

1 ***-1335/7.19*** SECTION 256. 16.54 (9) (a) 1. of the statutes is amended to read:

2 16.54 (9) (a) 1. “Agency” means an office, department, independent agency,
3 institution of higher education, association, society or other body in state
4 government created or authorized to be created by the constitution or any law, which
5 is entitled to expend moneys appropriated by law, including the legislature and the
6 courts, but not including an authority created in ch. 231, 233 ~~or~~ 234, or 237.

7 ***-0179/3.1*** SECTION 257. 16.54 (13) of the statutes is created to read:

8 16.54 (13) (a) If the state receives any interest payments from the federal
9 government relating to the timing of transfers of federal grant funds for programs
10 that are funded with moneys from the general fund and that are covered in an
11 agreement between the federal department of the treasury and the state under the
12 federal Cash Management Improvement Act of 1990, as amended, the payments,
13 less applicable administrative costs, shall be deposited in the general fund as general
14 purpose revenue — earned.

15 (b) If the state is required to pay any interest payments to the federal
16 government relating to the timing of transfers of federal grant funds for programs
17 that are funded with moneys from the general fund and that are covered in an
18 agreement between the federal department of the treasury and the state under the
19 federal Cash Management Improvement Act of 1990, as amended, the secretary
20 shall notify the cochairpersons of the joint committee on finance, in writing, that the
21 state is required to pay an interest payment. The notice shall contain an accounting
22 of the amount of interest that the state is required to pay.

23 ***-1554/1.1*** SECTION 258. 16.545 (9) of the statutes is amended to read:

24 16.545 (9) ~~To process applications for grants from the federal government upon~~
25 request of any agency initiate contacts with the federal government for the purpose

1 of facilitating participation by agencies, as defined in s. 16.70 (1), in federal aid
2 programs, to assist those agencies in applying for such aid, and to facilitate
3 influencing the federal government to make policy changes that will be beneficial to
4 this state. The department may assess to an agency for whom it processes an
5 application to which it provides services under this subsection a fee for the expenses
6 incurred by the department in performing this service providing those services.

7 *–1857/5.24* SECTION 259. 16.61 (2) (af) of the statutes is amended to read:

8 16.61 (2) (af) “Form” has the meaning specified in s. ~~16.97~~ 22.01 (5p).

9 *–1857/5.25* SECTION 260. 16.61 (3n) of the statutes is amended to read:

10 16.61 (3n) EXEMPT FORMS. The board may not receive or investigate complaints
11 about the forms specified in s. ~~16.971~~ 22.03 (2m).

12 *–1555/2.1* SECTION 264. 16.62 (2) of the statutes is amended to read:

13 16.62 (2) The department may establish user charges for records storage and
14 retrieval services, with any moneys collected to be credited to the appropriation
15 account under s. 20.505 (1) (im) or ~~(kd)~~ (kb). Such charges shall be structured to
16 encourage efficient utilization of the services.

17 *–1555/2.2* SECTION 265. 16.62 (3) of the statutes is amended to read:

18 16.62 (3) The department may establish user fees for the services of the public
19 records board. Any moneys collected shall be credited to the appropriation account
20 under s. 20.505 (1) ~~(kd)~~ (kb).

21 *–1528/8.2* SECTION 266. 16.63 of the statutes is created to read:

22 **16.63 Sale of state’s rights to tobacco settlement agreement payments.**

23 (1) In this section:

24 (a) “Purchaser” means any person who has purchased the state’s right to
25 receive any of the payments under the tobacco settlement agreement.

1 (b) “Tobacco settlement agreement” means the Attorneys General Master
2 Tobacco Settlement Agreement of November 23, 1998.

3 (c) “Tobacco settlement revenues” means the right to receive settlement
4 payments arising from or pursuant to the tobacco settlement agreement and all
5 direct or indirect proceeds of that right.

6 (2) The secretary may sell for cash or other consideration the state’s right to
7 receive any of the payments under the tobacco settlement agreement.

8 (3) The secretary may organize one or more nonstock corporations under ch.
9 181 or limited liability companies under ch. 183 for any purpose related to the sale
10 of the state’s right to receive any of the payments under the tobacco settlement
11 agreement and may take any action necessary to facilitate and complete the sale.

12 (3m) 1. If the secretary sells the state’s right to receive any of the payments
13 under the tobacco settlement agreement, the secretary shall require, as a condition
14 of the sale, that the purchaser notify the secretary if any bonds or other obligations
15 are issued that are secured by any of the payments and provide the secretary with
16 all information on the distribution of the bond or obligation proceeds.

17 2. The secretary shall submit a report to the joint committee on finance that
18 includes all of the information provided to the secretary by the purchaser under subd.
19 1.

20 (4) (a) Tobacco settlement revenues may not be deemed proceeds of any
21 property which is not tobacco settlement revenues.

22 (b) Except as otherwise provided in this subsection, the creation, perfection,
23 and enforcement of security interests in tobacco settlement revenues are governed
24 by ch. 409. Notwithstanding ch. 409, with regard to creating, perfecting, and
25 enforcing a valid security interest in tobacco settlement revenues:

1 1. If this state or the Wisconsin health and educational facilities authority is
2 the debtor in the transaction, the proper place to file the required financing
3 statement to perfect the security interest is the department of financial institutions.

4 2. The required financing statement shall include a description of collateral
5 that describes the collateral as general intangibles consisting of the right to receive
6 settlement payments arising from or pursuant to the tobacco settlement agreement
7 and all proceeds of that right. The required financing statement may include any
8 additional description of collateral that is legally sufficient under the laws of this
9 state.

10 3. The tobacco settlement revenues are general intangibles for purposes of ch.
11 409.

12 4. A security interest perfected under this paragraph is enforceable against the
13 debtor, any assignee or grantee, and all third parties, including creditors under any
14 lien obtained by judicial proceedings, subject only to the rights of any third parties
15 holding security interests in the tobacco settlement revenues previously perfected
16 under this paragraph. Unless the applicable security agreement provides otherwise,
17 a perfected security interest in the tobacco settlement revenues is a continuously
18 perfected security interest in all tobacco settlement revenues existing on the date of
19 the agreement or arising after the date of the agreement. A security interest
20 perfected under this paragraph has priority over any other lien created by operation
21 of law or otherwise, which subsequently attaches to the tobacco settlement revenues.

22 5. The priority of a security interest created under this paragraph is not
23 affected by the commingling of proceeds arising from the tobacco settlement
24 revenues with other amounts.

1 (c) The sale, assignment, and transfer of tobacco settlement revenues are
2 governed by this paragraph. All of the following apply to a sale, assignment, or
3 transfer under this paragraph:

4 1. The sale, assignment, or transfer is an absolute transfer of, and not a pledge
5 of or secured transaction relating to, the seller's right, title, and interest in, and
6 under the tobacco settlement revenues, if the documents governing the transaction
7 expressly state that the transaction is a sale or other absolute transfer. After such
8 a transaction, the tobacco settlement revenues are not subject to any claims of the
9 seller or the seller's creditors, other than creditors holding a prior security interest
10 in the tobacco settlement revenues perfected under par. (b).

11 2. The characterization of the sale, assignment, or transfer as an absolute
12 transfer under subd. 1. and the corresponding characterization of the purchaser's
13 property interest is not affected by any of the following factors:

14 a. Commingling of amounts arising with respect to the tobacco settlement
15 revenues with other amounts.

16 b. The retention by the seller of a partial or residual interest, including an
17 equity interest, in the tobacco settlement revenues, whether direct or indirect, or
18 whether subordinate or otherwise.

19 c. The sale, assignment, or transfer of only a portion of the tobacco settlement
20 revenues or an undivided interest in the tobacco settlement revenues.

21 d. Any recourse that the purchaser or its assignees may have against the seller.

22 e. Whether the seller is responsible for collecting payments due under the
23 tobacco settlement revenues or for otherwise enforcing any of the tobacco settlement
24 revenues or retains legal title to the tobacco settlement revenues for the purpose of
25 these collection activities.

1 f. The treatment of the sale, assignment, or transfer for tax purposes.

2 3. The sale, assignment, or transfer is perfected automatically as against third
3 parties, including any third parties with liens created by operation of law or
4 otherwise, upon attachment under ch. 409.

5 4. Nothing in this subsection precludes consideration of the factors listed in
6 subd. 2. a. to e. in determining whether the sale, assignment, or transfer is a sale for
7 tax purposes. The characterization of the sale, assignment, or transfer as an
8 absolute transfer under subd. 1. may not be considered in determining whether the
9 sale, assignment, or transfer is a sale for tax purposes.

10 (5) If the secretary sells the state's right to receive any of the payments under
11 the tobacco settlement agreement, the state pledges to and agrees with any
12 purchaser or subsequent transferee of the state's right to receive any of the payments
13 under the tobacco settlement agreement that the state will not limit or alter its
14 powers to fulfill the terms of the tobacco settlement agreement, nor will the state in
15 any way impair the rights and remedies provided under the tobacco settlement
16 agreement. The state also pledges to and agrees with any purchaser or subsequent
17 transferee of the state's right to receive any of the payments under the tobacco
18 settlement agreement that the state will pay all costs and expenses in connection
19 with any action or proceeding brought by or on behalf of the purchaser or any
20 subsequent transferee related to the state's not fulfilling the terms of the tobacco
21 settlement agreement. The secretary may include this pledge and agreement of the
22 state in any contract that is entered into by the secretary under this section.

23 (6) If the secretary sells the state's right to receive any of the payments under
24 the tobacco settlement agreement, the state pledges to and agrees with any
25 purchaser or subsequent transferee of the state's right to receive any of the payments

1 under the tobacco settlement agreement that the state will not limit or alter the
2 powers of the secretary under this section until any contract that is entered into
3 under this section is fully performed, unless adequate provision is made by law for
4 the protection of the rights and remedies of the purchaser or any subsequent
5 transferee under the contract. The secretary may include this pledge and agreement
6 of the state in any contract that is entered into by the secretary under this section.

7 (8) This subsection and subs. (8m) and (9) shall govern all civil claims, suits,
8 proceedings, and actions brought against the state relating to the sale of the state's
9 right to receive any of the payments under the tobacco settlement agreement. If the
10 state fails to comply with this section or the terms of any agreement relating to the
11 sale of the state's right to receive any of the payments under the tobacco settlement
12 agreement, an action to compel compliance may be commenced against the state.

13 (8m) If the recovery of a money judgment against the state is necessary to give
14 the plaintiff in an action under sub. (8) complete relief, a claim for the money
15 damages may be joined with the claim commenced under sub. (8).

16 (9) Sections 16.007, 16.53, and 775.01 do not apply to claims against the state
17 under sub. (8) or (8m). If there is a final judgment against the state in such an action,
18 the judgment shall be paid as provided in s. 775.04 together with interest at the rate
19 of 10% per year from the date such payment was judged to have been due until the
20 date of payment of the judgment.

21 *–1335/7.20* SECTION 267. 16.70 (2) of the statutes is amended to read:

22 16.70 (2) "Authority" means a body created under ch. 231, 232, 233 ~~or~~ 234, 235,
23 or 237.

24 *b0593/6.5* SECTION 267m. 16.70 (3) of the statutes is amended to read:

1 16.70 (3) “Contractual services” includes all services, materials to be furnished
2 by a service provider in connection with services, and any limited trades work
3 involving less than ~~\$20,000~~ \$30,000 to be done for or furnished to the state or any
4 agency.

5 *~~1857/5.26~~* SECTION 268. 16.70 (4m) of the statutes is created to read:

6 16.70 (4m) “Information technology” has the meaning given in s. 22.01 (6).

7 *~~1857/5.27~~* SECTION 269. 16.70 (15) of the statutes is created to read:

8 16.70 (15) “Telecommunications” has the meaning given in s. 22.01 (10).

9 *~~1857/5.28~~* SECTION 273. 16.71 (1) of the statutes is amended to read:

10 16.71 (1) Except as otherwise required under this section and s. 16.78 or as
11 authorized in s. 16.74, the department shall purchase and may delegate to special
12 designated agents the authority to purchase all necessary materials, supplies,
13 equipment, all other permanent personal property and miscellaneous capital, and
14 contractual services and all other expense of a consumable nature for all agencies.
15 In making any delegation, the department shall require the agent to adhere to all
16 requirements imposed upon the department in making purchases under this
17 subchapter. All materials, services and other things and expense furnished to any
18 agency and interest paid under s. 16.528 shall be charged to the proper appropriation
19 of the agency to which furnished.

20 *~~1857/5.29~~* SECTION 274. 16.71 (1m) of the statutes is created to read:

21 16.71 (1m) The department shall not delegate to any executive branch agency,
22 other than the board of regents of the University of Wisconsin System, the authority
23 to enter into any contract for materials, supplies, equipment, or contractual services
24 relating to information technology or telecommunications prior to review and
25 approval of the contract by the chief information officer. No executive branch agency,

1 other than the board of regents of the University of Wisconsin System, may enter into
2 any such contract without review and approval of the contract by the chief
3 information officer.

4 ***-1857/5.30* SECTION 275.** 16.71 (2m) of the statutes is created to read:

5 16.71 (2m) The department of administration shall delegate authority to make
6 all purchases for the department of electronic government to the department of
7 electronic government. This delegation may not be withdrawn, but the department
8 of electronic government may elect to make any purchase through the department
9 of administration.

10 ***b0473/1.1* SECTION 275m.** 16.71 (2s) of the statutes is created to read:

11 16.71 (2s) The department shall delegate authority to the ethics board to make
12 purchases authorized under s. 22.03 (2) (n).

13 ***-1857/5.31* SECTION 276.** 16.71 (4) of the statutes is amended to read:

14 16.71 (4) The With the approval of the department of electronic government,
15 the department of administration shall delegate authority to the technology for
16 educational achievement in Wisconsin board to make purchases of educational
17 technology equipment for use by school districts, cooperative educational service
18 agencies and public educational institutions in this state, upon request of the board.

19 ***-1823/3.4* SECTION 277.** 16.71 (6) of the statutes is created to read:

20 16.71 (6) The department may assess any agency or municipality to which it
21 provides services under this subchapter for the cost of the services provided to the
22 agency or municipality. The department may also identify savings that the
23 department determines to have been realized by an agency to which it provides
24 services under this subchapter and may assess the agency for not more than the
25 amount of the savings identified by the department.

1 *–1857/5.32* SECTION 278. 16.72 (2) (a) of the statutes is amended to read:

2 16.72 (2) (a) The department of administration shall prepare standard
3 specifications, as far as possible, for all state purchases. By “standard specifications”
4 is meant a specification, either chemical or physical or both, prepared to describe in
5 detail the article which the state desires to purchase, and trade names shall not be
6 used. On the formulation, adoption and modification of any standard specifications,
7 the department of administration shall also seek and be accorded without cost, the
8 assistance, advice and cooperation of other agencies and officers. Each specification
9 adopted for any commodity shall, insofar as possible, satisfy the requirements of any
10 and all agencies which use it in common. Any specifications for the purchase of
11 materials, supplies, equipment, or contractual services for information technology
12 or telecommunications purposes are subject to the approval of the chief information
13 officer.

14 *–1857/5.33* SECTION 279. 16.72 (2) (b) of the statutes is amended to read:

15 16.72 (2) (b) Except as provided in par. (a) and ss. 16.25 (4) (b), 16.751 and
16 565.25 (2) (a) 4., the department shall prepare or review specifications for all
17 materials, supplies, equipment, other permanent personal property and contractual
18 services not purchased under standard specifications. Such “nonstandard
19 specifications” may be generic or performance specifications, or both, prepared to
20 describe in detail the article which the state desires to purchase either by its physical
21 properties or programmatic utility. When appropriate for such nonstandard items
22 or services, trade names may be used to identify what the state requires, but
23 wherever possible 2 or more trade names shall be designated and the trade name of
24 any Wisconsin producer, distributor or supplier shall appear first.

25 *–1857/5.34* SECTION 280. 16.72 (2) (d) of the statutes is amended to read:

1 16.72 (2) (d) Except as permitted in ~~s. ss. 16.75 (6) (am) and~~ 16.751, to the extent
2 possible, the department and any other designated purchasing agent under s. 16.71
3 (1) shall write specifications for the purchase of materials, supplies, commodities,
4 equipment and contractual services so as to permit their purchase from prison
5 industries, as created under s. 303.01 (1).

6 *~~1857/5.35~~* SECTION 281. 16.72 (4) (a) of the statutes is amended to read:

7 16.72 (4) (a) Except as provided in ~~s. ss. 16.71 and~~ 16.74 or as otherwise
8 provided in this subchapter and the rules promulgated under s. 16.74 and this
9 subchapter, all supplies, materials, equipment and contractual services shall be
10 purchased for and furnished to any agency only upon requisition to the department.
11 The department shall prescribe the form, contents, number and disposition of
12 requisitions and shall promulgate rules as to time and manner of submitting such
13 requisitions for processing. No agency or officer may engage any person to perform
14 contractual services without the specific prior approval of the department for each
15 such engagement. Purchases of supplies, materials, equipment or contractual
16 services by the department of electronic government, the legislature, the courts or
17 legislative service or judicial branch agencies do not require approval under this
18 paragraph.

19 *~~1857/5.36~~* SECTION 282. 16.72 (8) of the statutes is amended to read:

20 16.72 (8) ~~The division of information technology services of the~~ department
21 may purchase educational technology materials, supplies, equipment or contractual
22 services from orders placed with the department by the technology for educational
23 achievement in Wisconsin board on behalf of school districts, cooperative educational
24 service agencies, technical college districts and the board of regents of the University
25 of Wisconsin System.

1 *~~0166/4.1~~* SECTION 285. 16.75 (1) (a) 1. of the statutes is amended to read:

2 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
3 materials, supplies, equipment, and contractual services to be provided to any
4 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
5 (6), (7), (8), and (9) and ss. 16.73 (4) (a), 16.751, 16.754, 16.964 (8), 50.05 (7) (f), and
6 287.15 (7) and 301.265, shall be awarded to the lowest responsible bidder, taking into
7 consideration life cycle cost estimates under sub. (1m), when appropriate, the
8 location of the agency, the quantities of the articles to be supplied, their conformity
9 with the specifications, and the purposes for which they are required and the date
10 of delivery.

11 *~~1857/5.37~~* SECTION 291. 16.75 (3t) (a) of the statutes is amended to read:

12 16.75 (3t) (a) In this subsection, “form” has the meaning given under s. ~~16.97~~
13 22.01 (5p).

14 *~~1857/5.38~~* SECTION 292. 16.75 (3t) (c) (intro.) of the statutes is amended to
15 read:

16 16.75 (3t) (c) (intro.) The department of corrections shall periodically provide
17 to the department of administration a current list of all materials, supplies,
18 equipment or contractual services, excluding commodities, that are supplied by
19 prison industries, as created under s. 303.01. The department of administration
20 shall distribute the list to all designated purchasing agents under s. 16.71 (1). ~~Prior~~
21 Except as otherwise provided in sub. (6) (am), prior to seeking bids or competitive
22 sealed proposals with respect to the purchase of any materials, supplies, equipment
23 or contractual services enumerated in the list, the department of administration or
24 any other designated purchasing agent under s. 16.71 (1) shall offer prison industries
25 the opportunity to supply the materials, supplies, equipment or contractual services

1 if the department of corrections is able to provide them at a price comparable to one
2 which may be obtained through competitive bidding or competitive sealed proposals
3 and is able to conform to the specifications, provided the specifications are written
4 in accordance with s. 16.72 (2) (d). If the department of administration or other
5 purchasing agent is unable to determine whether the price of prison industries is
6 comparable, it may solicit bids or competitive proposals before awarding the order
7 or contract. This paragraph does not apply to the printing of the following forms:

8 ***-1857/5.39*** SECTION 293. 16.75 (6) (am) 1. of the statutes is repealed.

9 ***-1857/5.40*** SECTION 294. 16.75 (6) (am) 2. of the statutes is renumbered
10 16.75 (6) (am) and amended to read:

11 16.75 (6) (am) Subsections (1) and (3t) do not apply to major procurements by
12 the department of electronic government. Annually not later than October 1, the
13 department of electronic government shall report to the department of
14 administration, in the form specified by the secretary, concerning all procurements
15 by the department of electronic government during the preceding fiscal year that
16 were not made in accordance with the requirements of subs. (1) and (3t).

17 ***-1857/5.41*** SECTION 296. 16.751 (1) of the statutes is repealed.

18 ***-1857/5.42*** SECTION 297. 16.751 (2) of the statutes is renumbered 16.751 and
19 amended to read:

20 **16.751 Information technology purchases by investment board.** The
21 requirements of ss. 16.72 (2) (b) and (d) and 16.75 (1) (a) 1. and (2m) (g) do not apply
22 to procurements authorized to be made by the investment board under s. 16.78 (1)
23 for information technology purposes.

24 ***-1857/5.43*** SECTION 298. 16.752 (12) (i) of the statutes is amended to read:

1 16.752 (12) (i) Paragraph (a) does not apply to major procurements, as defined
2 in s. 16.75 (6) (am) by the department of electronic government.

3 *–1335/7.21* **SECTION 299.** 16.765 (1) of the statutes is amended to read:

4 16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and
5 Clinics Authority, the Fox River Navigational System Authority, and the Bradley
6 Center Sports and Entertainment Corporation shall include in all contracts executed
7 by them a provision obligating the contractor not to discriminate against any
8 employee or applicant for employment because of age, race, religion, color, handicap,
9 sex, physical condition, developmental disability as defined in s. 51.01 (5), sexual
10 orientation as defined in s. 111.32 (13m) or national origin and, except with respect
11 to sexual orientation, obligating the contractor to take affirmative action to ensure
12 equal employment opportunities.

13 *–1335/7.22* **SECTION 300.** 16.765 (2) of the statutes is amended to read:

14 16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and
15 Clinics Authority, the Fox River Navigational System Authority, and the Bradley
16 Center Sports and Entertainment Corporation shall include the following provision
17 in every contract executed by them: “In connection with the performance of work
18 under this contract, the contractor agrees not to discriminate against any employee
19 or applicant for employment because of age, race, religion, color, handicap, sex,
20 physical condition, developmental disability as defined in s. 51.01 (5), sexual
21 orientation or national origin. This provision shall include, but not be limited to, the
22 following: employment, upgrading, demotion or transfer; recruitment or recruitment
23 advertising; layoff or termination; rates of pay or other forms of compensation; and
24 selection for training, including apprenticeship. Except with respect to sexual
25 orientation, the contractor further agrees to take affirmative action to ensure equal

1 employment opportunities. The contractor agrees to post in conspicuous places,
2 available for employees and applicants for employment, notices to be provided by the
3 contracting officer setting forth the provisions of the nondiscrimination clause”.

4 ***-1335/7.23* SECTION 301.** 16.765 (4) of the statutes is amended to read:

5 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and
6 Clinics Authority, the Fox River Navigational System Authority, and the Bradley
7 Center Sports and Entertainment Corporation shall take appropriate action to
8 revise the standard government contract forms under this section.

9 ***-1335/7.24* SECTION 302.** 16.765 (5) of the statutes is amended to read:

10 16.765 (5) The head of each contracting agency and the boards of directors of
11 the University of Wisconsin Hospitals and Clinics Authority, the Fox River
12 Navigational System Authority, and the Bradley Center Sports and Entertainment
13 Corporation shall be primarily responsible for obtaining compliance by any
14 contractor with the nondiscrimination and affirmative action provisions prescribed
15 by this section, according to procedures recommended by the department. The
16 department shall make recommendations to the contracting agencies and the boards
17 of directors of the University of Wisconsin Hospitals and Clinics Authority, the Fox
18 River Navigational System Authority, and the Bradley Center Sports and
19 Entertainment Corporation for improving and making more effective the
20 nondiscrimination and affirmative action provisions of contracts. The department
21 shall promulgate such rules as may be necessary for the performance of its functions
22 under this section.

23 ***-1335/7.25* SECTION 303.** 16.765 (6) of the statutes is amended to read:

24 16.765 (6) The department may receive complaints of alleged violations of the
25 nondiscrimination provisions of such contracts. The department shall investigate

1 and determine whether a violation of this section has occurred. The department may
2 delegate this authority to the contracting agency, the University of Wisconsin
3 Hospitals and Clinics Authority, the Fox River Navigational System Authority, or the
4 Bradley Center Sports and Entertainment Corporation for processing in accordance
5 with the department's procedures.

6 ***-1335/7.26*** SECTION 304. 16.765 (7) (intro.) of the statutes is amended to
7 read:

8 16.765 (7) (intro.) When a violation of this section has been determined by the
9 department, the contracting agency, the University of Wisconsin Hospitals and
10 Clinics Authority, the Fox River Navigational System Authority, or the Bradley
11 Center Sports and Entertainment Corporation, the contracting agency, the
12 University of Wisconsin Hospitals and Clinics Authority, the Fox River Navigational
13 System Authority, or the Bradley Center Sports and Entertainment Corporation
14 shall:

15 ***-1335/7.27*** SECTION 305. 16.765 (7) (d) of the statutes is amended to read:

16 16.765 (7) (d) Direct the violating party to take immediate steps to prevent
17 further violations of this section and to report its corrective action to the contracting
18 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River
19 Navigational System Authority, or the Bradley center sports and entertainment
20 corporation.

21 ***-1335/7.28*** SECTION 306. 16.765 (8) of the statutes is amended to read:

22 16.765 (8) If further violations of this section are committed during the term
23 of the contract, the contracting agency, the Fox River Navigational System Authority,
24 or the Bradley Center Sports and Entertainment Corporation may permit the
25 violating party to complete the contract, after complying with this section, but

1 thereafter the contracting agency, the Fox River Navigational System Authority, or
2 the Bradley Center Sports and Entertainment Corporation shall request the
3 department to place the name of the party on the ineligible list for state contracts,
4 or the contracting agency, the Fox River Navigational System Authority, or the
5 Bradley Center Sports and Entertainment Corporation may terminate the contract
6 without liability for the uncompleted portion or any materials or services purchased
7 or paid for by the contracting party for use in completing the contract.

8 *~~1857/5.44~~* SECTION 307. 16.78 of the statutes is amended to read:

9 **16.78 Purchases from ~~division of information technology services~~**
10 **department of electronic government.** (1) Every agency other than the board
11 of regents of the University of Wisconsin system and an agency making purchases
12 under s. 16.74 shall ~~purchase all computer~~ make all purchases of materials, supplies,
13 equipment, and contractual services relating to information technology or
14 telecommunications from the ~~division of information technology services in the~~
15 department of ~~administration~~ electronic government, unless the ~~division~~
16 department of electronic government requires the agency to purchase the materials,
17 supplies, equipment, or contractual services pursuant to a master contract
18 established under s. 22.05 (2) (h), or grants written authorization to the agency to
19 procure the materials, supplies, equipment, or contractual services under s. 16.75 (1)
20 or (2m), to purchase the materials, supplies, equipment, or contractual services from
21 another agency or to provide the materials, supplies, equipment, or contractual
22 services to itself. The board of regents of the University of Wisconsin system may
23 ~~purchase computer services from the division of information technology services~~
24 make purchases of materials, supplies, equipment, and contractual services relating

1 to information technology or telecommunications from the department of electronic
2 government.

3 (2) Sections 16.705 to 16.767 and 16.77 (1) do not apply to the purchase of
4 computer materials, supplies, equipment, or contractual services by any agency from
5 the division of information technology services department of electronic government
6 under sub. (1).

7 *~~1857/5.45~~* SECTION 308. 16.80 of the statutes is renumbered 22.19.

8 *~~1335/7.29~~* SECTION 310. 16.838 (1) (b) of the statutes is amended to read:
9 16.838 (1) (b) “Authority” means a body created under ch. 231, 232, 233, 234
10 ~~or, 235, or 237.~~

11 *~~1555/2.3~~* SECTION 311. 16.84 (14) of the statutes is amended to read:

12 16.84 (14) Provide interagency mail delivery service for agencies, as defined
13 in s. 16.70 (1). The department may charge agencies for this service. Any moneys
14 collected shall be credited to the appropriation account under s. 20.505 (1) ~~(kd)~~ (kb).

15 *~~1335/7.30~~* SECTION 312. 16.845 (1) of the statutes is amended to read:

16 16.845 (1) RULE; PENALTY. Except as elsewhere expressly prohibited, the
17 managing authority of any facility owned by the state or by the University of
18 Wisconsin Hospitals and Clinics Authority or leased from the state by the Fox River
19 Navigational System Authority may permit its use for free discussion of public
20 questions, or for civic, social, recreational or athletic activities. No such use shall be
21 permitted if it would unduly burden the managing authority or interfere with the
22 prime use of such facility. The applicant for use shall be liable to the state ~~or, to the~~
23 Fox River Navigational System Authority, or to the University of Wisconsin
24 Hospitals and Clinics Authority for any injury done to its property, for any expense
25 arising out of any such use and for such sum as the managing authority may charge

1 for such use. All such sums payable to the state shall be paid into the general fund
2 and credited to the appropriation account for the operation of the facility used. The
3 managing authority may permit such use notwithstanding the fact that a reasonable
4 admission fee may be charged to the public. Whoever does or attempts to do an act
5 for which a permit is required under this section without first obtaining the permit
6 may be fined not more than \$100 or imprisoned not more than 30 days or both. This
7 subsection applies only to those facilities for which a procedure for obtaining a permit
8 has been established by the managing authority.

9 *~~1553/2.2~~* SECTION 313. 16.847 (1) (a) of the statutes is repealed.

10 *~~1553/2.3~~* SECTION 314. 16.847 (2) to (7) of the statutes are repealed.

11 *~~1553/2.4~~* SECTION 315. 16.847 (8) (a) of the statutes is renumbered 16.847
12 (8) and amended to read:

13 16.847 (8) REPAYMENT AGREEMENTS. ~~As a condition of receiving a loan under sub.~~
14 ~~(6), an agency shall enter into an agreement to repay the loan from utility expenses~~
15 ~~saved by the energy efficiency project. The agreement shall specify the annual~~
16 ~~repayment amount and the appropriation to which the loan shall be repaid.~~
17 Annually, the The department may annually transfer the specified repayment
18 amount from an appropriation described in the agreement to the same account in
19 repayments under agreements to obtain loans from the energy efficiency fund from
20 which the loan was made under s. 16.847 (6), 1999 stats., from the appropriations
21 specified in the agreements to the general fund. The amount of each annual
22 repayment shall equal the amount of annual savings in utility expenses realized as
23 a result of the energy efficiency project that was funded by a loan. The department
24 shall determine the amount of annual savings in utility expenses saved realized as
25 a result of an energy efficiency project.

1 ***-1553/2.5*** **SECTION 316.** 16.847 (8) (b) of the statutes is repealed.

2 ***-1553/2.6*** **SECTION 317.** 16.847 (9) of the statutes is repealed.

3 ***-1553/2.7*** **SECTION 318.** 16.85 (1) of the statutes is amended to read:

4 16.85 (1) To take charge of and supervise all engineering or architectural
5 services or construction work as defined in s. 16.87 performed by, or for, the state, or
6 any department, board, institution, commission or officer thereof, including
7 nonprofit-sharing corporations organized for the purpose of assisting the state in the
8 construction and acquisition of new buildings or improvements and additions to
9 existing buildings as contemplated under ss. 13.488, 36.09 and 36.11, except the
10 engineering, architectural and construction work of the department of
11 transportation, the engineering service performed by the department of commerce,
12 department of revenue, public service commission, department of health and family
13 services and other departments, boards and commissions when the service is not
14 related to the maintenance, and construction and planning of the physical properties
15 of the state, ~~and energy efficiency projects of the energy efficiency program under s.~~
16 ~~16.847. The department shall adopt the architectural and engineering design~~
17 ~~proposed by the state fair park board for any project to be constructed for the board,~~
18 ~~if the design and specifications conform to applicable laws, rules, codes and~~
19 ~~regulations.~~ The department shall not authorize construction work for any state
20 office facility in the city of Madison after May 11, 1990, unless the department first
21 provides suitable space for a day care center primarily for use by children of state
22 employees.

23 ***-1335/7.31*** **SECTION 319.** 16.85 (2) of the statutes is amended to read:

24 16.85 (2) To furnish engineering, architectural, project management and other
25 building construction services whenever requisitions therefor are presented to the

1 department by any agency. The department may deposit moneys received from the
2 provision of these services in the account under s. 20.505 (1) (kc) or in the general
3 fund as general purpose revenue — earned. In this subsection, “agency” means an
4 office, department, independent agency, institution of higher education, association,
5 society or other body in state government created or authorized to be created by the
6 constitution or any law, which is entitled to expend moneys appropriated by law,
7 including the legislature and the courts, but not including an authority created in
8 ch. 231, 233 ~~or~~, 234, or 237.

9 ***b0593/6.7* SECTION 319m.** 16.85 (6) of the statutes is amended to read:

10 16.85 (6) To approve the appointment of a principal engineer or architect for
11 departments, boards and commissions and when such continuous service is needed.
12 No such engineer or architect shall be employed without the written approval of the
13 secretary. ~~This subsection does not apply to the state fair park board.~~

14 ***-1335/7.32* SECTION 321.** 16.85 (16) of the statutes is created to read:

15 16.85 (16) To review and approve the design and specifications of any
16 rehabilitation or repair project of the Fox River Navigational System Authority on
17 state-owned land, to approve the decision to proceed with the project, and to
18 periodically review the progress of the project during construction to assure
19 compliance with the approved design and specifications.

20 ***b0572/1.1* SECTION 321m.** 16.855 (19) of the statutes is amended to read:

21 16.855 (19) As the work progresses under any contract for construction the
22 department, from time to time, shall grant to the contractor an estimate of the
23 amount and proportionate value of the work done, which shall entitle the contractor
24 to receive the amount thereof, less the retaining, from the proper fund. On all
25 construction projects, the retainage shall be an amount equal to ~~10%~~ 5% of said

1 estimate until 50% of the work has been completed. At 50% completion, no additional
2 amounts shall be retained, and partial payments shall be made in full to the
3 contractor unless the architect or engineer certifies that the job is not proceeding
4 satisfactorily. At 50% completion or any time thereafter when the progress of the
5 work is not satisfactory, additional amounts may be retained but in no event shall
6 the total retainage be more than ~~10%~~ 5% of the value of the work completed. Upon
7 substantial completion of the work, an amount retained may be paid to the
8 contractor. For the purposes of this section, estimates may include any fabricated
9 or manufactured materials and components specified, previously paid for by
10 contractor and delivered to the work or properly stored and suitable for incorporation
11 in the work embraced in the contract. This subsection does not apply to contracts
12 awarded under s. 16.858.

13 ***-1335/7.33* SECTION 322.** 16.865 (8) of the statutes is amended to read:

14 16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a
15 proportionate share of the estimated costs attributable to programs administered by
16 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department
17 may charge premiums to agencies to finance costs under this subsection and pay the
18 costs from the appropriation on an actual basis. The department shall deposit all
19 collections under this subsection in the appropriation account under s. 20.505 (2) (k).
20 Costs assessed under this subsection may include judgments, investigative and
21 adjustment fees, data processing and staff support costs, program administration
22 costs, litigation costs and the cost of insurance contracts under sub. (5). In this
23 subsection, “agency” means an office, department, independent agency, institution
24 of higher education, association, society or other body in state government created
25 or authorized to be created by the constitution or any law, which is entitled to expend

1 moneys appropriated by law, including the legislature and the courts, but not
2 including an authority created in ch. 231, 232, 233, 234 ~~or~~, 235, or 237.

3 ***b0593/6.8* SECTION 322e.** 16.87 (2) of the statutes is amended to read:

4 16.87 (2) A contract for engineering services or architectural services or a
5 contract involving an expenditure of ~~\$2,500~~ \$10,000 or more for construction work,
6 or ~~\$20,000~~ \$30,000 or more for limited trades work, to be done for or furnished to the
7 state or a department, board, commission or officer of the state is exempt from the
8 requirements of ss. 16.705 and 16.75. The department shall attempt to ensure that
9 5% of the total amount expended under this section in each fiscal year is paid to
10 minority businesses, as defined under s. 16.75 (3m) (a).

11 ***b0593/6.8* SECTION 322g.** 16.87 (3) of the statutes is amended to read:

12 16.87 (3) Except as provided in sub. (4), a contract under sub. (2) is not valid
13 or effectual for any purpose until it is endorsed in writing and approved by the
14 secretary or the secretary's designated assistant and, if the contract involves an
15 expenditure over ~~\$30,000~~ \$60,000, approved by the governor. Except as provided in
16 sub. (4), no payment or compensation for work done under any contract involving
17 \$2,500 or more, except a highway contract, may be made unless the written claim is
18 audited and approved by the secretary or the secretary's designee. Any change order
19 to a contract requiring approval under this subsection requires the prior approval by
20 the secretary or the secretary's designated assistant and, if the change order involves
21 an expenditure over ~~\$30,000~~ \$60,000, the approval of the governor.

22 ***b0593/6.8* SECTION 322i.** 16.87 (5) of the statutes is repealed.

23 ***-1552/5.12* SECTION 324.** 16.957 (2) (a) (intro.) of the statutes is amended to
24 read:

1 16.957 (2) (a) *Low-income programs.* (intro.) After holding a hearing,
2 establish programs to be administered by the department for awarding grants from
3 the appropriation under s. 20.505 ~~(10)~~ (3) (r) to provide low-income assistance. In
4 each fiscal year, the amount awarded under this paragraph shall be sufficient to
5 ensure that an amount equal to 47% of the sum of the following is spent for
6 weatherization and other energy conservation services:

7 ***-1552/5.13* SECTION 325.** 16.957 (2) (b) 1. of the statutes is amended to read:

8 16.957 (2) (b) 1. Subject to subd. 2., after holding a hearing, establish programs
9 for awarding grants from the appropriation under s. 20.505 ~~(10)~~ (3) (s) for each of the
10 following:

11 a. Proposals for providing energy conservation or efficiency services. In
12 awarding grants under this subd. 1. a., the department shall give priority to
13 proposals directed at the sectors of energy conservation or efficiency markets that
14 are least competitive and at promoting environmental protection, electric system
15 reliability, or rural economic development. In each fiscal year, 1.75% of the
16 appropriation under s. 20.505 ~~(10)~~ (3) (s) shall be awarded in grants for research and
17 development proposals regarding the environmental impacts of the electric industry.

18 b. Proposals for encouraging the development or use of customer applications
19 of renewable resources, including educating customers or members about renewable
20 resources or encouraging uses of renewable resources by customers or members or
21 encouraging research technology transfers. In each fiscal year, the department shall
22 ensure that 4.5% of the appropriation under s. 20.505 ~~(10)~~ (3) (s) is awarded in grants
23 under this subd. 1. b.

24 ***b0628/2.1* SECTION 328g.** 16.964 (4) of the statutes is amended to read:

1 16.964 (4) In regard to any grant the office makes to any local unit of
2 government for which the state is providing matching funds from moneys under s.
3 20.505 (6) (kp), the local unit of government shall provide matching funds equal to
4 at least 10%. This subsection does not apply to grants made to improve the
5 enforcement of laws regarding controlled substances commonly known as club
6 drugs, including ecstasy, and to educate the public regarding the nature and impact
7 of those controlled substances and the criminal penalties that apply to possessing,
8 manufacturing, distributing, or delivering them unlawfully.

9 ***-1634/P6.16*** SECTION 332. 16.965 (2) of the statutes is amended to read:

10 16.965 (2) From the ~~appropriation~~ appropriations under s. ss. 20.505 (1) (cm)
11 and (if), the department may provide grants to local governmental units to be used
12 to finance the cost of planning activities, including contracting for planning
13 consultant services, public planning sessions and other planning outreach and
14 educational activities, or for the purchase of computerized planning data, planning
15 software or the hardware required to utilize that data or software. The department
16 shall require any local governmental unit that receives a grant under this section to
17 finance a percentage of the cost of the product or service to be funded by the grant
18 from the resources of the local governmental unit. The department shall determine
19 the percentage of the cost to be funded by a local governmental unit based on the
20 number of applications for grants and the availability of funding to finance grants
21 for the fiscal year in which grants are to be provided. A local governmental unit that
22 desires to receive a grant under this subsection shall file an application with the
23 department. The application shall contain a complete statement of the expenditures
24 proposed to be made for the purposes of the grant. No local governmental unit is
25 eligible to receive a grant under this subsection unless the local governmental unit

1 agrees to utilize the grant to finance planning for all of the purposes specified in s.
2 ~~66.0295~~ 66.1001 (2).

3 *~~1832/4.1~~* SECTION 335. 16.9651 (1) of the statutes is renumbered 16.9651
4 (1) (intro.) and amended to read:

5 16.9651 (1) (intro.) In this section, “local:

6 (b) “Local governmental unit” means a county, city, village, town or regional
7 planning commission, or metropolitan planning organization, as defined in s. 85.243
8 (1) (c).

9 *~~1832/4.2~~* SECTION 336. 16.9651 (1) (a) of the statutes is created to read:

10 16.9651 (1) (a) “Highway corridor” means the area up to 10 miles on either side
11 of a state trunk highway that is identified in a transportation planning process by
12 the department of transportation to need additional capacity for vehicular traffic or
13 to have possible safety or operational problems resulting from pressure for
14 development adjacent to the highway.

15 *~~1832/4.3~~* SECTION 337. 16.9651 (2) of the statutes is renumbered 16.9651
16 (2) (intro.) and amended to read:

17 16.9651 (2) (intro.) From the appropriation under s. 20.505 (1) (z), the
18 department may provide grants to local governmental units to be used ~~to~~ for any of
19 the following:

20 (a) To finance the cost of planning activities related to the transportation
21 element, as described in s. ~~66.0295~~ 66.1001 (2) (c), of a comprehensive plan, as
22 defined in s. ~~66.0295~~ 66.1001 (1) (a), including contracting for planning consultant
23 services, public planning sessions, and other planning outreach and educational
24 activities, or for the purchase of computerized planning data, planning software, or
25 the hardware required to utilize that data or software.

1 (4) The department may require any local governmental unit that receives a
2 grant under this section to finance not more than 25% of the cost of the product or
3 service to be funded by the grant from the resources of the local governmental unit.
4 Prior to awarding a grant under this section, the department shall forward a detailed
5 statement of the proposed expenditures to be made under the grant to the secretary
6 of transportation and obtain his or her written approval of the proposed
7 expenditures.

8 ***-1832/4.4* SECTION 338.** 16.9651 (2) (b) of the statutes is created to read:

9 16.9651 (2) (b) To assist local governmental units in the integrated
10 transportation and land–use planning for highway corridors. All highway corridor
11 planning activities shall be coordinated with any adopted state, regional, or local
12 plan. Activities under this subsection may include any of the following:

- 13 1. Identifying existing zoning and land–use issues.
14 2. Identifying existing and planned transportation facilities and services.
15 3. Analyzing future transportation needs.
16 4. Identifying areas for future development.
17 5. Identifying specific strategies to ensure better coordination of future
18 development and transportation needs in the corridor.

19 ***-1832/4.5* SECTION 339.** 16.9651 (3) of the statutes is created to read:

20 16.9651 (3) In awarding grants under this section, the department shall give
21 priority in each fiscal year in the following order:

- 22 (a) To a grant for the purposes specified in sub. (2) (a) and (b).
23 (b) To a grant for the purpose specified in sub. (2) (a).
24 (c) To a grant for the purpose specified in sub. (2) (b).

25 ***-1832/4.6* SECTION 340.** 16.9651 (5) of the statutes is created to read:

1 16.9651 (5) In consultation with the department of transportation, the
2 department of administration shall promulgate rules necessary to administer this
3 section.

4 ***b0670/3.9* SECTION 342m.** 16.966 (5) of the statutes is created to read:

5 16.966 (5) Notwithstanding s. 16.705 (1), the department shall enter into a
6 contract for the operation and maintenance of the land information system under s.
7 16.967 (6m).

8 ***b0670/3.9* SECTION 342n.** 16.966 (5) of the statutes, as created by 2001
9 Wisconsin Act (this act), is repealed.

10 ***b0669/1.1* SECTION 343m.** 16.967 (6) of the statutes, as affected by 1997
11 Wisconsin Act 27, section 141am, is amended to read:

12 16.967 (6) REPORTS. ~~By March 31, 1990, and biennially thereafter~~ of each year,
13 the department of administration, the department of agriculture, trade and
14 consumer protection, the department of commerce, the department of health and
15 family services, the department of natural resources, the department of tourism, the
16 department of revenue, the department of transportation, the board of regents of the
17 University of Wisconsin System, the public service commission and the board of
18 curators of the historical society shall each submit to the board a plan to integrate
19 land information to enable such information to be readily translatable, retrievable
20 and geographically referenced for use by any state, local governmental unit or public
21 utility. The plans shall include the information that will be needed by local
22 governmental units to prepare comprehensive plans containing the planning
23 elements required under s. 66.1001 (2). Upon receipt of this information, the board
24 shall integrate the information to enable the information to be used to meet land
25 information data needs. The integrated information shall be readily translatable.

1 retrievable, and geographically referenced to enable members of the public to use the
2 information.

3 *b0670/3.10* SECTION 343r. 16.967 (6m) of the statutes is created to read:

4 16.967 (6m) STATE LAND INFORMATION SYSTEM. The board shall promulgate rules
5 governing the creation and maintenance of a state land information system.

6 *b0670/3.10* SECTION 343t. 16.967 (7) (a) 5. of the statutes is created to read:

7 16.967 (7) (a) 5. To support technological developments and improvements for
8 the purpose of providing Internet-accessible housing assessment and sales data.

9 *-1857/5.46* SECTION 345. Subchapter VII (title) of chapter 16 [precedes
10 16.97] of the statutes is amended to read:

11 **CHAPTER 16**

12 **SUBCHAPTER VII**

13 **INFORMATION EDUCATIONAL**

14 **TECHINOLOGY**

15 *-1857/5.47* SECTION 346. 16.97 (intro.) of the statutes is renumbered 22.01
16 (intro.) and amended to read:

17 **22.01 Definitions.** (intro.) In this subchapter chapter:

18 *-1857/5.48* SECTION 347. 16.97 (1) to (9) of the statutes are renumbered 22.01
19 (1) to (9).

20 *-1857/5.49* SECTION 348. 16.97 (10) of the statutes is renumbered 16.97 and
21 amended to read:

22 **16.97 Definition.** ~~“Telecommunications” means the electronic movement of~~
23 ~~information in any form from one point to another~~ In this subchapter,
24 “telecommunications” has the meaning given in s. 22.01 (10).

1 ***-1857/5.50*** SECTION 349. 16.971 (title) of the statutes is renumbered 22.03
2 (title).

3 ***-1857/5.51*** SECTION 350. 16.971 (1) of the statutes is repealed.

4 ***-1857/5.52*** SECTION 351. 16.971 (1m) of the statutes is renumbered 22.03 (2)
5 (a) and amended to read:

6 22.03 (2) (a) ~~The department shall ensure~~ Ensure that an adequate level of
7 information technology services is made available to all agencies by providing
8 systems analysis and application programming services to augment agency
9 resources, as requested. The department shall also ensure that executive branch
10 agencies, other than the board of regents of the University of Wisconsin System,
11 make effective and efficient use of the information technology resources of the state.
12 The department shall, in cooperation with agencies, establish policies, procedures
13 and planning processes, for the administration of information technology services,
14 which executive branch agencies shall follow. The policies, procedures and processes
15 shall address the needs of agencies, other than the board of regents of the University
16 of Wisconsin System, to carry out their functions. The department shall monitor
17 adherence to these policies, procedures and processes.

18 ***-1857/5.53*** SECTION 352. 16.971 (2) (intro.) of the statutes is renumbered
19 22.03 (2) (intro.) and amended to read:

20 22.03 (2) (intro.) The ~~division~~ department shall:

21 ***-1857/5.54*** SECTION 353. 16.971 (2) (a) of the statutes is renumbered 22.03
22 (2) (ae) and amended to read:

23 22.03 (2) (ae) Except as provided in sub. (2m), review and approve, modify or
24 reject all forms approved by a records and forms officer for jurisdiction, authority,
25 standardization of design and nonduplication of existing forms. Unless the ~~division~~

1 department rejects for cause or modifies the form within 20 working days after
2 receipt, it is considered approved. The ~~division's~~ department's rejection of any form
3 is appealable to the public records board. If the head of an agency certifies to the
4 ~~division~~ department that the form is needed on a temporary basis, approval by the
5 ~~division~~ department is not required.

6 *~~1857/5.55~~* SECTION 354. 16.971 (2) (am) to (k) of the statutes are
7 renumbered 22.03 (2) (am) to (k).

8 *~~1857/5.56~~* SECTION 355. 16.971 (2) (L) to (m) of the statutes are renumbered
9 22.03 (2) (L) to (m) and amended to read:

10 22.03 (2) (L) Require each executive branch agency, other than the board of
11 regents of the University of Wisconsin System, to adopt, ~~revise biennially, and~~
12 ~~submit for its approval, to the department, in a form specified by the department, no~~
13 later than March 1 of each year, a strategic plan for the utilization of information
14 technology to carry out the functions of the agency. ~~As a part of each plan, the division~~
15 ~~shall require each executive branch agency to address the business needs of the~~
16 ~~agency and to identify all proposed information technology development projects~~
17 ~~that serve those business needs, the priority for undertaking such projects and the~~
18 ~~justification for each project, including the anticipated benefits of the project. Each~~
19 ~~plan shall identify any changes in the functioning of the agency under the plan. The~~
20 ~~division shall consult with the joint committee on information policy and technology~~
21 ~~in providing guidance for and scheduling of planning by executive branch agencies~~
22 in the succeeding fiscal year for review and approval under s. 22.13.

23 (Lm) No later than 60 days after enactment of each biennial budget act, require
24 each executive branch agency, other than the board of regents of the University of
25 Wisconsin System, that receives funding under that act for an information

1 technology development project to file with the ~~division~~ department an amendment
2 to its strategic plan for the utilization of information technology under par. (L). The
3 amendment shall identify each information technology development project for
4 which funding is provided under that act and shall specify, in a form prescribed by
5 the ~~secretary~~ chief information officer, the benefits that the agency expects to realize
6 from undertaking the project.

7 (m) Assist in coordination and integration of the plans of executive branch
8 agencies relating to information technology approved under par. (L) and, using these
9 plans and the statewide long-range telecommunications plan under s. ~~16.99~~ 22.41
10 (2) (a), formulate and revise biennially a consistent statewide strategic plan for the
11 use and application of information technology. The ~~division~~ department shall, no
12 later than September 15 of each even-numbered year, submit the statewide strategic
13 plan to the cochairpersons of the joint committee on information policy and
14 technology and the governor.

15 *b0473/1.2* SECTION 355m. 16.971 (2) (n) of the statutes is renumbered 22.03
16 (2) (n) and amended to read:

17 22.03 (2) (n) Maintain an information technology resource center to provide
18 appropriate technical assistance and training to small agencies. If funding is made
19 available to the ethics board under this paragraph, the department shall permit the
20 ethics board to utilize the funding to procure technical assistance or training from
21 any source.

22 *-1857/5.57* SECTION 356. 16.971 (2m) of the statutes is renumbered 22.03
23 (2m).

24 *b0224/3.25* SECTION 357ab. 16.971 (3) of the statutes is renumbered 22.03
25 (3) and amended to read:

1 22.03 (3) (a) The ~~secretary~~ chief information officer shall notify the joint
2 committee on finance in writing of the proposed acquisition of any information
3 technology resource that the department considers major or that is likely to result
4 in a substantive change of service, and that was not considered in the regular
5 budgeting process and is to be financed from general purpose revenues or
6 corresponding revenues in a segregated fund. If the cochairpersons of the committee
7 do not notify the ~~secretary~~ chief information officer that the committee has scheduled
8 a meeting for the purpose of reviewing the proposed acquisition within 14 working
9 days after the date of the ~~secretary's~~ officer's notification, the department may
10 approve acquisition of the resource. If, within 14 working days after the date of the
11 ~~secretary's~~ officer's notification, the cochairpersons of the committee notify the
12 ~~secretary~~ officer that the committee has scheduled a meeting for the purpose of
13 reviewing the proposed acquisition, the department shall not approve acquisition of
14 the resource unless the acquisition is approved by the committee.

15 (b) The ~~secretary~~ chief information officer shall promptly notify the joint
16 committee on finance in writing of the proposed acquisition of any information
17 technology resource that the department considers major or that is likely to result
18 in a substantive change in service, and that was not considered in the regular
19 budgeting process and is to be financed from program revenues or corresponding
20 revenues from program receipts in a segregated fund.

21 *–1857/5.59* SECTION 358. 16.971 (4) of the statutes is renumbered 22.03 (4).

22 *–1857/5.59* SECTION 358m. 16.971 (6) of the statutes is renumbered 22.03
23 (6).

24 *–1857/5.60* SECTION 359. 16.971 (9) of the statutes is renumbered 22.03 (9)
25 and amended to read:

1 22.03 (9) In conjunction with the public defender board, the director of state
2 courts, the departments of corrections and justice and district attorneys, the ~~division~~
3 department of electronic government may maintain, promote and coordinate
4 automated justice information systems that are compatible among counties and the
5 officers and agencies specified in this subsection, using the moneys appropriated
6 under s. ~~20.505~~ 20.530 (1) (ja), (kp) and (kq). The ~~division~~ department of electronic
7 government shall annually report to the legislature under s. 13.172 (2) concerning
8 the ~~division's~~ department's efforts to improve and increase the efficiency of
9 integration of justice information systems.

10 *~~1857/5.61~~* **SECTION 360.** 16.971 (11) of the statutes is renumbered 22.03 (11)
11 and amended to read:

12 22.03 (11) The ~~division~~ department may charge executive branch agencies for
13 information technology development and management services provided to them by
14 the ~~division~~ department under this section.

15 *~~1857/5.62~~* **SECTION 361.** 16.973 (title) of the statutes is renumbered 22.05
16 (title) and amended to read:

17 **22.05 (title) Powers of the ~~division of information technology services~~**
18 **department.**

19 *~~1857/5.63~~* **SECTION 362.** 16.973 (1) (intro.) and (b) to (d) of the statutes are
20 renumbered 22.05 (1) (intro.) and (b) to (d).

21 *~~1857/5~~* **SECTION 363.** 16.973 (1) (a) of the statutes is renumbered 22.05 (1)
22 (ag).

23 *~~1857/5.64~~* **SECTION 364.** 16.973 (2) (intro.) and (a) to (d) of the statutes are
24 renumbered 22.05 (2) (intro.) and (a) to (d) and amended to read:

1 22.05 (2) (intro.) The ~~division of information technology services~~ department
2 may:

3 (a) Provide such telecommunications services to agencies as the ~~division~~
4 department considers to be appropriate.

5 (b) Provide such computer services and telecommunications services to local
6 governmental units and the broadcasting corporation and provide such
7 telecommunications services to qualified private schools, postsecondary
8 institutions, museums and zoos, as the ~~division~~ department considers to be
9 appropriate and as the ~~division~~ department can efficiently and economically provide.

10 The ~~division~~ department may exercise this power only if in doing so it maintains the
11 services it provides at least at the same levels that it provides prior to exercising this
12 power and it does not increase the rates chargeable to users served prior to exercise
13 of this power as a result of exercising this power. The ~~division~~ department may
14 charge local governmental units, the broadcasting corporation, and qualified private
15 schools, postsecondary institutions, museums and zoos, for services provided to them
16 under this paragraph in accordance with a methodology determined by the ~~secretary~~
17 chief information officer. Use of telecommunications services by a qualified private
18 school or postsecondary institution shall be subject to the same terms and conditions
19 that apply to a municipality using the same services. The ~~division~~ department shall
20 prescribe eligibility requirements for qualified museums and zoos to receive
21 telecommunications services under this paragraph.

22 (c) Provide such supercomputer services to agencies, local governmental units
23 and entities in the private sector as the ~~division~~ department considers to be
24 appropriate and as the ~~division~~ department can efficiently and economically provide.

25 The ~~division~~ department may exercise this power only if in doing so it maintains the

1 services it provides at least at the same levels that it provides prior to exercising this
2 power and it does not increase the rates chargeable to users served prior to exercise
3 of this power as a result of exercising this power. The ~~division~~ department may
4 charge agencies, local governmental units and entities in the private sector for
5 services provided to them under this paragraph in accordance with a methodology
6 determined by the secretary chief information officer.

7 (d) Undertake such studies, contract for the performance of such studies, and
8 appoint such councils and committees for advisory purposes as the ~~division~~
9 department considers appropriate to ensure that the ~~division's~~ department's plans,
10 capital investments and operating priorities meet the needs of ~~state government and~~
11 ~~of agencies and of~~ local governmental units and entities in the private sector served
12 by the ~~division~~ department. The ~~division~~ department may compensate members of
13 any council or committee for their services and may reimburse such members for
14 their actual and necessary expenses incurred in the discharge of their duties.

15 ***-1857/5.65* SECTION 365.** 16.973 (2) (e) of the statutes is renumbered 22.05
16 (2) (e).

17 ***-1857/5.66* SECTION 366.** 16.974 (intro.) of the statutes is amended to read:
18 **16.974 Duties of the ~~division of information technology services~~**
19 **department.** (intro.) The ~~division of information technology services~~ department
20 shall:

21 ***-1857/5.67* SECTION 367.** 16.974 (1) of the statutes is renumbered 22.07 (1)
22 and amended to read:

23 22.07 (1) Provide or contract with a public or private entity to provide computer
24 services to agencies. The ~~division~~ department may charge agencies for services

1 provided to them under this subsection in accordance with a methodology
2 determined by the ~~secretary~~ chief information officer.

3 *–1857/5.68* SECTION 368. 16.974 (3) of the statutes is renumbered 22.07 (3).

4 *–1857/5.69* SECTION 369. 16.974 (4) to (6) of the statutes are renumbered
5 22.07 (4) to (6) and amended to read:

6 22.07 (4) Ensure responsiveness to the needs of agencies for delivery of
7 high-quality information technology processing services on an efficient and
8 economical basis, while not unduly affecting the privacy of individuals who are the
9 subjects of the information being processed by the ~~division~~ department.

10 (5) Utilize all feasible technical means to ensure the security of all information
11 submitted to the ~~division~~ department for processing by agencies, local governmental
12 units and entities in the private sector.

13 (6) With the advice of the ethics board, adopt and enforce standards of ethical
14 conduct applicable to its paid consultants which are similar to the standards
15 prescribed in subch. III of ch. 19, except that the ~~division~~ department shall not
16 require its paid consultants to file statements of economic interests.

17 *–1857/5.70* SECTION 370. 16.974 (7) (a) of the statutes is renumbered 16.974
18 (1) and amended to read:

19 16.974 (1) Coordinate with the technology for educational achievement in
20 Wisconsin board to provide secured correctional facilities, as defined in s. 44.70 (3r),
21 school districts and cooperative educational service agencies with
22 telecommunications access under s. 44.73 and contract with telecommunications
23 providers to provide such access.

24 *–1857/5.71* SECTION 371. 16.974 (7) (b) to (d) of the statutes are renumbered
25 16.974 (2) to (4).

1 *-1857/5.72* SECTION 372. 16.975 of the statutes is renumbered 22.11 and
2 amended to read:

3 **22.11 Access to information.** *plai space* The ~~division of information technology services~~
4 department shall withhold from access under s. 19.35 (1) all information submitted
5 to the ~~division~~ department by agencies, authorities, units of the federal government,
6 local governmental units or entities in the private sector for the purpose of
7 processing. The ~~division~~ department may not process such information without the
8 consent of the agency, authority, unit or other entity which submitted the
9 information and may not withhold such information from the agency, authority, unit
10 or other entity or from any other person authorized by the agency, authority, unit or
11 entity to have access to the information. The agency, authority, unit or other entity
12 submitting the information remains the custodian of the information while it is in
13 the custody of the ~~division~~ department and access to such information by that agency,
14 authority, unit or entity or any other person shall be determined by that agency,
15 authority, unit or other entity and in accordance with law.

16 *-1857/5.73* SECTION 373. 16.979 of the statutes is renumbered 16.006.

17 *-1857/5.74* SECTION 374. Subchapter IX (title) of chapter 16 [precedes 16.99]
18 of the statutes is repealed.

19 *-1857/5.75* SECTION 375. 16.99 (title) of the statutes is renumbered 22.41
20 (title).

21 *-1857/5.76* SECTION 376. 16.99 (1) of the statutes is repealed.

22 *-1857/5.77* SECTION 377. 16.99 (2) (intro.) and (a) of the statutes are
23 renumbered 22.41 (2) (intro.) and (a) and amended to read:

24 22.41 (2) (intro.) POWERS AND DUTIES. (intro.) The department shall ensure
25 maximum utility, cost-benefit and operational efficiency of all telecommunications

1 systems and activities of this state, and those which interface with cities, counties,
2 villages, towns, other states and the federal government. The department, with the
3 assistance and cooperation of all other ~~departments~~ agencies, shall:

4 (a) Develop and maintain a statewide long-range telecommunications plan,
5 which will serve as a major element for budget preparation, as guidance for technical
6 implementation and as a means of ensuring the maximum use of shared systems by
7 ~~departments~~ agencies when this would result in operational or economic
8 improvements or both.

9 *–1857/5.78* SECTION 378. 16.99 (2) (b) to (e) of the statutes are renumbered
10 22.41 (2) (b) to (e).

11 *–1857/5.79* SECTION 379. 16.99 (2) (f) of the statutes is renumbered 22.41 (2)
12 (f) and amended to read:

13 22.41 (2) (f) Perform the functions of agency telecommunications officer for
14 those ~~departments~~ agencies with no designated focal point for telecommunications
15 planning, coordination, technical review and procurement.

16 *–1857/5.80* SECTION 380. 16.99 (3) of the statutes is renumbered 22.41 (3).

17 *–1335/7.34* SECTION 381. 17.15 (4) of the statutes is repealed.

18 *–1335/7.35* SECTION 382. 17.27 (1r) of the statutes is repealed.

19 *b0593/6.9* SECTION 382b. 18.561 (5) of the statutes is amended to read:

20 18.561 (5) REDEMPTION FUND. The proportion which shall be set aside for the
21 payment of the principal and interest on the enterprise obligations shall from month
22 to month as they accrue and are received, be set apart and paid into a separate fund
23 in the treasury or in an account maintained by a trustee appointed for that purpose
24 in the authorizing resolution to be identified as “the ... redemption fund”. Each
25 redemption fund shall be expended, and all moneys from time to time on hand

1 therein are irrevocably appropriated, in sums sufficient, only for the payment of
2 principal and interest on the enterprise obligations giving rise to it and premium, if
3 any, due upon redemption of any such obligations, and for other obligations that are
4 secured by the property or income, or both, of the enterprise or program. Moneys in
5 the redemption funds may be commingled only for the purpose of investment with
6 other public funds, but they shall be invested only in investment instruments
7 permitted in s. 25.17 (3) (dr). All such investments shall be the exclusive property
8 of the fund and all earnings on or income from such investments shall be credited to
9 the fund.

10 *b0593/6.9* SECTION 382e. 18.562 (3) of the statutes is amended to read:

11 18.562 (3) REDEMPTION FUND. The special fund revenues that are to be set aside
12 for the payment of the principal and interest of the special fund obligations shall be
13 paid into a separate fund in the treasury or in an account maintained by a trustee
14 appointed for that purpose in the authorizing resolution to be identified as “the ...
15 redemption fund”. Each redemption fund shall be expended, and all moneys from
16 time to time on hand therein are irrevocably appropriated, in sums sufficient, only
17 for the payment of principal and interest on the special fund obligations giving rise
18 to it and premium, if any, due upon redemption of any such obligations, and for other
19 obligations that are secured by any fees, penalties, or excise taxes deposited in the
20 special fund. Moneys in the redemption funds may be commingled only for the
21 purpose of investment with other public funds, but they shall be invested only in
22 investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be
23 the exclusive property of the fund and all earnings on or income from such
24 investments shall be credited to the fund.

25 *b0593/6.9* SECTION 382h. 18.57 (1) of the statutes is amended to read:

1 18.57 (1) A separate and distinct fund shall be established in the state treasury
2 or in an account maintained by a trustee appointed for that purpose by the
3 authorizing resolution with respect to each revenue-producing enterprise or
4 program the income from which is to be applied to the payment of any enterprise
5 obligation. A separate and distinct fund shall be established in the state treasury
6 or in an account maintained by a trustee appointed for that purpose by the
7 authorizing resolution with respect to any special fund that is created by the
8 imposition of fees, penalties or excise taxes and is applied to the payment of special
9 fund obligations. All moneys resulting from the issuance of evidences of revenue
10 obligation shall be credited to the appropriate fund or, applied for refunding or note
11 renewal purposes, or to make deposits to reserve funds, except that moneys which
12 represent premium or accrued interest received on the issuance of evidences shall
13 be credited to the appropriate redemption fund.

14 ***b0593/6.9* SECTION 382L.** 18.57 (2) of the statutes is amended to read:

15 18.57 (2) Moneys in such funds may be expended, pursuant to appropriations,
16 only for the purposes and in the amounts for which borrowed, for the payment of the
17 principal of and interest on related revenue obligations, to make deposits to reserve
18 funds, and for expenses incurred in issuing such obligations.

19 ***b0593/6.9* SECTION 382p.** 18.57 (3) of the statutes is amended to read:

20 18.57 (3) Moneys in such funds may be commingled only for the purpose of
21 investment with other public funds, but they shall be invested only in investment
22 instruments permitted in s. 25.17 (3) ~~(dg)~~ (b) or in environmental improvement fund
23 investment instruments permitted in s. 281.59 (2m). All such investments shall be
24 the exclusive property of such fund and all earnings on or income from investments

1 shall be credited to such fund and shall become available for any of the purposes
2 under sub. (2) and for the payment of interest on related revenue obligations.

3 ***b0593/6.9* SECTION 382r.** 18.59 (2) of the statutes is amended to read:

4 18.59 (2) All original revenue–obligation bond anticipation notes, ~~or any~~
5 ~~renewal, shall mature within 5 years from the date of issue of the original notes. The~~
6 notes shall be named revenue–bond anticipation notes and shall recite on their face
7 that they are payable solely from the proceeds of revenue–obligation bonds to be
8 issued under this subchapter. The aggregate amount of such notes outstanding
9 including interest to accrue shall not exceed the aggregate principal amount of the
10 bonds in anticipation of the sale of which they are issued. The rate of interest borne
11 by the notes shall not exceed any maximum rate of interest authorized to be borne
12 by the bonds. No lien shall be created or attached with respect to any property of the
13 state as a consequence of the issuance of such notes except as provided in sub. (4).

14 ***b0593/6.9* SECTION 382u.** 18.59 (3) of the statutes is repealed.

15 ***-1857/5.81* SECTION 383.** 19.36 (4) of the statutes is amended to read:

16 19.36 (4) COMPUTER PROGRAMS AND DATA. A computer program, as defined in s.
17 ~~16.971~~ 22.03 (4) (c), is not subject to examination or copying under s. 19.35 (1), but
18 the material used as input for a computer program or the material produced as a
19 product of the computer program is subject to the right of examination and copying,
20 except as otherwise provided in s. 19.35 or this section.

21 ***-1335/7.36* SECTION 385.** 19.42 (10) (o) of the statutes is created to read:

22 19.42 (10) (o) The chief executive officer and members of the board of directors
23 of the Fox River Navigational System Authority.

24 ***-0985/8.10* SECTION 386.** 19.42 (10) (p) of the statutes is created to read:

1 19.42 (10) (p) A member of the public broadcasting transitional board under
2 s. 15.98 (2) (e).

3 *~~1335/7.37~~* SECTION 388. 19.42 (13) (n) of the statutes is created to read:

4 19.42 (13) (n) The chief executive officer and members of the board of directors
5 of the Fox River Navigational System Authority.

6 *~~0985/8.10~~* SECTION 389. 19.42 (13) (p) of the statutes is created to read:

7 19.42 (13) (p) A member of the public broadcasting transitional board under
8 s. 15.98 (2) (e).

9 *~~b0364/2.2~~* SECTION 390d. 20.001 (3) (c) of the statutes is amended to read:

10 20.001 (3) (c) *Continuing appropriations.* Continuing appropriations,
11 indicated by the abbreviation “C” in s. 20.005, are appropriations which are
12 expendable until fully depleted or repealed by subsequent action of the legislature.

13 The amount of a sum certain continuing appropriation for a given fiscal year consists
14 of the unencumbered balance in the appropriation account at the end of the previous
15 fiscal year, if any, together with any moneys appropriated under s. 20.005 for that
16 fiscal year. The amount of a continuing appropriation from ~~program revenues or~~
17 ~~segregated revenues from program receipts~~ other than a sum certain appropriation
18 consists of the unencumbered balance in the appropriation account at the end of the
19 previous fiscal year, if any, together with any revenues received during the fiscal year
20 that are directed by law to be credited to the appropriation account. Dollar amounts
21 shown in the schedule under s. 20.005 for a continuing appropriation ~~from program~~
22 ~~revenues or segregated revenues from program receipts~~ other than a sum certain
23 appropriation represent the most reliable estimates of the amounts which will be
24 expended during any fiscal year. Except as provided in ss. 20.002 (11) and 20.903 (2),
25 expenditures made in accordance with ch. 16 under a continuing appropriation ~~from~~

1 ~~program revenues or segregated revenues from program receipts other than a sum~~
2 ~~certain appropriation~~ are limited only by the available revenues from which the
3 appropriation is made. Continuing appropriations are indicated in ss. 20.115 to
4 20.875 by the introductory phrase, “as a continuing appropriation”, “all moneys
5 received from,” or “all moneys transferred from”.

6 *~~1044/2.1~~* SECTION 391. 20.002 (11) (d) 7. of the statutes is amended to read:

7 20.002 (11) (d) 7. The fish and wildlife account within the conservation fund
8 ~~under s. 25.29 (3).~~

9 *b0674/1.1* SECTION 392m. 20.003 (4) (d) of the statutes is amended to read:

10 20.003 (4) (d) For fiscal year 2002–03, 1.4% the percentage that would cause
11 the estimated general fund balance on June 30 of that fiscal year to equal
12 \$50,000,000.

13 *b0593/6.10* SECTION 392d. 20.003 (6) of the statutes is created to read:

14 20.003 (6) RESTRICTION ON GENERAL FUND SUPPORTED BORROWING. No bill may be
15 enacted by the legislature if the bill would cause the level of general fund supported
16 borrowing that is authorized in any fiscal biennium, excluding borrowing for the
17 purpose of refunding previous borrowing, to exceed an amount equal to 3.5% of the
18 amount designated as “Estimated Taxes” for the first fiscal year of the fiscal
19 biennium in the summary under s. 20.005 (1), as published in the biennial budget
20 act or acts.

21 *~~0762/P1.1~~* SECTION 393. 20.005 (1) of the statutes is repealed and recreated
22 to read:

23 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
24 the state of Wisconsin for all funds beginning on July 1, 2001, and ending on June
25 30, 2003, is summarized as follows: [See Figure 20.005 (1) following]

1
2
3**Figure: 20.005 (1)****GENERAL FUND SUMMARY**

	2001-02	2002-03
Opening Balance, July 1	\$ 293,270,900	\$ 236,334,800
Revenues and Transfers		
Estimated Taxes	\$10,789,300,000	\$11,435,727,500
Estimated Departmental Revenues		
Tobacco Settlement	153,414,000	155,440,800
Tobacco Securitization	350,000,000	–0–
Other	<u>178,203,300</u>	<u>182,166,700</u>
Total Available	\$11,764,188,200	\$12,009,669,800
Appropriations, Transfers and Reserves		
Gross Appropriations	\$11,593,220,800	\$11,873,578,300
Compensation Reserves	27,900,000	82,500,000
Transfer to Tobacco Control Fund	12,006,400	21,169,200
Less Estimated Lapses	<u>(105,273,800)</u>	<u>(112,255,100)</u>
Total Expenditures	\$11,527,853,400	\$11,864,992,400
Balances		
Gross Balance	\$ 236,334,800	\$ 144,677,400
Less Required Statutory Balance	<u>(139,453,500)</u>	<u>(143,472,900)</u>
Net Balance, June 30	\$ 96,881,300	\$ 1,204,500

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2001-02	2002-03
General Purpose Revenue	\$11,593,220,800	\$11,873,578,300
Federal Revenue		

	2001-02	2002-03
Program Revenue	4,815,882,800	4,840,184,700
Segregated Revenue	<u>695,249,000</u>	<u>738,878,700</u>
	\$ 5,511,131,800	\$ 5,579,063,400
Program Revenue		
State	2,200,553,400	2,262,704,200
Service	<u>775,561,000</u>	<u>757,958,000</u>
	\$ 2,976,114,400	\$ 3,020,662,200
Segregated Revenue		
State	2,815,817,400	2,552,443,200
Local	74,361,000	76,154,400
Service	<u>158,154,400</u>	<u>169,910,200</u>
	\$ 3,048,332,800	\$ 2,798,507,800
GRAND TOTAL	\$ 23,128,799,800	\$ 23,271,811,700

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2001-02	2002-03
General Purpose Revenue	\$ 27,900,000	\$ 82,500,000
Federal Revenue	7,565,700	22,503,500
Program Revenue	20,465,700	60,593,100
Segregated Revenue	<u>4,765,300</u>	<u>14,108,600</u>
TOTAL	\$ 60,696,700	\$ 179,705,200

LOTTERY FUND SUMMARY

	2001-02	2002-03
Gross Revenue	\$ 412,476,100	\$ 414,328,300
Expenses		
Prizes	\$ 235,854,400	\$ 236,834,100
Administrative Expenses	<u>64,206,600</u>	<u>64,884,200</u>
	\$ 300,061,000	\$ 301,718,300
Net Proceeds	\$ 112,415,100	\$ 112,610,000
Total Available for Property Tax Relief		
Opening Balance	\$ 8,184,100	\$ 8,249,500
Net Proceeds	112,415,100	112,610,000
Interest Earnings	2,868,700	2,814,300
Gaming-Related Revenue	<u>2,532,200</u>	<u>2,306,100</u>
	\$ 126,000,100	\$ 125,979,900
Property Tax Relief	\$ 117,750,600	\$ 117,693,300
Gross Closing Balance	\$ 8,249,500	\$ 8,286,600
Reserve	\$ (8,249,500)	\$ (8,286,600)
Net Closing Balance	-0-	-0-

1

2

-0762/P1.2 SECTION 394. 20.005 (2) of the statutes is repealed and recreated

3

to read:

4

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets

5

forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)

6

following]