

1 resources to acquire, construct, develop, enlarge or improve natural resource  
2 administrative office, laboratory, equipment storage or maintenance facilities and to  
3 acquire, construct, develop, enlarge or improve state recreation facilities and state  
4 fish hatcheries. The state may contract public debt in an amount not to exceed  
5 ~~\$23,376,600~~ \$30,576,400 for this purpose.

6 \***-1636/1.1\*** SECTION 970. 20.866 (2) (uv) of the statutes is amended to read:  
7 20.866 (2) (uv) *Transportation, harbor improvements.* From the capital  
8 improvement fund, a sum sufficient for the department of transportation to provide  
9 grants for harbor improvements. The state may contract public debt in an amount  
10 not to exceed ~~\$22,000,000~~ \$25,000,000 for this purpose.

11 \***-1637/1.1\*** SECTION 971. 20.866 (2) (uw) of the statutes is amended to read:  
12 20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the  
13 capital improvement fund, a sum sufficient for the department of transportation to  
14 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and  
15 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).  
16 The state may contract public debt in an amount not to exceed ~~\$23,500,000~~  
17 \$28,000,000 for these purposes.

18 \***b0525/1.1\*** SECTION 971m. 20.866 (2) (uwz) of the statutes is amended to  
19 read:  
20 20.866 (2) (uwz) *Transportation; local roads for job preservation, state funds.*  
21 From the capital improvement fund, a sum sufficient for the department of  
22 transportation to award grants under s. 86.312. The state may contract public debt  
23 in an amount not to exceed ~~\$10,000,000~~ \$2,000,000 for this purpose.

24 \***b0593/6.17\*** SECTION 971n. 20.866 (2) (ux) of the statutes is amended to read:

1           20.866 (2) (ux) *Corrections; correctional facilities.* From the capital  
2 improvement fund, a sum sufficient for the department of corrections to acquire,  
3 construct, develop, enlarge or improve adult and juvenile correctional facilities. The  
4 state may contract public debt in an amount not to exceed ~~\$697,679,300~~  
5 \$790,694,900 for this purpose.

6           **\*b0593/6.17\* SECTION 971r.** 20.866 (2) (v) of the statutes is amended to read:

7           20.866 (2) (v) *Health and family services; mental health and secure treatment*  
8 *facilities.* From the capital improvement fund, a sum sufficient for the department  
9 of health and family services to acquire, construct, develop, enlarge or extend mental  
10 health and secure treatment facilities. The state may contract public debt in an  
11 amount not to exceed ~~\$125,705,700~~ \$128,322,900 for this purpose.

12           **\*-0393/1.1\* SECTION 972.** 20.866 (2) (we) of the statutes is amended to read:

13           20.866 (2) (we) *Agriculture; soil and water.* From the capital improvement  
14 fund, a sum sufficient for the department of agriculture, trade and consumer  
15 protection to provide for soil and water resource management under s. 92.14. The  
16 state may contract public debt in an amount not to exceed ~~\$6,575,000~~ \$13,575,000  
17 for this purpose.

18           **\*-0985/8.32\* SECTION 973.** 20.866 (2) (ws) of the statutes is created to read:

19           20.866 (2) (ws) *Administration; educational communications facilities.* From  
20 the capital improvement fund, a sum sufficient for the department of administration  
21 to acquire, construct, develop, enlarge, or improve educational communications  
22 facilities. Unless the secretary of administration first determines that the federal  
23 communications commission has approved the transfer of all broadcasting licenses  
24 held by the educational communications board to the broadcasting corporation as  
25 defined in s. 39.81 (2), no moneys may be encumbered or public debt contracted under

1 this paragraph. If the secretary of administration determines that the transfer of  
2 licenses has been approved, on and after the effective date of the last license  
3 transferred, as determined by the secretary of administration under s. 39.87 (2) (a),  
4 the state may, for the purpose of this appropriation, contract public debt in an  
5 amount not to exceed \$8,658,100 less any amount contracted on behalf of the  
6 educational communications board before the effective date of the last license  
7 transferred as determined by the secretary of administration under s. 39.87 (2) (a).

8 \*b0697/1.1\* **SECTION 973ar.** 20.866 (2) (xe) of the statutes is created to read:  
9 20.866 (2) (xe) *Building commission; refunding tax-supported and*  
10 *self-amortizing general obligation debt.* From the capital improvement fund, a sum  
11 sufficient to refund the whole or any part of any unpaid indebtedness used to finance  
12 tax-supported or self-amortizing facilities. The state may contract public debt in an  
13 amount not to exceed \$75,000,000 for this purpose. Such indebtedness shall be  
14 construed to include any premium and interest payable with respect thereto. Debt  
15 incurred by this paragraph shall be incurred before June 30, 2003, and shall be  
16 repaid under the appropriations providing for the retirement of public debt incurred  
17 for tax-supported and self-amortizing facilities in proportional amounts to the  
18 purposes for which the debt was refinanced.

19 \*b0593/6.18\* **SECTION 973b.** 20.866 (2) (y) of the statutes is amended to read:  
20 20.866 (2) (y) *Building commission; housing state departments and agencies.*  
21 From the capital improvement fund, a sum sufficient to the building commission for  
22 the purpose of housing state departments and agencies. The state may contract  
23 public debt in an amount not to exceed ~~\$387,646,600~~ \$464,603,100 for this purpose.

24 \*b0593/6.18\* **SECTION 973e.** 20.866 (2) (yg) of the statutes is amended to read:

1           20.866 (2) (yg) *Building commission; project contingencies.* From the capital  
2 improvement fund, a sum sufficient to the building commission for the purpose of  
3 funding project contingencies for projects enumerated in the authorized state  
4 building program for state departments and agencies. The state may contract public  
5 debt in an amount not to exceed ~~\$36,188,400~~ \$45,007,500 for this purpose.

6           **\*b0593/6.18\* SECTION 973h.** 20.866 (2) (ym) of the statutes is amended to read:

7           20.866 (2) (ym) *Building commission; capital equipment acquisition.* From the  
8 capital improvement fund, a sum sufficient to the state building commission to  
9 acquire capital equipment for state departments and agencies. The state may  
10 contract public debt in an amount not to exceed ~~\$105,370,400~~ \$115,839,400 for this  
11 purpose.

12           **\*b0593/6.18\* SECTION 973L.** 20.866 (2) (z) (intro.) of the statutes is amended  
13 to read:

14           20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the  
15 capital improvement fund, a sum sufficient to the building commission for relocation  
16 assistance and capital improvements for other public purposes authorized by law but  
17 not otherwise specified in this chapter. The state may contract public debt in an  
18 amount not to exceed ~~\$1,056,769,500~~ \$1,205,101,000 for this purpose. Of this  
19 amount:

20           **\*b0593/6.18\* SECTION 973p.** 20.866 (2) (z) 3m. of the statutes is created to  
21 read:

22           20.866 (2) (z) 3m. An amount equal to \$63,500,000 is allocated for the biostar  
23 initiative. The total amount of debt authorized under this subdivision may not  
24 exceed the following amounts on the following dates:

25           a. Prior to July 1, 2003, \$18,000,000.

1 b. July 1, 2003, or thereafter, \$63,500,000.

2 \*b0593/6.18\* SECTION 973y. 20.866 (2) (zbh) of the statutes is created to read:

3 20.866 (2) (zbh) *Medical College of Wisconsin, Inc.; biomedical research and*  
4 *technology incubator.* From the capital improvement fund, a sum sufficient to  
5 provide a grant to the Medical College of Wisconsin, Inc., to aid in the construction  
6 of a biomedical research and technology incubator. The state may contract public  
7 debt in an amount not to exceed \$25,000,000 for this purpose.

8 \*-0705/3.4\* SECTION 975. 20.866 (2) (zcm) of the statutes is amended to read:

9 20.866 (2) (zcm) *Technology for educational achievement in Wisconsin board;*  
10 *public library educational technology infrastructure financial assistance.* From the  
11 capital improvement fund, a sum sufficient for the technology for educational  
12 achievement in Wisconsin board to provide educational technology infrastructure  
13 financial assistance to public library boards under s. 44.72 (4). The state may  
14 contract public debt in an amount not to exceed ~~\$10,000,000~~ \$3,000,000 for this  
15 purpose.

16 \*-0985/8.33\* SECTION 977. 20.866 (2) (zd) of the statutes is amended to read:

17 20.866 (2) (zd) *Educational communications board; educational*  
18 *communications facilities.* From the capital improvement fund, a sum sufficient for  
19 the educational communications board to acquire, construct, develop, enlarge or  
20 improve educational communications facilities. The state may contract public debt  
21 in an amount not to exceed ~~\$8,658,100~~ \$16,658,100 for this purpose before July 1,  
22 2003, and an amount not to exceed \$22,858,100 for this purpose on and after July 1,  
23 2003. If the secretary of administration determines that the federal communications  
24 commission has approved the transfer of all broadcasting licenses held by the  
25 educational communications board to the broadcasting corporation as defined in s.

1 39.81 (2), on and after the effective date of the last license transferred as determined  
2 by the secretary of administration under s. 39.87 (2) (a).

3 **\*b0593/6.21\* SECTION 977n.** 20.866 (2) (zj) of the statutes is amended to read:

4 20.866 (2) (zj) *Military affairs; armories and military facilities.* From the  
5 capital improvement fund, a sum sufficient for the department of military affairs to  
6 acquire, construct, develop, enlarge, or improve armories and other military  
7 facilities. The state may contract public debt in an amount not to exceed ~~\$20,417,300~~  
8 \$22,421,900 for this purpose.

9 **\*-0739/1.1\* SECTION 978.** 20.866 (2) (zn) of the statutes is amended to read:

10 20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the  
11 capital improvement fund, a sum sufficient for the department of veterans affairs for  
12 loans to veterans under s. 45.79 (6) (a). The state may contract public debt in an  
13 amount not to exceed ~~\$2,020,500,000~~ \$2,120,840,000 for this purpose.

14 **\*b0593/6.22\* SECTION 978b.** 20.866 (2) (zp) of the statutes is amended to read:

15 20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital  
16 improvement fund, a sum sufficient for the department of veterans affairs to acquire,  
17 construct, develop, enlarge or improve facilities at state veterans homes. The state  
18 may contract public debt in an amount not to exceed ~~\$15,941,000~~ \$29,520,900 for this  
19 purpose.

20 **\*b0593/6.22\* SECTION 978h.** 20.866 (2) (zx) of the statutes is amended to read:

21 20.866 (2) (zx) *State fair park board; board facilities.* From the capital  
22 improvement fund, a sum sufficient for the state fair park board to acquire,  
23 construct, develop, enlarge, or improve state fair park board facilities. The state may  
24 contract public debt in an amount not to exceed ~~\$3,887,100~~ \$4,587,100 for this  
25 purpose.

1           **\*b0593/6.22\* SECTION 978p.** 20.866 (2) (zz) of the statutes is amended to read:  
2           20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the  
3 capital improvement fund, a sum sufficient to the state fair park board to acquire,  
4 construct, develop, enlarge, or improve facilities at the state fair park in West Allis.  
5 The state may contract public debt not to exceed ~~\$44,787,100~~ \$45,787,100 for this  
6 purpose.

7           **\*-1464/2.57\* SECTION 979.** 20.867 (3) (h) of the statutes is amended to read:  
8           20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to  
9 guarantee full payment of principal and interest costs for self-amortizing or  
10 partially self-amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 ~~(2)~~ (1)  
11 (j), 20.285 (1) (ih), (kd) and (km), 20.370 (7) (eq) and 20.485 (1) (go) if moneys  
12 available in those appropriations are insufficient to make full payment, and to make  
13 full payment of the amounts determined by the building commission under s. 13.488  
14 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 ~~(2)~~ (1) (j), 20.285 (1) (ih), (kd)  
15 or (km) or 20.485 (1) (go) is insufficient to make full payment of those amounts. All  
16 amounts advanced under the authority of this paragraph shall be repaid to the  
17 general fund whenever the balance of the appropriation for which the advance was  
18 made is sufficient to meet any portion of the amount advanced. The department of  
19 administration may take whatever action is deemed necessary including the making  
20 of transfers from program revenue appropriations and corresponding appropriations  
21 from program receipts in segregated funds and including actions to enforce  
22 contractual obligations that will result in additional program revenue for the state,  
23 to ensure recovery of the amounts advanced.

24           **\*-1464/2.58\* SECTION 980.** 20.867 (3) (k) of the statutes is amended to read:

1           20.867 (3) (k) *Interest rebates on obligation proceeds; program revenues.* All  
2 moneys transferred from the appropriations under pars. (g) and (i) and ss. 20.190 (1)  
3 (j), 20.245 (2) (1) (j), 20.285 (1) (kd), 20.410 (1) (ko) and 20.505 (5) (g) and (kc) to make  
4 the payments determined by the building commission under s. 13.488 (1) (m) on the  
5 proceeds of obligations specified in those paragraphs.

6           \*~~1256/5.3~~\* SECTION 981. 20.875 (1) (a) of the statutes is repealed and  
7 recreated to read:

8           20.875 (1) (a) *General fund transfer.* A sum sufficient equal to the amount that  
9 is required to be transferred under s. 16.518 (3).

10           \*~~1256/5.4~~\* SECTION 982. 20.876 of the statutes is created to read:

11           **20.876 Tax relief fund.** (1) TRANSFERS TO FUND. There is appropriated to the  
12 tax relief fund:

13           (a) *General fund transfer.* A sum sufficient equal to the amount that is required  
14 to be transferred under s. 16.518 (4).

15           (2) TRANSFERS FROM THE FUND. There is appropriated from the tax relief fund  
16 to the general fund:

17           (q) *Tax relief fund transfer.* An amount equal to the amount certified to the  
18 secretary of administration under s. 71.07 (7m) (d).

19           \*~~1857/5.95~~\* SECTION 983. 20.903 (2) (b) of the statutes is amended to read:

20           20.903 (2) (b) Notwithstanding sub. (1), liabilities may be created and moneys  
21 expended from the appropriations under ss. 20.370 (8) (mt), 20.395 (4) (eq), (er) and  
22 (es) and 20.505 (1) (im), (ka), (kb), and (kc) ~~and (kd)~~ in an additional amount not  
23 exceeding the depreciated value of equipment for operations financed under ss.  
24 20.370 (8) (mt), 20.395 (4) (eq), (er) and (es) and 20.505 (1) (im), (ka), (kb), and (kc)  
25 ~~and (kd)~~. The secretary of administration may require such statements of assets and



1 liabilities as he or she deems necessary before approving expenditure estimates in  
2 excess of the unexpended moneys in the appropriation account.

3 **\*-2050/1.2\* SECTION 984.** 20.916 (8) (a) of the statutes is amended to read:

4 20.916 (8) (a) The secretary of employment relations shall recommend to the  
5 joint committee on employment relations uniform travel schedule amounts for travel  
6 by state officers and employees whose compensation is established under s. 20.923  
7 or 230.12. Such amounts shall include maximum permitted amounts for meal and  
8 lodging costs, special allowance expenses under sub. (9) (d), and portorage tips,  
9 except as authorized under s. 16.53 (12) (c). In lieu of the maximum permitted  
10 amounts for expenses under sub. (9) (b), (c), and (d), the secretary may recommend  
11 to the committee a per diem amount and method of reimbursement for any or all  
12 expenses under sub. (9) (b), (c), and (d). ~~The secretary shall also recommend to the~~  
13 ~~committee the amount of the allowance for legislative expenses under s. 13.123 (1)~~  
14 ~~(a) 1.~~

15 **\*-2050/1.3\* SECTION 985.** 20.916 (8) (b) of the statutes is amended to read:

16 20.916 (8) (b) The approval process for the uniform travel schedule amounts  
17 ~~and allowances for legislative expenses~~ under this subsection shall be the same as  
18 that provided under s. 230.12 (3) (b). The approved amounts for the uniform travel  
19 schedule ~~and legislative expense allowances~~ shall be incorporated into the  
20 compensation plan under s. 230.12 (1).

21 **\*-0985/8.34\* SECTION 988.** 20.923 (4) (e) 1e. of the statutes is amended to read:

22 20.923 (4) (e) 1e. Educational communications board: executive director. If the  
23 secretary of administration determines that the federal communications  
24 commission has approved the transfer of all broadcasting licenses held by the  
25 educational communications board to the broadcasting corporation as defined in s.

1 39.81 (2), this subdivision does not apply on and after the effective date of the last  
2 license transferred as determined by the secretary of administration under s. 39.87  
3 (2) (a).

4 **\*-1857/5.96\* SECTION 989.** 20.923 (4) (h) 2. of the statutes is created to read:

5 20.923 (4) (h) 2. Electronic government, department of: secretary (chief  
6 information officer).

7 **\*b0571/1.1\* SECTION 989m.** 20.923 (4g) (intro.) of the statutes is amended to  
8 read:

9 20.923 (4g) UNIVERSITY OF WISCONSIN SYSTEM SENIOR EXECUTIVE POSITIONS.  
10 (intro.) A compensation plan consisting of 9 university senior executive salary  
11 groups is established for certain administrative positions at the University of  
12 Wisconsin System. The salary ranges and adjustments to the salary ranges for the  
13 university senior executive salary groups 1 and 2 shall be contained in the  
14 recommendations of the secretary of employment relations under s. 230.12 (3) (e).  
15 The salary ranges and adjustments to the salary ranges for university senior  
16 executive salary groups 3 to 9 shall be determined by the board of regents of the  
17 University of Wisconsin System based on an analysis of salaries paid for similar  
18 positions at comparable universities in other states. The board of regents of the  
19 ~~University of Wisconsin System~~ shall set the salaries for these positions within the  
20 ranges to which the positions are assigned to reflect the hierarchical structure of the  
21 system, to recognize merit, to permit orderly salary progression and to recognize  
22 competitive factors. The salary of any incumbent in the positions identified in pars.  
23 (ae) to (f) may not exceed the maximum of the salary range for the group to which the  
24 position is assigned. The positions are assigned as follows:

25 **\*-0985/8.35\* SECTION 991.** 20.923 (6) (b) of the statutes is amended to read:

1           20.923 (6) (b) Educational communications board: unclassified professional  
2 staff. If the secretary of administration determines that the federal communications  
3 commission has approved the transfer of all broadcasting licenses held by the  
4 educational communications board to the broadcasting corporation as defined in s.  
5 39.81 (2), this paragraph does not apply on and after the effective date of the last  
6 license transferred as determined by the secretary of administration under s. 39.87  
7 (2) (a).

8           \***-1772/1.1\*** SECTION 993. 20.923 (6) (dm) of the statutes is repealed.

9           \***-1553/2.15\*** SECTION 994. 20.924 (1) (h) of the statutes is repealed.

10          \***b0593/6.23\*** SECTION 994d. 20.924 (1) (i) of the statutes is created to read:

11           20.924 (1) (i) Shall not acquire or lease or authorize the acquisition or leasing  
12 of any building, structure, or facility, or portion thereof, for initial occupancy by the  
13 department of corrections for the purpose of confining persons serving a sentence of  
14 imprisonment to the Wisconsin state prisons or for the purpose of confining juveniles  
15 alleged or found to be delinquent unless the construction of the building, structure,  
16 or facility or the conversion of the building, structure, or facility into a correctional  
17 facility either was completed before January 1, 2001, or began after the building,  
18 structure, or facility was enumerated in the authorized state building program.

19          \***b0593/6.23\*** SECTION 994e. 20.924 (1) (j) of the statutes is created to read:

20           20.924 (1) (j) Shall not enter into any lease or other contract that provides for  
21 the construction of any building, structure, or facility, or portion thereof, for initial  
22 occupancy by the state and that contains an option for the state to purchase the  
23 building, structure, or facility unless the construction and purchase of the building,  
24 structure, or facility is enumerated in the authorized state building program prior  
25 to entering into the lease or other contract.

1           \*~~1464/2.59~~\* **SECTION 995.** 20.924 (4) of the statutes is amended to read:

2           20.924 (4) In addition to the authorized building program for the historical  
3 society, the society may expend any funds which are made available from the  
4 appropriations under s. 20.245 (1) ~~(ag), (g), (h) and, (m), (2) (a) to (bi), (g), (h) and (m),~~  
5 ~~(3) (g), (h), (m) and (n), (4) (g), (h) and (m) and (5) (a), (g), (h) and (m) and (n).~~

6           \*~~2411/3.2~~\* **SECTION 996.** 21.01 (1) of the statutes is amended to read:

7           21.01 (1) The organized militia of this state shall be known as the “Wisconsin  
8 national guard” and ~~the “Wisconsin naval militia”~~ and shall consist of members  
9 appointed or enlisted therein in accordance with federal law or regulations  
10 governing or pertaining to the national guard or to the naval militia.

11           \*~~2411/3.3~~\* **SECTION 997.** 21.01 (3) of the statutes is created to read:

12           21.01 (3) The Wisconsin naval militia shall consist of members or former  
13 members of U.S. naval, coast guard, or marine corps reserve, enlisted or appointed,  
14 who also join the Wisconsin naval militia. The members and units of the Wisconsin  
15 naval militia while in state service shall be under the command and control of the  
16 governor through the adjutant general. Their membership in the Wisconsin naval  
17 militia is authorized under the provisions of Title 10 U.S. Code Sections 7851, 7852,  
18 and 7854. The primary purpose of the naval militia will be to respond to the call of  
19 the governor to support the state of Wisconsin during times of natural disaster, state  
20 emergency, domestic disorder, or other public service support missions. The military  
21 structure of the units of the naval militia will be established by the adjutant general  
22 by military regulation, approved by the governor. The term “naval militia” when  
23 used in this chapter will refer to the members and units thus organized and not to  
24 the “national guard,” unless the context otherwise requires that interpretation.

25           \*~~2411/3.4~~\* **SECTION 998.** 21.015 (1) of the statutes is amended to read:

1           21.015 (1) Administer the national guard and the naval militia.

2           \***-2411/3.5\*** SECTION 999. 21.015 (2) of the statutes is amended to read:

3           21.015 (2) Provide facilities for the national guard and the naval militia and  
4 any other support available from the appropriations under s. 20.465.

5           \***-2411/3.6\*** SECTION 1000. 21.025 (2) (b) of the statutes is amended to read:

6           21.025 (2) (b) The governor may form an aviation unit and a naval unit of the  
7 state defense force and formulate the rules and regulations therefor and prescribe  
8 the duties thereof consistent with the functions of the state defense force.

9           \***-2411/3.7\*** SECTION 1001. 21.025 (2) (c) of the statutes is amended to read:

10          21.025 (2) (c) Officers and enlistees, while on active duty under orders of the  
11 governor, shall receive the base pay and allowances of ~~the~~ their identical pay grade  
12 in the United States army.

13          \***-2411/3.8\*** SECTION 1002. 21.03 of the statutes is amended to read:

14          **21.03 Distribution of arms.** The governor may receive and distribute,  
15 according to law, the quota of arms and military equipment which the state may  
16 receive from the government of the United States under the provisions of any acts  
17 of congress providing for arming and equipping the national guard, the naval militia,  
18 and the state defense force.

19          \***-2411/3.9\*** SECTION 1003. 21.07 of the statutes is amended to read:

20          **21.07 Decorations and awards.** The adjutant general may prescribe  
21 decorations and awards for the Wisconsin national guard, the Wisconsin naval  
22 militia, and the state defense force, the form and issue thereof made under rules  
23 adopted by the adjutant general and approved by the governor.

24          \***-2411/3.10\*** SECTION 1004. 21.09 of the statutes is amended to read:

1           **21.09 Training; special schools; pay and allowances.** The governor may  
2 order the national guard or the naval militia, or both, to assemble for training at any  
3 military establishment within or without the state specified and approved by the  
4 department of defense and fix the dates and places thereof, and the governor may  
5 order members of the national guard and the naval militia, at their option, to attend  
6 such special schools for military training as may be authorized by the state or federal  
7 government. For such training and attendance at special schools, members of the  
8 national guard and the naval militia shall receive such pay and allowances as the  
9 federal government or the governor may authorize.

10           \*~~2411/3.11~~\* **SECTION 1005.** 21.11 (1) of the statutes is amended to read:

11           21.11 (1) In case of war, insurrection, rebellion, riot, invasion or resistance to  
12 the execution of the laws of this state or of the United States; in the event of public  
13 disaster resulting from flood, conflagration or tornado; in order to assess damage or  
14 potential damage and to recommend responsive action as a result of natural or  
15 man-made events; or upon application of any marshal of the United States, the  
16 president of any village, the mayor of any city, the chairperson of any town board, or  
17 any sheriff in this state, the governor may order into active service all or any portion  
18 of the national guard or the naval militia. If the governor is absent, or cannot be  
19 immediately communicated with, any such civil officer may, if the officer deems the  
20 occasion so urgent, make such application, which shall be in writing, to the  
21 commanding officers of any company, battalion or regiment, or similar naval militia  
22 unit, who may upon approval of the adjutant general, if the danger is great and  
23 imminent, order out that officer's command to the aid of such civil officer. Such order  
24 shall be delivered to the commanding officer, who shall immediately communicate  
25 the order to each, and every subordinate officer, and every company commander or

1 similar naval militia commander receiving the same shall immediately  
2 communicate the substance thereof to each member of the company or naval militia  
3 unit, or if any such member cannot be found, a notice in writing containing the  
4 substance of such order shall be left at the last and usual place of residence of such  
5 member with some person of suitable age and discretion, to whom its contents shall  
6 be explained.

7 **\*-2411/3.12\* SECTION 1006.** 21.11 (2) of the statutes is amended to read:

8 21.11 (2) Any commissioned officer or enlisted member of the national guard  
9 or the naval militia who fails to carry out orders or fails to appear at the time or place  
10 ordered as provided in sub. (1) shall be punished under the Wisconsin code of military  
11 justice. Any person who advises or endeavors to persuade an officer or soldier  
12 enlisted member to refuse or neglect to appear at such place or obey such order shall  
13 forfeit not less than \$200 nor more than \$1,000.

14 **\*-2411/3.13\* SECTION 1007.** 21.13 (1) of the statutes is amended to read:

15 21.13 (1) If any member of the national guard, the naval militia, or the state  
16 defense force is prosecuted by any civil or criminal action for any act performed by  
17 the member while in the performance of military duty and in pursuance of military  
18 duty, the action against the member shall be defended by counsel, which may include  
19 the attorney general, appointed for that purpose by the governor upon the  
20 recommendation of the adjutant general. The adjutant general shall make the  
21 recommendation if the act performed by the member was in the line of duty. The costs  
22 and expenses of any such defense shall be audited by the department of  
23 administration and paid out of the state treasury and charged to the appropriation  
24 under s. 20.455 (1) (b) and if the jury or court finds that the member of the national  
25 guard, the naval militia, or the state defense force against whom the action is

1 brought acted within the scope of his or her employment as a member, the judgment  
2 as to damages entered against the member shall also be paid by the state.

3 **\*-2411/3.14\* SECTION 1008.** 21.13 (2) of the statutes is amended to read:

4 21.13 (2) Any civil action or proceeding brought against a member of the  
5 national guard, the naval militia, or the state defense force under sub. (1) is subject  
6 to ss. 893.82 and 895.46.

7 **\*-2411/3.15\* SECTION 1009.** 21.18 (1) of the statutes is amended to read:

8 21.18 (1) ~~The~~ Except as provided in sub. (4), the military staff of the governor  
9 shall consist of the adjutant general, with a minimum rank of brigadier general; a  
10 deputy adjutant general for army, who may be a general officer; an assistant adjutant  
11 general, army, for readiness and training, who may be a general officer; a deputy  
12 assistant adjutant general, army, for readiness and training; a deputy adjutant  
13 general for air, who may be a general officer; a chief surgeon for army, who may be  
14 a general officer; a chief surgeon for air, who may be a general officer; a staff judge  
15 advocate for army, who may be a general officer; a staff judge advocate for air, who  
16 may be a general officer; a state chaplain, who may be a general officer; and such  
17 other officers as the governor deems necessary. Vacancies in positions other than  
18 those of the adjutant general shall be filled through appointment by the adjutant  
19 general.

20 **\*-2411/3.16\* SECTION 1010.** 21.18 (4) of the statutes is created to read:

21 21.18 (4) The military staff of the governor shall be to include an assistant to  
22 the adjutant general for readiness and training for the naval militia who shall hold  
23 the rank of rear admiral lower half, or brigadier general, depending upon branch of  
24 service. He or she shall be appointed by the adjutant general with the consent of the  
25 governor for a 3-year period and the appointee may be reappointed to successive



1 periods. The appointment of this assistant to the adjutant general shall not be  
2 conditioned upon current membership in one of the United States armed forces  
3 reserves. However, the appointee must comply with sub. (2) and must currently be  
4 either a member of a U.S. reserve component, or have been separated from military  
5 service under honorable conditions. The remainder of the military staff of the naval  
6 militia shall be established by military regulations promulgated by the adjutant  
7 general and approved by the governor.

8 \***-2411/3.17\*** SECTION 1011. 21.19 (2) of the statutes is amended to read:

9 21.19 (2) The department of military affairs on behalf of the state may rent to  
10 appropriate organizations or individuals state-owned lands, buildings and facilities  
11 used by, acquired for, or erected for the Wisconsin national guard or other state  
12 recognized military force, when not required for use by the Wisconsin national guard,  
13 or other state recognized military force. Such rental shall not be effective unless in  
14 writing and approved by the governor and the adjutant general or a designee in  
15 writing.

16 \***-2411/3.18\*** SECTION 1012. 21.19 (8) of the statutes is amended to read:

17 21.19 (8) The adjutant general or a designee shall issue all necessary supplies  
18 to members and units of the national guard, naval militia, or state defense force and  
19 may contract for the purchase and transportation of such supplies, subject to s. 16.71  
20 (1).

21 \***-2411/3.19\*** SECTION 1013. 21.20 of the statutes is amended to read:

22 **21.20 Civil service status.** All full-time state-paid employees of the  
23 department of military affairs shall be under the classified service, except the  
24 adjutant general, the executive assistant to the adjutant general, the deputy  
25 adjutants general for army and air, the assistant to the adjutant general for

1 readiness and training for the naval militia, and the administrator of the division of  
2 emergency management.

3 \***-2411/3.20\*** SECTION 1014. 21.30 of the statutes is amended to read:

4 **21.30 Chief surgeons; powers and duties.** The chief surgeons for army and  
5 air shall, under direction of the adjutant general, have general supervision of the  
6 medical units of the Wisconsin national guard, the Wisconsin naval militia, and state  
7 defense force when organized. The chief surgeons shall make recommendations  
8 concerning procurement of medical supplies for state active duty operations, for the  
9 procurement and training of medical personnel and for the publication of Wisconsin  
10 national guard, Wisconsin naval militia, or state defense force directives on medical  
11 subjects. The chief surgeons shall submit an annual report of the affairs and  
12 expenses of their departments to the adjutant general.

13 \***-2411/3.21\*** SECTION 1015. 21.32 of the statutes is amended to read:

14 **21.32 Physical examinations.** The chief surgeons for army and, air, and  
15 naval militia shall provide for such physical examinations and inoculations of  
16 officers, enlistees and applicants for enlistment, in the Wisconsin national guard and  
17 the Wisconsin naval militia, as may be prescribed by department of defense and  
18 national guard regulations and, if applicable, Wisconsin naval militia regulations.

19 \***-2411/3.22\*** SECTION 1016. 21.35 of the statutes is amended to read:

20 **21.35 Federal laws and regulations; no discrimination.** The  
21 organization, armament, equipment and discipline of the Wisconsin national guard  
22 and the Wisconsin naval militia shall be that prescribed by federal laws or  
23 regulations; and the governor may by order perfect such organization, armament,  
24 equipment and discipline, at any time, so as to comply with such laws and  
25 regulations insofar as they are consistent with the Wisconsin code of military justice.

1 Notwithstanding any rule or regulation prescribed by the federal government or any  
2 officer or department thereof, no person, otherwise qualified, may be denied  
3 membership in the Wisconsin national guard or the Wisconsin naval militia because  
4 of sex, color, race, creed or sexual orientation and no member of the Wisconsin  
5 national guard or the Wisconsin naval militia may be segregated within the  
6 Wisconsin national guard or the Wisconsin naval militia on the basis of sex, color,  
7 race, creed or sexual orientation. Nothing in this section prohibits separate facilities  
8 for persons of different sexes with regard to dormitory accommodations, public  
9 toilets, showers, saunas and dressing rooms.

10 **\*-2411/3.23\* SECTION 1017.** 21.36 (1) of the statutes is amended to read:

11 21.36 (1) The rules of discipline and the regulations of the armed forces of the  
12 U.S. shall, so far as the same are applicable, constitute the rules of discipline and the  
13 regulations of the national guard and the naval militia; the rules and uniform code  
14 of military justice established by congress and the department of defense for the  
15 armed forces shall be adopted so far as they are applicable and consistent with the  
16 Wisconsin code of military justice for the government of the national guard and the  
17 naval militia, and the system of instruction and the drill regulations prescribed for  
18 the different arms and corps of the armed forces of the U.S. shall be followed in the  
19 military instruction and practice of the national guard and the naval militia, and the  
20 use of any other system is forbidden.

21 **\*-2411/3.24\* SECTION 1018.** 21.36 (2) of the statutes is amended to read:

22 21.36 (2) The governor may make and publish rules, regulations and orders for  
23 the government of the national guard and the naval militia, not inconsistent with the  
24 law, and cause the same, together with any laws relating thereto, to be printed and  
25 distributed in book form or otherwise in such numbers as the governor deems

1 necessary, and the governor may provide for all books, blank books, and blanks that  
2 may be necessary for the proper discharge of the duty of all officers. The governor  
3 may delegate the authority under this subsection to the adjutant general by  
4 executive order.

5 **\*-2411/3.25\* SECTION 1019.** 21.38 of the statutes is amended to read:

6 **21.38 Uniform of Wisconsin national guard.** The uniform of the national  
7 guard and the naval militia shall be that prescribed by regulations for the  
8 corresponding branch of the United States armed forces. The uniform of the naval  
9 militia shall be consistent for all unit members regardless of the branch of service.  
10 This requirement shall be made by regulation by the adjutant general.

11 **\*-2411/3.26\* SECTION 1020.** 21.43 of the statutes is amended to read:

12 **21.43 Commissions and rank.** The governor shall issue commissions to all  
13 officers whose appointments are approved by the governor. Every commission shall  
14 be countersigned by the secretary of state and attested by the adjutant general and  
15 continue as provided by law. Each officer so commissioned shall take and file with  
16 the department of military affairs the oath of office prescribed by article IV, section  
17 28, of the constitution. All commissioned officers shall take rank according to the  
18 date assigned them by their commissions, and when 2 of the same grade rank from  
19 the same date, their rank shall be determined by length of service in the national  
20 guard and naval militia creditable for pay, and if of equal service then by lot.

21 **\*-2411/3.27\* SECTION 1021.** 21.47 of the statutes is amended to read:

22 **21.47 Examinations for promotion or appointments.** The governor may  
23 order any subordinate officer or person nominated or recommended for promotion or  
24 appointment in the national guard or naval militia to be examined by any competent  
25 officer or board of officers, designated in orders for that purpose, as to that person's

1 qualifications for the office to which that person may be recommended or appointed,  
2 and may take such action on the report of such examining officer or board of officers  
3 as the governor deems to be for the best interests of the service. The governor may  
4 also require the physical examination provided for admission to the United States  
5 army ~~or~~ air force, navy, marine corps, or coast guard.

6 **\*-2411/3.28\* SECTION 1022.** 21.48 (1) of the statutes is amended to read:

7 21.48 (1) Each officer and enlisted person of the Wisconsin national guard and  
8 the naval militia on active duty in the state under orders of the governor on a state  
9 pay basis shall receive the base pay and allowances of an officer or enlisted person  
10 of equal rank in the corresponding branch of the U.S. armed forces except that the  
11 base pay so provided shall not be less than \$50 per day.

12 **\*-2411/3.29\* SECTION 1023.** 21.48 (3) of the statutes is amended to read:

13 21.48 (3) The governor may order, with their consent, to active duty in the  
14 department of military affairs, any departmental officers of the governor's staff,  
15 including the adjutant general ~~and~~, the deputy adjutants general, and the assistant  
16 to the adjutant general for readiness and training for the naval militia, and while so  
17 assigned the officers shall receive the pay, but not the allowances, of an officer of  
18 equal grade in the armed forces of the United States.

19 **\*-0552/1.1\* SECTION 1024.** 21.49 (1) (b) 2. of the statutes is amended to read:

20 21.49 (1) (b) 2. Any accredited institution of higher education, as defined ~~by~~  
21 ~~rule by the higher educational aids board in 20 USC 1002.~~

22 **\*b0302/2.1\* SECTION 1024c.** 21.49 (3) (a) of the statutes is amended to read:

23 21.49 (3) (a) Any eligible guard member upon satisfactory completion of a  
24 full-time ~~or part-time~~ course in a qualifying school is eligible for a tuition grant  
25 equal to 100% of the actual tuition charged by the school ~~or~~, 100% of the maximum

1 resident undergraduate tuition charged by the university of Wisconsin–Madison for  
2 a comparable number of credits, or \$1,000 per semester or \$500 per summer session,  
3 whichever amount is less. The department shall promulgate rules establishing a  
4 methodology for determining the amount of the grant paid under this paragraph for  
5 a national guard member who is engaged in a part–time course or who attends a  
6 school that operates on a calendar other than a semester calendar.

7 \*b0303/1.1\* SECTION 1024g. 21.49 (3m) of the statutes is renumbered 21.49  
8 (3m) (a) and amended to read:

9 21.49 (3m) (a) The Except as provided in par. (b), the department may require  
10 a guard member who has received a grant under this section to repay the amount of  
11 the grant to the department if the national guard member, within 12 months of  
12 receipt of the grant, fails to meet any of the national guard service eligibility criteria  
13 established by the department by rule.

14 \*b0303/1.1\* SECTION 1024h. 21.49 (3m) (b) of the statutes is created to read:

15 21.49 (3m) (b) A guard member shall repay all tuition grants paid under this  
16 section to the guard member during the term of his or her enlistment contract if the  
17 guard member is separated for cause from the national guard for misconduct, as  
18 defined in the rules and regulations of the national guard, or for being absence  
19 without leave for more than 9 unit training sessions.

20 \*-2411/3.30\* SECTION 1025. 21.59 of the statutes is amended to read:

21 **21.59 Issue of subsistence.** The adjutant general, during state active duty  
22 of the national guard, the naval militia, or state defense force, shall issue subsistence  
23 to personnel.

24 \*-1857/5.97\* SECTION 1026. Chapter 22 (title) of the statutes is created to read:

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**CHAPTER 22**  
**DEPARTMENT OF**  
**ELECTRONIC GOVERNMENT**

**\*-1857/5.98\* SECTION 1027.** 22.01 (2m), (5), (6m) and (10) of the statutes are created to read:

22.01 **(2m)** “Board” means the information technology management board.

**(5)** “Department” means the department of electronic government.

**(6m)** “Information technology portfolio” means information technology systems, applications, infrastructure, and information resources and human resources devoted to developing and maintaining information technology systems.

**(10)** “Telecommunications” means all services and facilities capable of transmitting, switching, or receiving information in any form by wire, radio, or other electronic means.

**\*-0985/8.37\* SECTION 1028.** 22.05 (1) (ac) of the statutes is created to read:

22.05 **(1)** (ac) “Broadcasting corporation” has the meaning given under s. 39.81 (2).

**\*-1857/5.99\* SECTION 1029.** 22.05 (2) (f) to (i) of the statutes are created to read:

22.05 **(2)** (f) Acquire, operate, and maintain any information technology equipment or systems required by the department to carry out its functions, and provide information technology development and management services related to those information technology systems. The department may assess executive branch agencies, other than the board of regents of the University of Wisconsin System, for the costs of equipment or systems acquired, operated, maintained, or provided or services provided under this paragraph in accordance with a

1 methodology determined by the chief information officer. The department may also  
2 charge any agency for such costs as a component of any services provided by the  
3 department to the agency.

4 (g) Assume direct responsibility for the planning and development of any  
5 information technology system in the executive branch of state government outside  
6 of the University of Wisconsin System that the chief information officer determines  
7 to be necessary to effectively develop or manage the system, with or without the  
8 consent of any affected executive branch agency. The department may charge any  
9 executive branch agency for the department's reasonable costs incurred in carrying  
10 out its functions under this paragraph on behalf of that agency.

11 (h) Establish master contracts for the purchase of materials, supplies,  
12 equipment, or contractual services relating to information technology or  
13 telecommunications for use by agencies, authorities, local governmental units, or  
14 entities in the private sector and require any executive branch agency, other than the  
15 board of regents of the University of Wisconsin System, to make any purchases of  
16 materials, supplies, equipment, or contractual services included under the contract  
17 pursuant to the terms of the contract.

18 (i) Accept gifts, grants, and bequests, to be used for the purposes for which  
19 made, consistently with applicable laws.

20 **\*-1857/5.100\* SECTION 1030.** 22.07 (intro.) of the statutes is created to read:

21 **22.07 Duties of the department.** (intro.) The department shall:

22 **\*b0224/3.48\* SECTION 1030d.** 22.07 (2) of the statutes is created to read:

23 22.07 (2) Promulgate rules prescribing methodologies for establishing all fees  
24 and charges established or assessed by the department or the chief information  
25 officer under this chapter.



1           **\*b0224/3.48\* SECTION 1030k.** 22.07 (7) of the statutes is created to read:

2           22.07 (7) Prescribe and revise as necessary performance measures to ensure  
3 financial controls and accountability, optimal personnel utilization, and customer  
4 satisfaction for all information technology functions in the executive branch outside  
5 of the University of Wisconsin System and annually, no later than March 31, report  
6 to the joint committee on information policy and technology and the board  
7 concerning the performance measures utilized by the department and the actual  
8 performance of the department and the executive branch agencies measured against  
9 the performance measures then in effect.

10           **\*b0224/3.48\* SECTION 1030L.** 22.07 (8) of the statutes is created to read:

11           22.07 (8) Offer the opportunity to local governmental units to voluntarily  
12 obtain computer or supercomputer services from the department when those  
13 services are provided under s. 22.05 (2) (b) or (c), and to voluntarily participate in any  
14 master contract established by the department under s. 22.05 (2) (h) or in the use of  
15 any informational system or device provided by the department under 22.09 (3).

16           **\*-1857/5.101\* SECTION 1031.** 22.09 of the statutes is created to read:

17           **22.09 Powers of the chief information officer.** The chief information  
18 officer may:

19           (1) Establish and collect assessments and charges for all authorized services  
20 provided by the department, subject to applicable agreements under sub. (2).

21           (2) Subject to s. 22.05 (2) (b), enter into and enforce an agreement with any  
22 agency, any authority, any unit of the federal government, any local governmental  
23 unit, or any entity in the private sector to provide services authorized to be provided  
24 by the department to that agency, authority, unit, or entity at a cost specified in the  
25 agreement.

1           **(3)** Develop or operate and maintain any system or device facilitating Internet  
2 or telephone access to information about programs of agencies, authorities, local  
3 governmental units, or entities in the private sector, or otherwise permitting the  
4 transaction of business by agencies, authorities, local governmental units, or entities  
5 in the private sector by means of electronic communication. The chief information  
6 officer may assess executive branch agencies, other than the board of regents of the  
7 University of Wisconsin System, for the costs of systems or devices that are  
8 developed, operated, or maintained under this subsection in accordance with a  
9 methodology determined by the officer. The chief information officer may also charge  
10 any agency, authority, local governmental unit, or entity in the private sector for such  
11 costs as a component of any services provided by the department to that agency,  
12 authority, local governmental unit, or entity.

13           **(5)** Review and approve, approve with modifications, or disapprove any  
14 proposed contract for the purchase of materials, supplies, equipment, or contractual  
15 services relating to information technology or telecommunications by an executive  
16 branch agency, other than the board of regents of the University of Wisconsin  
17 System.

18           \*–1857/5.102\* **SECTION 1032.** 22.13 of the statutes is created to read:

19           **22.13 Strategic plans for executive branch agencies.** **(1)** As a part of each  
20 proposed strategic plan submitted under s. 22.03 (2) (L), the department shall  
21 require each executive branch agency to address the business needs of the agency  
22 and to identify all proposed information technology development projects that serve  
23 those business needs, the priority for undertaking such projects, and the justification  
24 for each project, including the anticipated benefits of the project. Each proposed plan  
25 shall identify any changes in the functioning of the agency under the plan. In each

1 even-numbered year, the plan shall include identification of any information  
2 technology development project that the agency plans to include in its biennial  
3 budget request under s. 16.42 (1).

4 (2) Each proposed strategic plan shall separately identify the initiatives that  
5 the executive branch agency plans to undertake from resources available to the  
6 agency at the time that the plan is submitted and initiatives that the agency proposes  
7 to undertake that would require additional resources.

8 (3) Following receipt of a proposed strategic plan from an executive branch  
9 agency, the chief information officer shall, before June 1, notify the agency of any  
10 concerns that the officer may have regarding the plan and provide the agency with  
11 his or her recommendations regarding the proposed plan. The chief information  
12 officer may also submit any concerns or recommendations regarding any proposed  
13 plan to the board for its consideration. The board shall then consider the proposed  
14 plan and provide the chief information officer with its recommendations regarding  
15 the plan. The executive branch agency may submit modifications to its proposed  
16 plan in response to any recommendations.

17 (4) Before June 15, the chief information officer shall consider any  
18 recommendations provided by the board under sub. (3) and shall then approve or  
19 disapprove the proposed plan in whole or in part.

20 (5) No executive branch agency, other than the board of regents of the  
21 University of Wisconsin System, may implement a new or revised information  
22 technology development project authorized under a strategic plan until the  
23 implementation is approved by the chief information officer in accordance with  
24 procedures prescribed by the officer.

1           (6) The department shall consult with the joint committee on information  
2 policy and technology in providing guidance for planning by executive branch  
3 agencies.

4           \*~~1857/5.103~~\* SECTION 1033. 22.15 of the statutes is created to read:

5           **22.15 Information technology portfolio management.** With the  
6 assistance of executive branch agencies and the advice of the board, the department  
7 shall manage the information technology portfolio of state government in accordance  
8 with a management structure that includes all of the following:

9           (1) Criteria for selection of information technology assets to be managed.

10          (2) Methods for monitoring and controlling information technology  
11 development projects and assets.

12          (3) Methods to evaluate the progress of information technology development  
13 projects and the effectiveness of information technology systems, including  
14 performance measurements for the information technology portfolio.

15          \*~~1857/5.104~~\* SECTION 1034. 22.17 of the statutes is created to read:

16          **22.17 Information technology management board.** (1) The board shall  
17 provide the chief information officer with its recommendations concerning any  
18 elements of the strategic plan of an executive branch agency that are referred to the  
19 board under s. 22.13 (3).

20          (2) The board may advise the chief information officer with respect to  
21 management of the information technology portfolio of state government under s.  
22 22.15.

23          (3) The board may, upon petition of an executive branch agency, review any  
24 decision of the chief information officer under this chapter affecting that agency.  
25 Upon review, the board may affirm, modify, or set aside the decision. If the board

1 modifies or sets aside the decision of the chief information officer, the decision of the  
2 board stands as the decision of the chief information officer and the decision is not  
3 subject to further review or appeal.

4 (4) The board may monitor progress in attaining goals for information  
5 technology and telecommunications development set by the chief information officer  
6 or executive branch agencies, other than the board of regents of the University of  
7 Wisconsin System, and may make recommendations to the officer or agencies  
8 concerning appropriate means of attaining those goals.

9 \*b0593/6.24\* SECTION 1034h. 23.0917 (3) (a) of the statutes is amended to  
10 read:

11 23.0917 (3) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
12 2009–10, the department may obligate moneys under the subprogram for land  
13 acquisition to acquire land for the purposes specified in s. 23.09 (2) (d) and grants for  
14 these purposes under s. 23.096, except as provided under ss. 23.197 (3m) (b), (7),  
15 (7m), and (8) and 23.198 (1) (a).

16 \*b0648/1.1\* SECTION 1034k. 23.0917 (3) (bm) of the statutes is created to read:

17 23.0917 (3) (bm) During the period beginning with fiscal year 2001–02 and  
18 ending with fiscal year 2009–10, in obligating money under the subprogram for land  
19 acquisition, the department shall set aside not less than a total of \$12,000,000 that  
20 may be obligated only to provide matching funds for grants awarded to the  
21 department for the purchase of land or easements under 16 USC 2103c.

22 \*b0593/6.24\* SECTION 1034p. 23.0917 (4) (a) of the statutes is amended to  
23 read:

24 23.0917 (4) (a) Beginning with fiscal year 2000–01 and ending with fiscal year  
25 2009–10, the department may obligate moneys under the subprogram for property

1 development and local assistance. Moneys obligated under this subprogram may be  
2 only used for nature-based outdoor recreation, except as provided under par. (cm).

3 **\*b0593/6.24\* SECTION 1034pm.** 23.0917 (4) (cm) of the statutes is created to  
4 read:

5 23.0917 (4) (cm) Notwithstanding pars. (b) and (c), moneys may be obligated  
6 under the subprogram for property development and local assistance for any of the  
7 following purposes:

8 1. Construction of the Wisconsin agricultural stewardship initiative facility  
9 under s. 23.197 (7m).

10 2. Projects approved by the state fair park board under s. 23.197 (8).

11 3. Reconstruction of the chalet at Rib Mountain State Park under s. 23.197 (3m)  
12 (b).

13 4. Renovation of the facility known as the Atlas Mill located in the city of  
14 Appleton under s. 23.197 (5m).

15 5. Development of a conservation law enforcement museum under s. 23.197  
16 (8m).

17 **\*b0636/1.1\* SECTION 1035g.** 23.0917 (7) (e) of the statutes is amended to read:

18 23.0917 (7) (e) For any land for which moneys are proposed to be obligated from  
19 the appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to  
20 a governmental unit under s. 23.09 (19), (20), or (20m) or 30.277 or to a nonprofit  
21 conservation organization under s. 23.096, and if the department estimates that the  
22 fair market value of the land exceeds \$200,000, the governmental unit or nonprofit  
23 conservation organization shall submit to the department ~~two appraisals~~ at least one  
24 appraisal if the department estimates that the fair market value of the land exceeds  
25 \$200,000, and the department shall obtain its own independent appraisal.

1           **\*b0642/1.1\* SECTION 1035m.** 23.0917 (7) (f) of the statutes is created to read:  
2           23.0917 (7) (f) 1. In this paragraph, “taxation district” has the meaning given  
3 in s. 70.114 (1) (e).

4           2. For any acquisition of any land that is funded with moneys obligated from  
5 the appropriation under s. 20.866 (2) (ta), the department, within 30 days after the  
6 moneys are obligated, shall submit to the clerk and the assessor of each taxation  
7 district in which the land is located a copy of every appraisal in the department’s  
8 possession that was prepared in order to determine the fair market value of the land  
9 involved. An assessor who receives a copy of an appraisal under this subdivision  
10 shall consider the appraisal in valuing the land as provided under s. 70.32 (1).

11           **\*-1411/2.2\* SECTION 1036.** 23.0917 (8) (b) of the statutes is created to read:  
12           23.0917 (8) (b) The department may not obligate moneys from the  
13 appropriation under s. 20.866 (2) (ta) for the acquisition or development of land by  
14 a county or other local governmental unit or political subdivision if the county, local  
15 governmental unit, or political subdivision acquires the land involved by  
16 condemnation.

17           **\*-0341/1.1\* SECTION 1037.** 23.097 (1) of the statutes is renumbered 23.097 (1)  
18 (b) and amended to read:

19           23.097 (1) (b) The department shall award grants to counties, cities and,  
20 villages, towns, and nonprofit organizations for up to 50% of the cost of tree  
21 management plans, tree inventories, brush residue projects, the development of tree  
22 management ordinances, tree disease evaluations, public education concerning  
23 trees in urban areas and other tree projects.

24           **\*-0341/1.2\* SECTION 1038.** 23.097 (1) (a) of the statutes is created to read:

1           23.097 (1) (a) In this subsection, a “nonprofit organization” means an  
2 organization that is described in section 501 (c) (3) of the Internal Revenue Code and  
3 that is exempt from federal income tax under section 501 (a) of the Internal Revenue  
4 Code.

5           **\*b0632/1.2\* SECTION 1038d.** 23.125 of the statutes is created to read:

6           **23.125 Natural resources board member conflicts of interest.** (1) If a  
7 member of the natural resources board is the holder of a permit or license issued by  
8 the department under chs. 280 to 299, that member may not engage in a discussion  
9 at a board meeting or participate in a board decision on any matter that substantially  
10 relates to the permit or license.

11           (2) If a member of the natural resources board receives, or has during the  
12 previous 2 years received, a significant portion of his or her income directly or  
13 indirectly from a holder of or applicant for a permit or license issued by the  
14 department under chs. 280 to 299, that member may not engage in a discussion at  
15 a board meeting or participate in a board decision on any matter that substantially  
16 relates to the permit or license, except that this restriction does not apply with  
17 respect to a permit or license held or applied for by an agency, department, or  
18 subdivision of this state.

19           **\*b0477/2.1\* SECTION 1038g.** 23.14 (title) of the statutes is amended to read:

20           **23.14 (title) Approval Procedures required before new lands acquired.**

21           **\*b0477/2.1\* SECTION 1038m.** 23.14 of the statutes is renumbered 23.14 (1).

22           **\*b0477/2.1\* SECTION 1038r.** 23.14 (2) of the statutes is created to read:

23           23.14 (2) The department may not acquire any rights in the lands that are  
24 included in the Milwaukee county grounds unless the department first notifies the  
25 joint committee on finance in writing of the proposed acquisition. If the



1       cochairpersons of the committee do not notify the department within 14 working  
2       days after the date of the department's notification that the committee has scheduled  
3       a meeting to review the proposed acquisition, the department may acquire the  
4       proposed rights. If, within 14 working days after the date of the department's  
5       notification, the cochairpersons of the committee notify the department that the  
6       committee has scheduled a meeting to review the proposed acquisition, the  
7       department may acquire the rights only upon approval of the committee.

8                \***-1335/7.43\*** **SECTION 1039.** 23.175 (1) (b) of the statutes is amended to read:

9                23.175 (1) (b) "State agency" means any office, department, agency, institution  
10       of higher education, association, society or other body in state government created  
11       or authorized to be created by the constitution or any law which is entitled to expend  
12       moneys appropriated by law, including any authority created under ch. 231, 233 ~~or~~,  
13       234, or 237 but not including the legislature or the courts.

14                \***b0634/2.1\*** **SECTION 1039b.** 23.193 of the statutes is created to read:

15                **23.193 Acquisition of certain lands purchased by the board of**  
16       **commissioners of public lands. (1)** If the board of commissioners of public lands  
17       invests moneys in the purchase of land under s. 24.61 (2) (a) 10., the department,  
18       within 5 years after the date of purchase, may offer to exchange land that is currently  
19       owned by the state and that is under the jurisdiction of the department for the land  
20       purchased under s. 24.61 (2) (a) 10. The value of the land offered for exchange by the  
21       department shall be of approximately equal value, as defined in s. 24.09 (1) (bm).

22                (2) If the department fails to make such an offer under sub. (1) within the  
23       required time period, the department shall pay the board of commissioners of public  
24       lands an amount that equals the fair market value of the land and the board shall

1 transfer jurisdiction over any land purchased under s. 24.61 (2) (a) 10. to the  
2 department.

3 (3) Section 23.14 does not apply to any land over which the department  
4 acquires jurisdiction under this section.

5 \*b0593/6.25\* SECTION 1039c. 23.197 (3m) of the statutes is renumbered  
6 23.197 (3m) (a) and amended to read:

7 23.197 (3m) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both,  
8 the department shall provide funding in the amount of \$50,000 to rebuild ~~a~~ the  
9 chalet at Rib Mountain State Park. The department shall determine how the moneys  
10 being provided under this subsection paragraph will be allocated between the  
11 appropriations under s. 20.866 (2) (ta) and (tz). For purposes of s. 23.0915 (1),  
12 moneys provided from the appropriation under s. 20.866 (2) (tz) shall be treated as  
13 moneys expended for general property development. For purposes of s. 23.0917,  
14 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
15 moneys obligated under the subprogram for property development and local  
16 assistance.

17 \*b0593/6.25\* SECTION 1039d. 23.197 (3m) (b) of the statutes is created to read:

18 23.197 (3m) (b) In addition to the amounts provided under par. (a), the  
19 department shall provide, from the appropriation under s. 20.866 (2) (ta), funding  
20 in the amount of \$1,000,000 to reconstruct the chalet at Rib Mountain State Park for  
21 which funding is provided under par. (a). For purposes of s. 23.0917, moneys  
22 provided under this paragraph shall be treated as moneys obligated under either or  
23 both of the subprograms under s. 23.0917 (3) and (4).

24 \*b0646/3.2\* SECTION 1039f. 23.197 (5m) of the statutes is created to read:

1           23.197 (5m) ATLAS MILL RENOVATION. From the appropriation under s. 20.866  
2 (2) (ta), the department shall provide \$250,000 to an organization known as the  
3 Paper International Hall of Fame, Inc., to renovate the the facility known as the  
4 Atlas Mill located in the city of Appleton into a facility to be known as the World  
5 Paper Center. For the purposes of s. 23.0917, moneys provided under this subsection  
6 from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated  
7 under the subprogram for property development and local assistance.

8           **\*b0643/3.1\* SECTION 1039k.** 23.197 (6m) of the statutes is created to read:

9           23.197 (6m) PLOVER RIVER; CONSERVATION EASEMENTS. From the appropriation  
10 under s. 20.866 (2) (ta), the department shall provide \$135,000 to acquire  
11 conservation easements along the Plover River in Marathon County and Portage  
12 County. For the purposes of s. 23.0917, moneys provided under this subsection from  
13 the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under  
14 the subprogram for land acquisition.

15           **\*b0644/3.1\* SECTION 1039m.** 23.197 (7) of the statutes is created to read:

16           23.197 (7) MENASHA; SKATEBOARD PARK. From the appropriation under s. 20.866  
17 (2) (ta), during the fiscal biennium 2001–03 the department shall provide \$25,000  
18 to the city of Menasha for the purchase of land to be used for a skateboard park  
19 facility in Winnebago County. For purposes of s. 23.0917, moneys provided under  
20 this subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as  
21 moneys obligated under the subprogram for land acquisition.

22           **\*b0593/6.25\* SECTION 1039n.** 23.197 (7m) of the statutes is created to read:

23           23.197 (7m) WISCONSIN AGRICULTURAL STEWARDSHIP INITIATIVE FACILITY. From  
24 the appropriation under s. 20.866 (2) (ta), the department shall provide funding in  
25 the amount of \$1,000,000 for the Wisconsin agricultural stewardship initiative at the

1 University of Wisconsin–Platteville and the University of Wisconsin–Madison, to  
2 construct a facility to be used for conducting research and for training farmers  
3 concerning the development of sound environmental farming practices. For  
4 purposes of s. 23.0917, moneys provided under this subsection shall be treated as  
5 moneys obligated under either or both of the subprograms under s. 23.0917 (3) and  
6 (4).

7 **\*b0593/6.25\* SECTION 1039p.** 23.197 (8) of the statutes is created to read:

8 23.197 (8) STATE FAIR PARK CONSTRUCTION. From the appropriation under s.  
9 20.866 (2) (ta), the department shall provide \$2,000,000 for projects that are  
10 approved by the state fair park board. For purposes of s. 23.0917, moneys provided  
11 under this subsection shall be treated as moneys obligated under either or both of  
12 the subprograms under s. 23.0917 (3) and (4).

13 **\*b0647/3.2\* SECTION 1039s.** 23.197 (8m) of the statutes is created to read:

14 23.197 (8m) CONSERVATION LAW ENFORCEMENT MUSEUM. From the appropriation  
15 under s. 20.866 (2) (ta), the department shall provide funding in the amount of  
16 \$250,000 for the development of a conservation law enforcement museum.  
17 Expenditures under this subsection shall be made in a manner such that, for every  
18 \$1 received by the department from private grants, gifts, or bequests for the  
19 development of the museum, \$1 will be expended from the moneys under this  
20 subsection. For the purposes of s. 23.0917, moneys provided under this subsection  
21 from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated  
22 under the subprogram for property development and local assistance.

23 **\*b0593/6.25\* SECTION 1039w.** 23.198 (1) (a) of the statutes is amended to read:

24 23.198 (1) (a) From the appropriation under s. 20.866 (2) (ta), the department  
25 shall provide up to ~~\$1,500,000~~ \$4,500,000 for the development of ~~a state park that~~

1 ~~will provide access to Lake Michigan in the city of Milwaukee Lakeshore State Park.~~  
2 For purposes of s. 23.0917, moneys provided under this paragraph shall be treated  
3 as moneys obligated under either or both of the subprogram for property  
4 development and local assistance subprograms under s. 23.0917 (3) and (4).

5 \*~~0313/2.1~~\* SECTION 1040. 23.235 (2) of the statutes is amended to read:

6 23.235 (2) Except as provided in sub. (3), no person may sell, offer for sale,  
7 distribute, plant, or cultivate any nuisance weed multiflora rose or seeds thereof.

8 \*~~0313/2.2~~\* SECTION 1041. 23.235 (4) of the statutes is repealed.

9 \*~~0313/2.3~~\* SECTION 1042. 23.24 of the statutes is created to read:

10 **23.24 Aquatic plants. (1) DEFINITIONS.** In this section:

11 (a) “Aquaculture” has the meaning given in s. 93.01 (1d).

12 (b) “Aquatic plant” means a planktonic, submergent, emergent, or floating-leaf  
13 plant or any part thereof.

14 (c) “Control” means to cut, remove, destroy, or suppress.

15 (d) “Cultivate” means to intentionally maintain the growth or existence of.

16 (e) “Distribute” means to sell, offer to sell, distribute for no consideration, or  
17 offer to distribute for no consideration.

18 (f) “Introduce” means to plant, cultivate, stock, or release.

19 (g) “Invasive aquatic plant” means an aquatic plant that is designated under  
20 sub. (2) (b) 1.

21 (h) “Manage” means to introduce or control.

22 (i) “Native” means indigenous to the waters of this state.

23 (j) “Nonnative” means not indigenous to the waters of this state.

24 (k) “Waters of this state” means any surface waters within the territorial limits  
25 of this state.

1           (2) PROGRAM ESTABLISHED. (a) The department shall establish a program for  
2 the waters of this state to do all of the following:

- 3           1. Protect and develop diverse and stable communities of native aquatic plants.
- 4           2. Regulate how aquatic plants are managed.
- 5           3. Provide education and conduct research concerning invasive aquatic plants.

6           (b) Under the program implemented under par. (a), the department shall do all  
7 of the following:

8           1. Designate by rule which aquatic plants are invasive aquatic plants for  
9 purposes of this section. The department shall designate Eurasian water milfoil,  
10 curly leaf pondweed, and purple loosestrife as invasive aquatic plants and may  
11 designate any other aquatic plant as an invasive aquatic plant if it has the ability to  
12 cause significant adverse change to desirable aquatic habitat, to significantly  
13 displace desirable aquatic vegetation, or to reduce the yield of products produced by  
14 aquaculture.

15           2. Administer and establish by rule procedures and requirements for the  
16 issuing of aquatic plants management permits required under sub. (3).

17           (c) The requirements promulgated under par. (b) 2. may specify any of the  
18 following:

19           1. The quantity of aquatic plants that may be managed under an aquatic plant  
20 management permit.

21           2. The species of aquatic plants that may be managed under an aquatic plant  
22 management permit.

23           3. The areas in which aquatic plants may be managed under an aquatic plant  
24 management permit.

1           4. The methods that may be used to manage aquatic plants under an aquatic  
2 plant management permit.

3           5. The times during which aquatic plants may be managed under an aquatic  
4 plant management permit.

5           6. The allowable methods for disposing or using aquatic plants that are  
6 removed or controlled under an aquatic plant management permit.

7           7. The requirements for plans that the department may require under sub. (3)  
8 (b).

9           **(3) PERMITS.** (a) Unless a person has a valid aquatic plant management permit  
10 issued under the program established under sub. (2), no person may do any of the  
11 following:

12           1. Introduce nonnative aquatic plants into waters of this state.

13           2. Manually remove aquatic plants from navigable waters.

14           3. Control aquatic plants in waters of this state by the use of chemicals.

15           4. Control aquatic plants in navigable waters by introducing biological agents,  
16 by using a process that involves dewatering, desiccation, burning, or freezing, or by  
17 using mechanical means.

18           (b) The department may require that an application for an aquatic plant  
19 management permit contain a plan for the department's approval as to how the  
20 aquatic plants will be introduced, removed, or controlled.

21           (c) The department may promulgate a rule to establish fees for aquatic plant  
22 management permits. Under the rule, the department may establish a different fee  
23 for an aquatic plant management permit to manage aquatic plants that are located  
24 in a body of water that is entirely confined on the property of one property owner.

25           **(4) EXEMPTIONS FROM PERMITS.** (a) In this subsection:

1           1. “Local governmental unit” means a political subdivision of this state, a  
2 special purpose district in this state, an instrumentality or corporation of the  
3 political subdivision or special purpose district, or a combination or subunit of any  
4 of the foregoing.

5           2. “State agency” means any office, department, independent agency, or  
6 attached board or commission within the executive branch of state government, or  
7 any special purpose authority created by statute.

8           (b) The permit requirement under sub. (3) does not apply to any of the following:

9           1. A person who manually removes aquatic plants from privately owned stream  
10 beds with the permission of the landowner.

11           2. A person who engages in an activity listed under sub. (3) (a) in the course of  
12 harvesting wild rice as authorized under s. 29.607.

13           3. A person who engages in an activity listed under sub. (3) (a) in the course of  
14 operating a fish farm as authorized under s. 95.60.

15           (c) The department may promulgate a rule to waive the permit requirement  
16 under sub. (3) (a) 2. for any of the following:

17           1. A person who owns property on which there is a body of water that is entirely  
18 confined on the property of that person.

19           2. A riparian owner who manually removes aquatic plants from a body of water  
20 that abuts the owner’s property provided that the removal does not interfere with the  
21 rights of other riparian owners.

22           3. A person who is controlling purple loosestrife.

23           4. A person who uses chemicals in a body of water for the purpose of controlling  
24 bacteria on bathing beaches.



1           5. A person who uses chemicals on plants to prevent the plants from interfering  
2 with the use of water for drinking purposes.

3           6. A state agency or a local governmental unit that uses a chemical treatment  
4 in a body of water for the purpose of protecting the public health.

5           **(5) DISTRIBUTION PROHIBITED.** No person may distribute an invasive aquatic  
6 plant.

7           **(6) PENALTIES.** (a) Except as provided in par. (b), any person who violates sub.  
8 (3) shall forfeit not more than \$200.

9           (b) A person who violates sub. (3) and who, within 5 years before the arrest of  
10 the current conviction, was previously convicted of a violation of sub. (3) shall forfeit  
11 not less than \$700 nor more than \$2,000 or shall be imprisoned for not less than 6  
12 months nor more than 9 months or both.

13           (c) The court may order a person who is convicted under par. (b) to abate any  
14 nuisance caused by the violation, restore any natural resource damaged by the  
15 violation, or take other appropriate action to eliminate or minimize any  
16 environmental damage caused by the violation.

17           (d) A person who violates sub. (5) shall forfeit not more than \$100.

18           **\*b0649/1.1\* SECTION 1042k.** 23.255 of the statutes is created to read:

19           **23.255 Geographical management units.** If the department divides the  
20 state into geographical units for the purpose of managing its functions, the  
21 department shall include the LaCrosse–Bad Axe Watershed and the Kickapoo River  
22 Watershed in the same geographical unit.

23           **\*b0340/1.2\* SECTION 1045m.** 23.33 (1) (bc) of the statutes is created to read:

24           23.33 (1) (bc) “All–terrain vehicle club” means a club consisting of individuals  
25 that promotes the recreational use of all–terrain vehicles.

1           \*–1622/2.6\* SECTION 1046. 23.33 (1) (g) of the statutes is repealed.

2           \*–1622/2.7\* SECTION 1047. 23.33 (1) (jn) of the statutes is created to read:

3           23.33 (1) (jn) “Registration documentation” means an all-terrain vehicle  
4 registration certificate, a validated registration receipt, or a registration decal.

5           \*–1622/2.8\* SECTION 1048. 23.33 (1) (o) of the statutes is created to read:

6           23.33 (1) (o) “Validated registration receipt” means a receipt issued by the  
7 department or an agent under sub. (2) (ig) 1. a. that shows that an application and  
8 the required fees for a registration certificate has been submitted to the department.

9           \*–1622/2.9\* SECTION 1049. 23.33 (2) (a) of the statutes is amended to read:

10           23.33 (2) (a) *Requirement.* No person may operate and no owner may give  
11 permission for the operation of an all-terrain vehicle within this state unless the  
12 all-terrain vehicle is registered for public use or for private use under this subsection  
13 or sub. (2g), is exempt from registration, or is operated with a reflectorized plate  
14 attached in the manner specified under par. (dm) 3. No person may operate and no  
15 owner may give permission for the operation of an all-terrain vehicle on a public  
16 all-terrain vehicle route or trail unless the all-terrain vehicle is registered for public  
17 use under this subsection or sub. (2g), ~~is exempt from registration or is operated with~~  
18 ~~a reflectorized plate attached in the manner specified under par. (dm) 3.~~

19           \*–1622/2.10\* SECTION 1050. 23.33 (2) (d) of the statutes is amended to read:

20           23.33 (2) (d) *Registration; private use; fee.* An all-terrain vehicle used  
21 exclusively for agricultural purposes or used exclusively on private property may be  
22 registered for private use. The fee for the issuance ~~or renewal~~ of a registration  
23 certificate for private use is \$6.

24           \*–1622/2.11\* SECTION 1051. 23.33 (2) (dm) 4. of the statutes is created to read:

1           23.33 (2) (dm) 4. Paragraphs (i), (ig), and (ir) do not apply to commercial  
2 all-terrain vehicle certificates or reflectorized plates.

3           \***-1622/2.12\*** SECTION 1052. 23.33 (2) (h) (title) of the statutes is repealed.

4           \***-1622/2.13\*** SECTION 1053. 23.33 (2) (h) of the statutes is renumbered 23.33  
5 (2) (p) 2. and amended to read:

6           23.33 (2) (p) 2. The department ~~shall~~ may establish by rule additional  
7 procedures and requirements for all-terrain vehicle registration.

8           \***-1622/2.14\*** SECTION 1054. 23.33 (2) (i) (intro.) of the statutes is amended to  
9 read:

10           23.33 (2) (i) *Registration; ~~appointment of agents~~ issuers*. (intro.) For the  
11 issuance of ~~all-terrain vehicle registration certificates original or duplicate~~  
12 registration documentation and for the transfer or renewal of registration  
13 documentation, the department may do any of the following:

14           \***-1622/2.15\*** SECTION 1055. 23.33 (2) (i) 1. of the statutes is amended to read:

15           23.33 (2) (i) 1. Directly issue ~~the certificates, transfer, or renew the registration~~  
16 documentation with or without using the expedited service specified in par. (ig) 1.

17           \***-1622/2.16\*** SECTION 1056. 23.33 (2) (i) 2. of the statutes is repealed.

18           \***-1622/2.17\*** SECTION 1057. 23.33 (2) (i) 3. of the statutes is amended to read:

19           23.33 (2) (i) 3. Appoint persons who are not employees of the department as  
20 agents of the department to issue the certificate as agents of the department,  
21 transfer, or renew the registration documentation using either or both of the  
22 expedited services specified in par. (ig) 1.

23           \***-1622/2.18\*** SECTION 1058. 23.33 (2) (ig) of the statutes is created to read:

24           23.33 (2) (ig) *Registration; methods of issuance*. 1. For the issuance of original  
25 or duplicate registration documentation and for the transfer or renewal of

1 registration documentation, the department may implement either or both of the  
2 following expedited procedures to be provided by the department and any agents  
3 appointed under par. (i) 3.:

4 a. A noncomputerized procedure under which the department or agent may  
5 accept applications for registration certificates and issue a validated registration  
6 receipt at the time the applicant submits the application accompanied by the  
7 required fees.

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

12 2. Under either procedure under subd. 1., the applicant shall receive any  
13 remaining items of registration documentation directly from the department at a  
14 later date. The items of registration documentation issued at the time of the  
15 submittal of the application under either procedure shall be sufficient to allow the  
16 all-terrain vehicle for which the application is submitted to be operated in  
17 compliance with the registration requirements under this subsection.

18 **\*-1622/2.19\* SECTION 1059.** 23.33 (2) (ir) of the statutes is created to read:

19 23.33 (2) (ir) *Fees.* 1. In addition to the applicable fee under par. (c), (d), or (e),  
20 each agent appointed under par. (i) 3. shall collect an expedited service fee of \$3 each  
21 time the agent issues a validated registration receipt under par. (ig) 1. a. The agent  
22 shall retain the entire amount of each expedited service fee the agent collects.

23 2. In addition to the applicable fee under par. (c), (d), or (e), the department or  
24 the agent appointed under par. (i) 3. shall collect an expedited service fee of \$3 each

1 time the expedited service under par. (ig) 1. b. is provided. The agent shall remit to  
2 the department \$1 of each expedited service fee the agent collects.

3 **\*-1622/2.20\* SECTION 1060.** 23.33 (2) (j) of the statutes is repealed.

4 **\*-1622/2.21\* SECTION 1061.** 23.33 (2) (k) of the statutes is repealed.

5 **\*-1622/2.22\* SECTION 1062.** 23.33 (2) (L) of the statutes is repealed.

6 **\*-1622/2.23\* SECTION 1063.** 23.33 (2) (m) of the statutes is repealed.

7 **\*-1622/2.24\* SECTION 1064.** 23.33 (2) (n) of the statutes is repealed.

8 **\*-1622/2.25\* SECTION 1065.** 23.33 (2) (o) of the statutes is amended to read:

9 23.33 (2) (o) ~~Renewals; remittal~~ Receipt of fees. ~~An agent appointed under par.~~  
10 ~~(m) shall remit to the department \$2 of each \$3 fee collected under par. (n). Any All~~  
11 fees remitted to or collected by the department under par. ~~(L) or (n)~~ (ir) shall be  
12 credited to the appropriation account under s. 20.370 (9) (hu).

13 **\*-1622/2.26\* SECTION 1066.** 23.33 (2) (p) (title) and 1. of the statutes are  
14 created to read:

15 23.33 (2) (p) (title) *Rules.* 1. The department may promulgate rules to establish  
16 eligibility and other criteria for the appointment of agents under par. (i) 3. and to  
17 regulate the activities of these agents.

18 **\*b0340/1.3\* SECTION 1066ar.** 23.33 (5m) of the statutes is created to read:

19 23.33 (5m) GRANT PROGRAM. (a) The department shall establish a program to  
20 award grants to organizations that meet the eligibility requirements under par. (b).

21 (b) To be eligible for a grant under this subsection, an organization shall meet  
22 all of the following requirements:

23 1. The organization is a nonstock corporation organized in this state, is  
24 described under section 501 (c) (3) or (4) of the Internal Revenue Code, and is exempt  
25 from taxation under section 501 (a) of the Internal Revenue Code.

1           2. The organization promotes the operation of all-terrain vehicles in a manner  
2 that is safe and responsible and that does not harm the environment.

3           3. The organization promotes the operation of all-terrain vehicles in a manner  
4 that does not conflict with the laws, rules, and departmental policies that relate to  
5 the operation of all-terrain vehicles.

6           4. The interest of the organization is limited to the recreational operation of  
7 all-terrain vehicles on all-terrain vehicle trails and other areas that are off the  
8 highways.

9           5. The organization has a board of directors that has a majority of members who  
10 are representatives of all-terrain vehicle clubs.

11           6. The organization provides support to all-terrain vehicle clubs.

12           (c) A nonprofit organization receiving a grant under this subsection shall use  
13 the grant moneys to promote and provide support to the program established under  
14 sub. (5) by conducting activities that include all of the following:

15           1. Collecting data on the recreational operation of all-terrain vehicles off the  
16 highways.

17           2. Providing assistance to the department in locating, recruiting, and training  
18 instructors for the program established under sub. (5) (d).

19           3. Attempting to increase participation by current and future all-terrain  
20 vehicle operators and owners in the program established under sub. (5) (d).

21           4. Assisting the department of natural resources and the department of  
22 tourism in creating an outreach program to inform local communities of appropriate  
23 all-terrain vehicle use in their communities and of the economic benefits that may  
24 be gained from promoting tourism to attract all-terrain vehicle operators.

1           5. Attempting to improve and maintain its relationship with the department  
2 of natural resources, the department of tourism, all-terrain vehicle dealers,  
3 all-terrain vehicle manufacturers, snowmobile clubs, as defined in s. 350.138 (1) (e),  
4 snowmobile alliances, as defined in s. 350.138 (d), and other organizations that  
5 promote the recreational operation of snowmobiles.

6           6. Recruiting, assisting in the training of, and providing support to a corps of  
7 volunteers that will assist in providing instruction on the safe and responsible  
8 operation of all-terrain vehicles that is given in the field to all-terrain vehicle  
9 operators.

10           7. Publishing a manual in cooperation with the department that shall be used  
11 to train volunteers in monitoring the recreational operation of all-terrain vehicles  
12 for safety issues and other issues that relate to the responsible operation of  
13 all-terrain vehicles.

14           (d) The department shall pay the grants from the appropriation under s. 20.370  
15 (5) (cx).

16           **\*b0593/6.26\* SECTION 1066b.** 23.41 (5) of the statutes is amended to read:

17           23.41 (5) Each contract for construction work entered into by the department  
18 under this section shall be awarded on the basis of bids or competitive sealed  
19 proposals in accordance with procedures established by the department. Each  
20 contract for construction work shall be awarded to the lowest responsible bidder or  
21 the person submitting the most advantageous competitive sealed proposal as  
22 determined by the department. If the bid of the lowest responsible bidder or the  
23 proposal of the person submitting the most advantageous competitive sealed  
24 proposal is determined by the department to be in excess of the estimated reasonable  
25 value of the work or not in the public interest, the department may reject all bids or

1 competitive sealed proposals. Every such contract is exempted from ss. 16.70 to  
2 16.75, 16.755, 16.76, 16.767 to 16.82, 16.855, 16.87 and 16.89, but ss. 16.528, 16.754  
3 and 16.765 apply to the contract. Every such contract involving an expenditure of  
4 ~~\$30,000 or more~~ than \$60,000 is not valid until the contract is approved by the  
5 governor.

6 **\*b0640/2.1\* SECTION 1066c.** 23.45 (1) (a) of the statutes is amended to read:

7 23.45 (1) (a) “Approval” means any ~~type of approval or authorization~~ issued by  
8 the department ~~including a license, permit, certificate, card, stamp or tag or its~~  
9 agents through an automated system established by the department for the issuance  
10 of approvals under s. 29.024.

11 **\*b0640/2.1\* SECTION 1066g.** 23.45 (1) (b) of the statutes is amended to read:

12 23.45 (1) (b) “List” means ~~information~~ a computer generated list compiled or  
13 maintained by the department from information provided to the department by  
14 individuals who have applied for an approval or for registration and that contains  
15 the personal identifiers of 10 or more of those individuals.

16 **\*b0640/2.1\* SECTION 1066L.** 23.45 (1) (d) of the statutes is created to read:

17 23.45 (1) (d) “Registration” means any registration documentation, as defined  
18 in s. 23.33 (1) (jn) or s. 350.01 (10t), or certification or registration documentation,  
19 as defined in s. 30.50 (3b), issued by the department or its agents.

20 **\*b0640/2.1\* SECTION 1066p.** 23.45 (2) of the statutes is amended to read:

21 23.45 (2) If a form that the department ~~requires~~ or its agents require an  
22 individual to complete in order to obtain an approval ~~or other privilege from the~~  
23 ~~department or to obtain a product or service from the department~~ or a registration  
24 requires the individual to provide any of the individual’s personal identifiers, the  
25 form shall include a place for the individual to declare that the individual’s personal



1 identifiers obtained by the department or its agents from the information on the form  
2 may not be disclosed on any a list that the department furnishes to another person.

3 **\*b0640/2.1\* SECTION 1066t.** 23.45 (3) of the statutes is amended to read:

4 23.45 (3) If the department ~~requires~~ or its agents require an individual to  
5 provide, by telephone or other electronic means, any of the individual's personal  
6 identifiers in order to obtain an approval ~~or other privilege from the department or~~  
7 ~~to obtain a product or service~~ or a registration from the department, the department  
8 or its agents shall ask the individual at the time that the individual provides the  
9 information if the individual wants to declare that the individual's personal  
10 identifiers obtained by telephone or other electronic means may not be disclosed on  
11 any a list that the department furnishes to another person.

12 **\*b0640/2.1\* SECTION 1066x.** 23.45 (4) of the statutes is amended to read:

13 23.45 (4) The department shall provide to an individual upon request a form  
14 that includes a place for the individual to declare that the individual's personal  
15 identifiers obtained by the department or its agents may not be disclosed on any a  
16 list that the department furnishes to another person.

17 **\*b0204/1.1\* SECTION 1066y.** 23.47 of the statutes is created to read:

18 **23.47 Payments for department of tourism programs and activities.**  
19 The department of natural resources may not expend any moneys appropriated from  
20 the conservation fund to the department of natural resources under s. 20.370 to pay,  
21 in whole or in part, for a program operated, or an activity conducted, by the  
22 department of tourism.

23 **\*b0634/2.2\* SECTION 1088e.** 24.61 (2) (a) 10. of the statutes is created to read:

24 24.61 (2) (a) 10. Land in this state, but subject to the conditions established  
25 under par. (c).

1           **\*b0634/2.2\* SECTION 1088m.** 24.61 (2) (b) of the statutes is amended to read:

2           24.61 (2) (b) *Deposited with state treasurer.* All bonds, notes, and other  
3 securities so purchased under par. (a) shall be deposited with the state treasurer.

4           **\*b0634/2.2\* SECTION 1088r.** 24.61 (2) (c) of the statutes is created to read:

5           24.61 (2) (c) *Investments in land in this state.* The board may not invest moneys  
6 in the purchase of any land under par. (a) 10. unless all of the following conditions  
7 are satisfied:

8           1. The land was project land under a hydroelectric project license issued by the  
9 federal energy regulatory commission and the commission has determined that the  
10 land is no longer necessary for the operation of any hydroelectric facility.

11           2. The board determines that the land is suitable for public use, enjoyment,  
12 recreation, and education.

13           3. The amount of land purchased by the board in any 5-year period does not  
14 exceed 10,000 acres.

15           4. The land is appraised in the manner provided under s. 24.08 (3).

16           5. The board considers all appraisals of the land in making the offer to purchase  
17 the land.

18           **\*-1598/1.1\* SECTION 1092.** 24.66 (3) (b) of the statutes is amended to read:

19           24.66 (3) (b) *For long-term loans by unified school districts.* Every application  
20 for a loan, the required repayment of which exceeds 10 years, shall be approved and  
21 authorized for a unified school district by a majority vote of the members of the school  
22 board at a regular or special meeting of the school board. Every vote so required shall  
23 be by ayes and noes duly recorded. In addition, the application shall be approved for  
24 a unified school district by a majority vote of the electors of the school district at a  
25 ~~special election referendum~~ referendum as provided under sub. (4) (b).

1           **\*-1598/1.2\* SECTION 1094.** 24.66 (4) of the statutes is renumbered 24.66 (4) (a)  
2 and amended to read:

3           24.66 (4) (a) If any municipality other than a school district is not empowered  
4 by law to incur indebtedness for a particular purpose without first submitting the  
5 question to its electors, the application for a state trust fund loan for that purpose  
6 must be approved and authorized by a majority vote of the electors at a special  
7 election called, noticed and held in the manner provided for other special elections.  
8 The question to be voted on shall be filed as provided in s. 8.37. The notice of the  
9 election shall state the amount of the proposed loan and the purpose for which it will  
10 be used.

11           **\*-1598/1.3\* SECTION 1095.** 24.66 (4) (b) of the statutes is created to read:

12           24.66 (4) (b) If any school district is not empowered by law to incur  
13 indebtedness for a particular purpose without first submitting the question to its  
14 electors, the application for a state trust fund loan for that purpose must be approved  
15 and authorized by a majority vote of the electors at the next regularly scheduled  
16 spring election or general election that occurs not sooner than 42 days after the filing  
17 of the resolution under sub. (5) or at a special election held on the Tuesday after the  
18 first Monday in November in an odd-numbered year if that date occurs not sooner  
19 than 42 days after the filing of the resolution under sub. (5). The referendum shall  
20 be called, noticed, and held in the manner provided for other referenda. The notice  
21 of the referendum shall state the amount of the proposed loan and the purpose for  
22 which it will be used.

23           **\*-1528/8.11\* SECTION 1102.** 25.14 (1) (a) 15. of the statutes is created to read:

24           25.14 (1) (a) 15. The permanent endowment fund.

1           **\*b0593/6.27\* SECTION 1102e.** 25.14 (1) (a) 15m. of the statutes is created to  
2 read:

3           25.14 (1) (a) 15m. Any redemption fund established under s. 18.561 (5).

4           **\*b0593/6.27\* SECTION 1102g.** 25.14 (1) (a) 16. of the statutes is created to read:

5           25.14 (1) (a) 16. Any redemption fund established under s. 18.562 (3).

6           **\*b0593/6.27\* SECTION 1102k.** 25.14 (1) (a) 17. of the statutes is created to read:

7           25.14 (1) (a) 17. Any fund established under s. 18.57 (1).

8           **\*b0690/2.3\* SECTION 1102m.** 25.14 (1) (a) 18. of the statutes is created to read:

9           25.14 (1) (a) 18. The artistic endowment fund.

10          **\*b0690/2.4\* SECTION 1104m.** 25.17 (1) (ak) of the statutes is created to read:

11          25.17 (1) (ak) Artistic endowment fund (s. 25.78);

12          **\*-1553/2.16\* SECTION 1105.** 25.17 (1) (ee) of the statutes is repealed.

13          **\*-0403/1.1\* SECTION 1107.** 25.17 (1) (f) of the statutes is repealed.

14          **\*-1627/4.3\* SECTION 1108.** 25.17 (1) (jv) of the statutes is created to read:

15          25.17 (1) (jv) Medical assistance trust fund (s. 25.77);

16          **\*-1528/8.13\* SECTION 1109.** 25.17 (1) (kr) of the statutes is created to read:

17          25.17 (1) (kr) Permanent endowment fund (s. 25.69);

18          **\*-1256/5.5\* SECTION 1110.** 25.17 (1) (te) of the statutes is created to read:

19          25.17 (1) (te) Tax relief fund (s. 25.63);

20          **\*-1528/8.14\* SECTION 1111.** 25.17 (16) of the statutes is created to read:

21          25.17 (16) (a) Annually, after June 1 but not later than June 15, beginning in  
22 2004, calculate the amount of moneys that are available in the permanent  
23 endowment fund for transfer to the general fund under s. 13.101 (16). For the  
24 purpose of this calculation, moneys that are available in the permanent endowment  
25 fund for transfer to the general fund shall equal the sum of the following:

1           1. An amount that equals 8.5% of the market value of the investments in the  
2 permanent endowment fund on June 1. For the purpose of making the calculation  
3 under this subdivision, the board shall not include any amounts or investments  
4 specified in subds. 2. and 3.

5           2. All proceeds of, and investment earnings on, investments of the permanent  
6 endowment fund made under s. 25.18 (1) (p) that are received in the fiscal year.

7           3. All other amounts identified by the secretary of administration as payments  
8 of residual interests to the state from the sale of the state's right to receive payments  
9 under the Attorneys General Master Tobacco Settlement Agreement of November  
10 23, 1998, that are received in the fiscal year.

11           (b) Annually, beginning in 2004, submit to the joint committee on finance and  
12 to the chief clerk of each house, for distribution to the appropriate standing  
13 committees under s. 13.172 (3), a report specifying the amount of moneys that are  
14 available in the permanent endowment fund for transfer to the general fund under  
15 s. 13.101 (16).

16           \*~~1528/8.15~~\* **SECTION 1112.** 25.18 (1) (o) of the statutes is created to read:

17           25.18 (1) (o) Invest any of the assets of the permanent endowment fund in any  
18 investment that is an authorized investment for assets in the fixed retirement  
19 investment trust under s. 25.17 (4) or assets in the variable retirement investment  
20 trust under s. 25.17 (5).

21           \*~~1528/8.16~~\* **SECTION 1113.** 25.18 (1) (p) of the statutes is created to read:

22           25.18 (1) (p) Hold any of the assets in the permanent endowment fund in any  
23 of the following:

24           1. Evidences of indebtedness, including subordinated obligations, that are  
25 secured by tobacco settlement revenues, as defined in s. 16.63 (1) (c), and that are

1 issued by a corporation or company established under s. 16.63 (3) or 231.215 or by  
2 the Wisconsin health and educational facilities authority.

3 2. Certificates or other evidences of ownership interest in all or any portion of  
4 tobacco settlement revenues, as defined in s. 16.63 (1) (c).

5 **\*-1044/2.2\* SECTION 1114.** 25.29 (3) (intro.) of the statutes is renumbered  
6 25.29 (3) and amended to read:

7 25.29 (3) Funds accruing to the conservation fund from license fees paid by  
8 hunters and from sport and recreation fishing license fees shall not be diverted for  
9 any other purpose than ~~those provided by the department, except: the~~  
10 administration of the department when it is exercising its responsibilities that are  
11 specific to the management of the fish and wildlife resources of this state.

12 **\*-1044/2.3\* SECTION 1115.** 25.29 (3) (a) of the statutes is repealed.

13 **\*-1044/2.4\* SECTION 1116.** 25.29 (3) (b) of the statutes is repealed.

14 **\*-1044/2.5\* SECTION 1117.** 25.29 (3) (c) of the statutes is repealed.

15 **\*-1044/2.6\* SECTION 1118.** 25.29 (4m) of the statutes is amended to read:

16 25.29 (4m) ~~Notwithstanding sub. (3), no~~ No moneys that accrue to the state for  
17 or in behalf of the department under ch. 29 may be expended or paid for the  
18 enforcement of the treaty-based, off-reservation rights to fish held by members of  
19 federally recognized American Indian tribes or bands domiciled in Wisconsin.

20 **\*-1044/2.7\* SECTION 1119.** 25.29 (6) of the statutes is amended to read:

21 25.29 (6) All moneys received from the United States for fire prevention and  
22 control, forest planting, and other forestry activities, ~~and~~ for wildlife restoration  
23 projects and fish restoration and management projects, and for other purposes, ~~and~~  
24 ~~as provided in s. 29.037,~~ shall be devoted to the purposes for which these moneys are  
25 received.

1           **\*-0734/1.5\* SECTION 1120.** 25.36 (1) of the statutes is amended to read:

2           25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred  
3 by law shall constitute the veterans trust fund which shall be used for the veterans  
4 programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (w), (z), and (zm), ~~45.01~~  
5 45.014, 45.25, 45.351 (1), 45.353, 45.356, 45.357, 45.396, 45.397, and 45.43 (7) and  
6 administered by the department of veterans affairs, including all moneys received  
7 from the federal government for the benefit of veterans or their dependents; all  
8 moneys paid as interest on and repayment of loans under the post-war  
9 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they  
10 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans  
11 under this fund; all moneys paid as expenses for, interest on, and repayment of  
12 veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid  
13 as expenses for, interest on, and repayment of veterans personal loans; the net  
14 proceeds from the sale of mortgaged properties related to veterans personal loans;  
15 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond  
16 issuance purchased with moneys in the veterans trust fund; all moneys received from  
17 the state investment board under s. 45.356 (9) (b); all moneys received from the  
18 veterans mortgage loan repayment fund under s. 45.79 (7) (a) and (c); and all gifts  
19 of money received by the board of veterans affairs for the purposes of this fund.

20           **\*-0578/2.3\* SECTION 1121.** 25.40 (1) (a) 4m. of the statutes is created to read:

21           25.40 (1) (a) 4m. Moneys received from telecommunications providers or cable  
22 telecommunications service providers that are deposited in the general fund and  
23 credited to the appropriation account under s. 20.395 (3) (jh).

24           **\*-0768/1.2\* SECTION 1122.** 25.40 (1) (a) 21. of the statutes is created to read:

1           25.40 (1) (a) 21. Moneys received as payment for losses of and damage to state  
2 property for costs associated with repair or replacement of such property that are  
3 deposited in the general fund and credited to the appropriation account under s.  
4 20.395 (3) (jj).

5           **\*b0690/2.5\* SECTION 1122d.** 25.40 (1) (a) 22. of the statutes is created to read:

6           25.40 (1) (a) 22. Moneys received under s. 341.14 (6r) (b) 9. that are deposited  
7 in the artistic endowment fund.

8           **\*b0521/3.6\* SECTION 1123m.** 25.40 (1) (cd) of the statutes is created to read:

9           25.40 (1) (cd) All moneys transferred to the transportation fund from the  
10 appropriation account under s. 20.855 (4) (fm).

11           **\*-0403/1.2\* SECTION 1124.** 25.44 of the statutes is repealed.

12           **\*-0862/5.32\* SECTION 1125.** 25.46 (1k) of the statutes is created to read:

13           25.46 (1k) The moneys transferred under s. 20.505 (8) (hm) 20.

14           **\*-1813/4.11\* SECTION 1126.** 25.46 (1m) of the statutes is repealed.

15           **\*-0357/3.2\* SECTION 1127.** 25.46 (20) of the statutes is created to read:

16           25.46 (20) All moneys received in settlement of actions initiated under 42 USC  
17 9601 to 9675 for environmental management.

18           **\*b0410/1.2\* SECTION 1127c.** 25.46 (21) of the statutes is created to read:

19           25.46 (21) All moneys, other than fines and forfeitures, that are received under  
20 settlement agreements or orders in settlement of actions or proposed actions for  
21 violations of chs. 280 to 299 and that are designated to be used to restore or develop  
22 environmental resources, to provide restitution, or to make expenditures required  
23 under an agreement or order.

24           **\*-0664/2.1\* SECTION 1129.** 25.47 (7) of the statutes is created to read:

25           25.47 (7) The fees imposed under s. 101.09 (3) (d).



1           \***-1256/5.6\*** **SECTION 1131.** 25.60 of the statutes is repealed and recreated to  
2 read:

3           **25.60 Budget stabilization fund.** There is created a separate nonlapsible  
4 trust fund designated as the budget stabilization fund, consisting of moneys  
5 transferred to the fund from the general fund under s. 16.518 (3).

6           \***-1256/5.7\*** **SECTION 1133.** 25.63 of the statutes is created to read:

7           **25.63 Tax relief fund.** There is created a separate nonlapsible trust fund  
8 designated as the tax relief fund, consisting of moneys transferred to the fund from  
9 the general fund under s. 16.518 (4).

10          \***-1205/4.1\*** **SECTION 1134.** 25.66 (1) of the statutes is renumbered 25.66 (1)  
11 (intro.) and amended to read:

12          25.66 (1) (intro.) There is created a separate nonlapsible trust fund, known as  
13 the tobacco control fund, to consist of, ~~in fiscal year 1999–2000~~, the following:

14          (a) The first \$23,500,000 of the moneys received in fiscal year 1999–2000 under  
15 the Attorneys General Master Tobacco Settlement Agreement of  
16 November 23, 1998.

17          \***-1205/4.2\*** **SECTION 1135.** 25.66 (1) (b) of the statutes is created to read:

18          25.66 (1) (b) Except as provided in sub. (1m) (a), the first \$6,032,300 of the  
19 moneys received in fiscal year 2001–02 under the Attorneys General Master Tobacco  
20 Settlement Agreement of November 23, 1998.

21          \***-1205/4.3\*** **SECTION 1136.** 25.66 (1) (c) of the statutes is created to read:

22          25.66 (1) (c) Except as provided in sub. (1m) (b), beginning in fiscal year  
23 2002–03, the first \$15,345,100 of the moneys received in each fiscal year under the  
24 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998.

25          \***-1528/8.17\*** **SECTION 1137.** 25.66 (1m) of the statutes is created to read:

1           25.66 (1m) (a) If the state has not received in fiscal year 2001–02 at least  
2           \$6,032,300 under the Attorneys General Master Tobacco Settlement Agreement of  
3           November 23, 1998, because the secretary of administration, under s. 16.63, has sold  
4           the state’s right to receive payments under the Agreement, the tobacco control fund  
5           shall also consist of any moneys transferred to the tobacco control fund from the  
6           general fund under s. 16.519 (3).

7           (b) Beginning in fiscal year 2002–03, if the state has not received at least  
8           \$15,345,100 in that fiscal year or in any fiscal year thereafter under the Attorneys  
9           General Master Tobacco Settlement Agreement of November 23, 1998, because the  
10          secretary of administration, under s. 16.63, has sold the state’s right to receive  
11          payments under the Agreement, the tobacco control fund shall also consist of any  
12          moneys transferred to the tobacco control fund from the general fund under s. 16.519  
13          (4).

14          \*–0490/2.5\* SECTION 1138. 25.67 (2) (b) of the statutes is amended to read:

15          25.67 (2) (b) All moneys in the fund that are not ~~appropriated under s. 20.433~~  
16          (1) (r) or expended under s. 20.433 (1) (q) shall continue to accumulate indefinitely.

17          \*–0529/6.3\* SECTION 1139. 25.68 (4) of the statutes is created to read:

18          25.68 (4) All moneys received under s. 49.855 (4) from the department of  
19          revenue or the department of administration that were withheld by the department  
20          of revenue or the internal revenue service for delinquent child support, family  
21          support, or maintenance or outstanding court–ordered amounts for past support,  
22          medical expenses, or birth expenses.

23          \*–1528/8.18\* SECTION 1140. 25.69 of the statutes is created to read:

24          25.69 **Permanent endowment fund.** There is established a separate  
25          nonlapsible trust fund designated as the permanent endowment fund, consisting of

1 all of the proceeds from the sale of the state's right to receive payments under the  
2 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,  
3 and all investment earnings on the proceeds. Moneys in the permanent endowment  
4 fund shall be used only to make the transfers under s. 20.855 (4) (rc), (rh), (rp), and  
5 (rv).

6 **\*-1528/8.19\* SECTION 1141.** 25.69 of the statutes, as created by 2001  
7 Wisconsin Act .... (this act), is amended to read:

8 **25.69 Permanent endowment fund.** There is established a separate  
9 nonlapsible trust fund designated as the permanent endowment fund, consisting of  
10 all of the proceeds from the sale of the state's right to receive payments under the  
11 Attorneys General Master Tobacco Settlement Agreement of November 23, 1998,  
12 and all investment earnings on the proceeds. Moneys in the permanent endowment  
13 fund shall be used only to make the transfers under s. 20.855 (4) ~~(re), (rh), (rp), and~~  
14 ~~(rv).~~

15 **\*b0348/1.5\* SECTION 1141g.** 25.72 of the statutes is repealed and recreated to  
16 read:

17 **25.72 Historical legacy trust fund.** There is established a separate  
18 nonlapsible trust fund designated as the historical legacy trust fund that consists of  
19 all moneys in the bicentennial account under s. 25.72 (2), 1999 stats., and all gifts,  
20 grants, or bequests made to commemorate the 200th anniversary of Wisconsin  
21 statehood.

22 **\*b0348/1.5\* SECTION 1141r.** 25.73 of the statutes is repealed and recreated to  
23 read:

24 **25.73 Historical society endowment fund.** There is established a separate  
25 nonlapsible endowment fund designated as the historical society endowment fund,

1 to consist of all gifts, grants, or bequests made to the fund. Notwithstanding s. 20.907  
2 (1), the historical society may convert any noncash gift, grant, or bequest into cash.

3 \*–1627/4.4\* SECTION 1143. 25.77 of the statutes is created to read:

4 **25.77 Medical assistance trust fund.** There is created a separate  
5 nonlapsible trust fund designated as the medical assistance trust fund, consisting  
6 of all of the following:

7 (1) All federal moneys received, including moneys that the department of  
8 health and family services may transfer from the appropriation under s. 20.435 (4)  
9 (o), that are related to payments under s. 49.45 (6m) and are based on public funds  
10 that are transferred or certified under 42 CFR 433.51 (b) and used as the non–federal  
11 share of medical assistance funding.

12 (2) All public funds that are related to payments under s. 49.45 (6m) and that  
13 are transferred or certified under 42 CFR 433.51 (b) and used as the non–federal and  
14 federal share of medical assistance funding.

15 \*b0690/2.6\* SECTION 1143m. 25.78 of the statutes is created to read:

16 **25.78 Artistic endowment fund.** (1) There is established a separate  
17 nonlapsible trust fund designated as the artistic endowment fund, to consist of all  
18 of the following:

19 (a) All gifts, grants, bequests, or other contributions made to the artistic  
20 endowment fund.

21 (b) All gifts, grants, bequests, or other contributions made to the Wisconsin  
22 Artistic Endowment Foundation and described under s. 247.05 (2) (f).

23 (c) All moneys received under s. 341.14 (6r) (b) 9.