstanding  
5 guaranteed principal amounts of all loans that the authority may guarantee under  
6 each of the programs guaranteed by the Wisconsin development reserve fund. If,  
7 within 14 working days after August 31, the cochairpersons of the committee notify  
8 the executive director that the committee has scheduled a meeting for the purpose  
9 of reviewing the recommended maximum amounts, the maximum amounts that the  
10 authority may guarantee under each of the programs guaranteed by the Wisconsin  
11 development reserve fund shall be the maximum amounts approved by the  
12 committee.

13 2. If the total principal amount or total outstanding guaranteed principal  
14 amount of all loans that the authority desires or intends to guarantee under a  
15 program guaranteed by the Wisconsin development reserve fund will exceed the  
16 maximum amount that was last approved for the program under subd. 1., the  
17 executive director of the authority shall provide to the secretary of administration  
18 and to the joint committee on finance notice of the proposed new maximum  
19 guarantee amounts for each of the programs guaranteed by the Wisconsin  
20 development reserve fund, subject to sub. (3). If the cochairpersons of the joint  
21 committee on finance do not notify the executive director within 14 working days  
22 after the date of the notice under this subdivision that the committee has scheduled  
23 a meeting for the purpose of reviewing the proposed new maximum amounts, the  
24 proposed new maximum amounts shall apply. If, within 14 working days after the  
25 date of the notice under this subdivision, the cochairpersons of the committee notify

1 the executive director that the committee has scheduled a meeting for the purpose  
2 of reviewing the proposed new maximum amounts, the new maximum amounts that  
3 the authority may guarantee shall be the maximum amounts approved by the  
4 committee.”.

5 **\*b0078/2.12\* 1429.** Page 1428, line 24: delete that line.

6 **\*b0474/4.2\* 1430.** Page 1429, line 8: after that line insert:

7 <sup>1/4</sup>(4) “Lock” includes any spillway associated with the lock.”.

8 **\*b0474/4.3\* 1431.** Page 1429, line 13: delete that line and substitute:

9 ✓ (a) Six members nominated by the governor, and with the advice and consent  
10 of the senate appointed, for 3-year terms.”.

11 **\*b0474/4.4\* 1432.** Page 1429, line 16: after that line insert:

12 “(1m) (a) Two of the 6 members appointed under sub. (1) (a) shall be residents  
13 of Brown County, 2 shall be residents of Outagamie County, and 2 shall be residents  
14 of Winnebago County.

15 (b) At least one of the 2 members appointed from each of the counties specified  
16 in par. (a) shall be a resident of a city, village, or town in which is located a lock that  
17 is part of the navigational system.”.

18 **\*b0474/4.5\* 1433.** Page 1436, line 10: delete lines 10 to 12 and substitute:

19 “237.13 Exemption. (1) In this section, “lock structure” includes a spillway  
20 of a lock and excludes the canal body of a lock.

21 (2) Any activity or work that is performed on a lock structure that is part of the  
22 navigational system is exempt from any permit or other approval required under ch.  
23 30 or 31.”.

24 **\*b0690/2.8\* 1434.** Page 1437, line 24: after that line insert: