

1 ***b0770/2.26* SECTION 2852yL.** 157.64 (2) (h) of the statutes is created to read:
2 157.64 (2) (h) Violates s. 157.112.

3 ***b0770/2.26* SECTION 2852yo.** 157.65 (1) (a) of the statutes is amended to
4 read:

5 157.65 (1) (a) If the ~~department of regulation and licensing board~~ has reason
6 to believe that any person, other than a religious cemetery authority, is violating or
7 has violated this subchapter or any rule promulgated under this subchapter and that
8 the continuation of that activity might cause injury to the public interest, the
9 ~~department of regulation and licensing may board shall~~ investigate.

10 ***b0770/2.26* SECTION 2852yr.** 157.65 (1) (am) of the statutes is created to
11 read:

12 157.65 (1) (am) If the department of regulation and licensing has reason to
13 believe that a religious cemetery authority is violating or has violated this
14 subchapter or any rule promulgated under this subchapter and that the continuation
15 of that activity might cause injury to the public interest, the department of
16 regulation and licensing may investigate.

17 ***b0770/2.26* SECTION 2852yu.** 157.65 (1) (b) of the statutes is amended to
18 read:

19 157.65 (1) (b) If the department of commerce has reason to believe that any
20 person is violating s. 157.12 or any rule promulgated under s. 157.12 and that the
21 continuation of that activity might cause injury to the public interest, the
22 department of commerce ~~may shall~~ investigate.

23 ***b0770/2.26* SECTION 2852yy.** 157.65 (2) of the statutes is amended to read:

24 157.65 (2) The department of justice or any district attorney, upon informing
25 the department of justice, may commence an action in circuit court in the name of

1 the state to restrain by temporary or permanent injunction any violation of this
2 subchapter. The court may, prior to entry of final judgment, make such orders or
3 judgments as may be necessary to restore to any person any pecuniary loss suffered
4 because of the acts or practices involved in the action, if proof of such loss is submitted
5 to the satisfaction of the court. The department of justice may subpoena persons and
6 require the production of books and other documents, and may request the board, the
7 department of regulation and licensing, or the department of commerce to exercise
8 its authority under sub. (1) to aid in the investigation of alleged violations of this
9 subchapter.”.

10 *b0825/1.3* **1145.** Page 958, line 25: after that line insert:

11 *b0825/1.3* “SECTION 2854e. 165.07 of the statutes is created to read:

12 **165.07 Assistant attorney general — public intervenor. (1)** The attorney
13 general shall designate an assistant attorney general on the attorney general’s staff
14 as public intervenor. The head of each agency responsible for proceedings under chs.
15 30, 31, 281 to 285, and 289 to 299, except s. 281.48, shall give notice of those
16 proceedings to the public intervenor, to the administrators of divisions primarily
17 assigned the departmental functions under chs. 29, 281, 285, and 289 to 299, except
18 s. 281.48, and to the natural areas preservation council.

19 (2) The public intervenor shall formally intervene in proceedings described in
20 sub. (1) when requested to do so by an administrator of a division primarily assigned
21 the departmental functions under chs. 29, 281, 285, or 289 to 299, except s. 281.48.
22 The public intervenor may, on the public intervenor’s own initiative or upon request
23 of any committee of the legislature, formally intervene in proceedings described in
24 sub. (1) whenever that intervention is needed for the protection of public rights in

1 water and other natural resources, as provided in chs. 30 and 31 and defined by the
2 supreme court.

3 (3) Personnel of the department of natural resources shall, upon the request
4 of the public intervenor, make such investigations, studies, and reports as the public
5 intervenor may request in connection with proceedings described in sub. (1), either
6 before or after formal intervention. Personnel of state agencies shall, at the public
7 intervenor's request, provide information, serve as witnesses in proceedings
8 described in sub. (1), and otherwise cooperate in the carrying out of the public
9 intervenor's intervention functions. The public intervenor shall formally intervene
10 by filing a statement to that effect with the examiner or other person immediately
11 in charge of the proceeding. Upon that filing, the public intervenor shall be
12 considered a party in interest with full power to present evidence, subpoena and
13 cross-examine witnesses, submit proof, file briefs, or do any other acts appropriate
14 for a party to the proceedings.

15 (4) The public intervenor may appeal from administrative rulings to the courts.
16 In all administrative proceedings and judicial review proceedings, the public
17 intervenor shall be identified as "public intervenor." This section does not preclude
18 or prevent any division of the department of natural resources, or any other
19 department or independent agency, from appearing by its staff as a party in any
20 proceedings.

21 *b0825/1.3* SECTION 2854f. 165.075 of the statutes is created to read:

22 **165.075 Assistant attorney general; public intervenor; authority.** In
23 carrying out his or her duty to protect public rights in water and other natural
24 resources, the public intervenor has the authority to initiate actions and proceedings

1 before any agency or court in order to raise issues, including issues concerning
2 constitutionality, present evidence and testimony, and make arguments.

3 *b0825/1.3* SECTION 2854g. 165.076 of the statutes is created to read:

4 **165.076 Assistant attorney general; public intervenor; advisory**
5 **committee.** The attorney general shall appoint a public intervenor advisory
6 committee under s. 15.04 (1) (c). The public intervenor advisory committee shall
7 consist of not less than 7 nor more than 9 members. The members shall have
8 backgrounds in or demonstrated experience or records relating to environmental
9 protection or natural resource conservation. At least one of the members shall have
10 working knowledge in business. At least one of the members shall have working
11 knowledge in agriculture. The public intervenor advisory committee shall advise the
12 public intervenor consistent with his or her duty to protect public rights in water and
13 other natural resources. The public intervenor advisory committee shall conduct
14 meetings consistent with subch. V of ch. 19 and shall permit public participation and
15 public comment on public intervenor activities.”.

16 *b1029/2.20* **1146.** Page 958, line 25: after that line insert:

17 *b1029/2.20* “SECTION 2854g. 165.065 (2) of the statutes is amended to read:

18 165.065 (2) The assistant attorney general in charge of antitrust investigations
19 and prosecutions is to cooperate actively with the antitrust division of the U.S.
20 department of justice in everything that concerns monopolistic practices in
21 Wisconsin, and also to cooperate actively with the department of agriculture, trade
22 and consumer protection in the work which this agency is carrying on under s. 100.20
23 of the marketing law with regard to monopolistic practices in the field of agriculture

1 and with the federal trade commission on matters arising in or affecting Wisconsin
2 which pertain to its jurisdiction.”.

3 ~~*b1029/2.21* **1147.** Page 959, line 8: delete lines 8 to 14 and substitute:~~

4 ~~*b1029/2.21* “SECTION 2855b. 165.25 (4) (ar) of the statutes is amended to~~
5 ~~read:~~

6 ~~165.25 (4) (ar) The department of justice shall furnish all legal services~~
7 ~~required by represent the department of agriculture, trade and consumer protection~~
8 ~~in any court action relating to the enforcement of ss. 100.171, 100.173, 100.174,~~
9 ~~100.175, 100.177, 100.18, 100.182, 100.20, 100.205, 100.207, 100.209, 100.21,~~
10 ~~100.28, 100.50 and 100.51 and chs. 136, 344, 704, 707 and 779 100.01 to 100.03,~~
11 ~~100.05 to 100.07, 100.14, 100.183 to 100.19, 100.201, 100.22, 100.235, 100.27,~~
12 ~~100.285 to 100.297, 100.33 to 100.36, 100.45, 100.47, and 100.48, together with any~~
13 ~~other services as are necessarily connected to the legal services.”.~~

14 ~~*b1029/2.22* **1148.** Page 959, line 24: after that line insert:~~

15 ~~*b1029/2.22* “SECTION 2856g. 165.25 (11) of the statutes is created to read:~~

16 ~~165.25 (11) CONSUMER PROTECTION ADMINISTRATION AND ENFORCEMENT.~~
17 ~~Administer and enforce ss. 100.15 to 100.182, 100.20, 100.205, 100.207 to 100.2095,~~
18 ~~100.28, 100.31, 100.37 to 100.44, 100.46, and 100.50 and chs. 136, 344, 704, 707 and~~
19 ~~779. The department may issue general or special orders in administering and~~
20 ~~enforcing these provisions.”.~~

21 ~~*b0764/1.3* **1149.** Page 960, line 10: after that line insert:~~

22 ~~*b0764/1.3* “SECTION 2858i. 165.85 (2) (a) of the statutes is renumbered~~
23 ~~165.85 (2) (ah).~~

24 ~~*b0764/1.3* SECTION 2858k. 165.85 (2) (ac) of the statutes is created to read:~~

1 and with the federal trade commission on matters arising in or affecting Wisconsin
2 which pertain to its jurisdiction.”

3 *b1029/2.21* **1147.** Page 959, line 8: delete lines 8 to 14 and substitute:

4 *b1029/2.21* “SECTION 2855b. 165.25 (4) (ar) of the statutes is amended to
5 read:

6 165.25 (4) (ar) The department of justice shall furnish all legal services
7 required by represent the department of agriculture, trade and consumer protection
8 in any court action relating to the enforcement of ss. ~~100.171, 100.173, 100.174,~~
9 ~~100.175, 100.177, 100.18, 100.182, 100.20, 100.205, 100.207, 100.209, 100.21,~~
10 ~~100.28, 100.50 and 100.51 and chs. 136, 344, 704, 707 and 779~~ 100.01 to 100.03,
11 100.05 to 100.07, 100.14, 100.183 to 100.19, 100.201, 100.22, 100.235, 100.27,
12 100.285 to 100.297, 100.33 to 100.36, 100.45, 100.47, and 100.48, together with any
13 other services as are necessarily connected to the legal services.”

14 *b1029/2.22* **1148.** Page 959, line 24: after that line insert:

15 *b1029/2.22* “SECTION 2856g. 165.25 (11) of the statutes is created to read:
16 165.25 (11) CONSUMER PROTECTION ADMINISTRATION AND ENFORCEMENT.
17 Administer and enforce ss. 100.15 to 100.182, 100.20, 100.205, 100.207 to 100.2095,
18 100.28, 100.31, 100.37 to 100.44, 100.46, and 100.50 and chs. 136, 344, 704, 707 and
19 779. The department may issue general or special orders in administering and
20 enforcing these provisions.”

21 *b0764/1.3* **1149.** Page 960, line 10: after that line insert:

22 *b0764/1.3* “SECTION 2858i. 165.85 (2) (a) of the statutes is renumbered
23 165.85 (2) (ah).

24 *b0764/1.3* SECTION 2858k. 165.85 (2) (ac) of the statutes is created to read:

1 165.85 (2) (ac) “Alzheimer’s disease” has the meaning given in s. 46.87 (1) (a).

2 ***b0764/1.3* SECTION 2858n.** 165.85 (4) (b) 1. of the statutes is amended to
3 read:

4 165.85 (4) (b) 1. No person may be appointed as a law enforcement or tribal law
5 enforcement officer, except on a temporary or probationary basis, unless the person
6 has satisfactorily completed a preparatory program of law enforcement training
7 approved by the board and has been certified by the board as being qualified to be
8 a law enforcement or tribal law enforcement officer. The program shall include 400
9 hours of training, except the program for law enforcement officers who serve as
10 rangers for the department of natural resources includes 240 hours of training. The
11 board shall promulgate a rule under ch. 227 providing a specific curriculum for a
12 400-hour conventional program and a 240-hour ranger program. The rule shall
13 ensure that there is an adequate amount of training for each program to enable the
14 person to deal effectively with domestic abuse incidents. The training under this
15 subdivision shall include training on emergency detention standards and procedures
16 under s. 51.15, emergency protective placement standards and procedures under s.
17 55.06 (11) and information on mental health and developmental disabilities agencies
18 and other resources that may be available to assist the officer in interpreting the
19 emergency detention and emergency protective placement standards, making
20 emergency detentions and emergency protective placements and locating
21 appropriate facilities for the emergency detentions and emergency protective
22 placements of persons. The training under this subdivision shall include at least one
23 hour of instruction on recognizing the symptoms of Alzheimer’s disease or other
24 related dementias and interacting with and assisting persons who have Alzheimer’s
25 disease or other related dementias. The training under this subdivision shall include

1 training on police pursuit standards, guidelines and driving techniques established
2 under par. (cm) 2. b. The period of temporary or probationary employment
3 established at the time of initial employment shall not be extended by more than one
4 year for an officer lacking the training qualifications required by the board. The total
5 period during which a person may serve as a law enforcement and tribal law
6 enforcement officer on a temporary or probationary basis without completing a
7 preparatory program of law enforcement training approved by the board shall not
8 exceed 2 years, except that the board shall permit part-time law enforcement and
9 tribal law enforcement officers to serve on a temporary or probationary basis without
10 completing a program of law enforcement training approved by the board to a period
11 not exceeding 3 years. For purposes of this section, a part-time law enforcement or
12 tribal law enforcement officer is a law enforcement or tribal law enforcement officer
13 who routinely works not more than one-half the normal annual work hours of a
14 full-time employee of the employing agency or unit of government. Law enforcement
15 training programs including municipal, county and state programs meeting
16 standards of the board are acceptable as meeting these training requirements.

17 *b0764/1.3* SECTION 2858p. 165.85 (4) (bn) 1m. of the statutes is amended to
18 read:

19 165.85 (4) (bn) 1m. Each officer who is subject to subd. 1. shall biennially
20 complete at least 4 hours of training from curricula based upon model standards
21 promulgated by the board under par. (cm) 2. b. and at least one hour of training on
22 recognizing the symptoms of Alzheimer's disease or other related dementias and
23 interacting with and assisting persons who have Alzheimer's disease or other related
24 dementias. Hours of training completed under this subdivision shall count toward
25 the hours of training required under subd. 1.

1 ***b0764/1.3* SECTION 2861p.** 165.986 of the statutes is created to read:

2 **165.986 Publicity for Alzheimer’s disease registration program.** (1) In
3 this section, “Alzheimer’s disease” has the meaning given in s. 46.87 (1) (a).

4 (2) From the appropriation under s. 20.455 (2) (f), the department of justice
5 shall engage in activities to publicize the existence of a program administered by a
6 nongovernmental entity that registers persons with Alzheimer’s disease or other
7 related dementias in a national database and provides the persons identification
8 products in order to facilitate the safe return to caregivers of persons who have
9 Alzheimer’s disease or other related dementias and who have become lost or have
10 wandered.”.

11 ***b0781/1.2* 1150.** Page 960, line 10: after that line insert:

12 ***b0781/1.2* “SECTION 2858q.** 165.842 of the statutes is created to read:

13 **165.842 Motor vehicle contacts; collection and analysis of information;**
14 **annual report.** (1) DEFINITIONS. In this section:

15 (a) “Department” means the department of justice.

16 (b) “Law enforcement agency” has the meaning given in s. 165.77 (1) (b).

17 (c) “Law enforcement officer” means a person who is employed by a law
18 enforcement agency for the purpose of detecting and preventing crime and enforcing
19 laws or ordinances and who is authorized to make arrests for violations of the laws
20 or ordinances that the person is employed to enforce, whether that enforcement
21 authority extends to all laws or ordinances or is limited to specific laws or ordinances.

22 (d) “Motor vehicle contact” means any of the following:

23 1. The provision of assistance to the operator of or the passengers in a motor
24 vehicle that is already stopped in any public or private place.

1 2. Contact with an operator of or passengers in a motor vehicle involved in an
2 traffic accident.

3 3. The stop or detention of a motor vehicle that is traveling in any public or
4 private place, or the detention of an occupied motor vehicle that is already stopped
5 in any public or private place, for the purpose of investigating any alleged or
6 suspected violation of a state or federal law or city, village, town, or county ordinance.

7 **(2) INFORMATION COLLECTION REQUIRED.** All persons in charge of law
8 enforcement agencies shall obtain, or cause to be obtained, all of the following
9 information with respect to each motor vehicle contact made on or after January 1,
10 2002, by a law enforcement officer employed by the law enforcement agency:

11 (a) The reason for the motor vehicle contact.

12 (b) The age, gender, and race or ethnicity of the operator of the motor vehicle.

13 (c) The number of persons in the motor vehicle.

14 (d) Whether a search was conducted of the motor vehicle, its operator, or any
15 passenger, and for each search conducted all of the following information:

16 1. Whether the search was based on probable cause or reasonable suspicion to
17 believe that an offense had been, was being, or was about to be committed, or whether
18 the search was based on the consent of the person searched or, for a motor vehicle
19 search, on the consent of the operator or other authorized person.

20 2. If the search was of a passenger, the age, gender, and race or ethnicity of the
21 passenger.

22 3. What, if anything, was seized as a result of the search.

23 (e) Whether any person who was asked to consent to a search of the motor
24 vehicle or of his or her person refused to consent.

1 (f) Whether the motor vehicle contact or a search conducted during the contact
2 resulted in the operator or any passenger being given a written or verbal warning
3 of or a citation for a violation of any law or ordinance and, if so, a listing of each
4 warning or citation given and the alleged violation for which the warning or citation
5 was given.

6 (g) Whether the motor vehicle contact or a search conducted during the contact
7 resulted in the arrest of the operator or any passenger and, if so, a listing of each
8 arrest made and the reason for the arrest.

9 (h) The location of the motor vehicle contact, including the street address, if
10 any.

11 (i) The date, time, and duration of the motor vehicle contact.

12 **(3) SUBMISSION OF INFORMATION COLLECTED.** The person in charge of a law
13 enforcement agency shall forward the information obtained under sub. (2) to the
14 department using the form prescribed by the rules promulgated under sub. (5) and
15 in accordance with the reporting schedule established under the rules promulgated
16 under sub. (5).

17 **(4) ANALYSIS AND REPORT BY DEPARTMENT.** (a) The department shall compile the
18 information submitted to it by law enforcement agencies under sub. (3) and shall
19 analyze the information, along with any other relevant information, to determine,
20 both for the state as a whole and for each law enforcement agency, all of the following:

21 1. Whether the number of motor vehicle contacts and searches conducted
22 during such contacts involving motor vehicles operated or occupied by members of
23 a racial or ethnic minority compared to the number of motor vehicle contacts and
24 searches conducted during such contacts involving motor vehicles operated or
25 occupied solely by persons who are not members of a racial or ethnic minority is

1 disproportionate based on an estimate of the population and characteristics of all
2 persons traveling on state highways, on an estimate of the populations and
3 characteristics of persons traveling on state highways who are violating a law or
4 ordinance, or on some other relevant population estimate.

5 2. A determination as to whether any disproportion found under subd. 1. is the
6 result of racial or ethnic profiling, racial or ethnic stereotyping, or other race-based
7 or ethnicity-based discrimination or selective enforcement.

8 (b) For each year, the department shall prepare an annual report that
9 summarizes the information submitted to it by law enforcement agencies concerning
10 motor vehicle contacts made during the year and that describes the methods and
11 conclusions of its analysis of the information. On or before March 31, 2003, and on
12 or before each March 31 thereafter, the department shall submit the annual report
13 required under this paragraph to the legislature under s. 13.172 (2), to the governor,
14 and to the director of state courts.

15 (c) On or before March 31, 2003, and on or before each March 31 thereafter, the
16 department shall forward a copy to the department of transportation of the
17 compilation under par. (a) of information submitted to the department of justice by
18 law enforcement agencies under sub. (3) concerning motor vehicle contact made
19 during the previous year.

20 (5) RULES. The department shall promulgate rules to implement the
21 requirements of this section, including rules specifying the type of assistance
22 constituting a motor vehicle contact under sub. (1) (d) 1., prescribing a form for use
23 in obtaining information under sub. (2), and establishing a schedule for forwarding
24 the information obtained to the department. The department shall make the form
25 prescribed by its rules available to law enforcement agencies.

1 ***b0781/1.2* SECTION 2858s.** 165.85 (4) (b) 1. of the statutes is amended to read:
2 165.85 (4) (b) 1. No person may be appointed as a law enforcement or tribal law
3 enforcement officer, except on a temporary or probationary basis, unless the person
4 has satisfactorily completed a preparatory program of law enforcement training
5 approved by the board and has been certified by the board as being qualified to be
6 a law enforcement or tribal law enforcement officer. The program shall include 400
7 hours of training, except the program for law enforcement officers who serve as
8 rangers for the department of natural resources includes 240 hours of training. The
9 board shall promulgate a rule under ch. 227 providing a specific curriculum for a
10 400-hour conventional program and a 240-hour ranger program. The rule shall
11 ensure that there is an adequate amount of training for each program to enable the
12 person to deal effectively with domestic abuse incidents. The training under this
13 subdivision shall include training on emergency detention standards and procedures
14 under s. 51.15, emergency protective placement standards and procedures under s.
15 55.06 (11) and information on mental health and developmental disabilities agencies
16 and other resources that may be available to assist the officer in interpreting the
17 emergency detention and emergency protective placement standards, making
18 emergency detentions and emergency protective placements and locating
19 appropriate facilities for the emergency detentions and emergency protective
20 placements of persons. The training under this subdivision shall include training
21 designed to prevent the use of race or ethnicity, racial or ethnic profiling, racial or
22 ethnic stereotyping, or other race-based or ethnicity-based discrimination or
23 selection as a basis for detaining, searching, or arresting a person or for otherwise
24 treating a person differently from persons of other races or ethnic backgrounds. The
25 training under this subdivision shall include training on police pursuit standards,

1 guidelines and driving techniques established under par. (cm) 2. b. The period of
2 temporary or probationary employment established at the time of initial
3 employment shall not be extended by more than one year for an officer lacking the
4 training qualifications required by the board. The total period during which a person
5 may serve as a law enforcement and tribal law enforcement officer on a temporary
6 or probationary basis without completing a preparatory program of law enforcement
7 training approved by the board shall not exceed 2 years, except that the board shall
8 permit part-time law enforcement and tribal law enforcement officers to serve on a
9 temporary or probationary basis without completing a program of law enforcement
10 training approved by the board to a period not exceeding 3 years. For purposes of this
11 section, a part-time law enforcement or tribal law enforcement officer is a law
12 enforcement or tribal law enforcement officer who routinely works not more than
13 one-half the normal annual work hours of a full-time employee of the employing
14 agency or unit of government. Law enforcement training programs including
15 municipal, county and state programs meeting standards of the board are acceptable
16 as meeting these training requirements.”.

17 *b1024/2.4* **1151.** Page 960, line 10: after that line insert:

18 *b1024/2.4* **SECTION 2861p.** 165.935 of the statutes is created to read:

19 **165.935 Treatment and prevention of childhood sexual abuse; grants.**

20 **(1) DEFINITIONS.** In this section:

21 (a) “Department” means the department of justice.

22 (b) “Sexual abuse” means a violation of s. 940.225, 944.30, 948.02, 948.025,
23 948.05, 948.055, 948.06, 948.09, or 948.10 or a violation of the law of any other state

1 or federal law if that violation would be a violation of s. 940.225, 944.30, 948.02,
2 948.025, 948.05, 948.055, 948.06, 948.09, or 948.10 if committed in this state.

3 (c) “Victim of childhood sexual abuse” means an individual who has been
4 sexually abused and who, at the time that the sexual abuse occurred, was a minor.

5 (2) GRANTS. (a) The department shall administer a childhood sexual abuse
6 treatment and prevention grant program. Subject to par. (c), from the appropriation
7 under s. 20.455 (5) (kv), the department shall award grants to nonprofit
8 organizations and public agencies to provide services to victims of childhood sexual
9 abuse and for the prevention of childhood sexual abuse.

10 (b) The department shall establish eligibility criteria to be used in deciding
11 whether to award a grant under this section.

12 (c) No grant may be awarded under this section unless the department first
13 certifies that the grant will be used for services and programs that may be funded
14 with moneys received under the federal temporary assistance for needy families
15 block grant program under 42 USC 601 to 619.”.

16 *b1056/1.3* **1152.** Page 960, line 10: after that line insert:

17 *b1056/1.3* “SECTION 2858c. 165.77 (2) (a) 2. of the statutes is amended to
18 read:

19 165.77 (2) (a) 2. The laboratories may compare the data obtained from the
20 specimen with data obtained from other specimens. The laboratories may make data
21 obtained from any analysis and comparison available to law enforcement agencies
22 in connection with criminal or delinquency investigations and, upon request, to any
23 prosecutor, defense attorney or subject of the data. The data may be used in criminal
24 and delinquency actions and proceedings. ~~In this state, the use is subject to s. 972.11~~

1 (5). The laboratories shall not include data obtained from deoxyribonucleic acid
2 analysis of those specimens received under this paragraph in the data bank under
3 sub. (3). The laboratories shall destroy specimens obtained under this paragraph
4 after analysis has been completed and the applicable court proceedings have
5 concluded.

6 *b1056/1.3* SECTION 2858e. 165.77 (2m) of the statutes is created to read:

7 165.77 (2m) (a) If the laboratories receive biological material under a court
8 order issued under s. 974.07 (8), the laboratories shall analyze the deoxyribonucleic
9 acid in the material and submit the results of the analysis to the court that ordered
10 the analysis.

11 (b) The laboratories may compare the data obtained from material received
12 under par. (a) with data obtained from other specimens. The laboratories may make
13 data obtained from any analysis and comparison available to law enforcement
14 agencies in connection with criminal or delinquency investigations and, upon
15 request, to any prosecutor, defense attorney, or subject of the data. The data may be
16 used in criminal and delinquency actions and proceedings. The laboratories shall not
17 include data obtained from deoxyribonucleic acid analysis of material received under
18 par. (a) in the data bank under sub. (3).

19 (c) Paragraph (b) does not apply to specimens received under s. 51.20 (13) (cr),
20 165.76, 938.34 (15), 971.17 (1m) (a), 973.047, or 980.063.

21 *b1056/1.3* SECTION 2858g. 165.77 (3) of the statutes is amended to read:

22 165.77 (3) If the laboratories receive a human biological specimen under s.
23 51.20 (13) (cr), 165.76, 938.34 (15), 971.17 (1m) (a), 973.047 or 980.063, the
24 laboratories shall analyze the deoxyribonucleic acid in the specimen. The
25 laboratories shall maintain a data bank based on data obtained from

1 deoxyribonucleic acid analysis of those specimens. The laboratories may compare
2 the data obtained from one specimen with the data obtained from other specimens.
3 The laboratories may make data obtained from any analysis and comparison
4 available to law enforcement agencies in connection with criminal or delinquency
5 investigations and, upon request, to any prosecutor, defense attorney or subject of
6 the data. The data may be used in criminal and delinquency actions and proceedings.
7 ~~In this state, the use is subject to s. 972.11 (5).~~ The laboratories shall destroy
8 specimens obtained under this subsection after analysis has been completed and the
9 applicable court proceedings have concluded.

10 ***b1056/1.3* SECTION 2858i.** 165.81 (1) of the statutes is amended to read:

11 165.81 (1) Whenever the department is informed by the submitting officer or
12 agency that physical evidence in the possession of the laboratories is no longer
13 needed the department may, except as provided in sub. (3) or unless otherwise
14 provided by law, either destroy the same, retain it in the laboratories or turn it over
15 to the University of Wisconsin upon the request of the head of any department.
16 ~~Whenever~~ Except as provided in sub. (3), whenever the department receives
17 information from which it appears probable that the evidence is no longer needed,
18 the department may give written notice to the submitting agency and the
19 appropriate district attorney, by registered mail, of the intention to dispose of the
20 evidence. If no objection is received within 20 days after the notice was mailed, it may
21 dispose of the evidence.

22 ***b1056/1.3* SECTION 2858k.** 165.81 (3) of the statutes is created to read:

23 165.81 (3) (a) In this subsection:

- 24 1. "Custody" has the meaning given in s. 968.205 (1) (a).
25 2. "Discharge date" has the meaning given in s. 968.205 (1) (b).

1 (b) Except as provided in par. (c), if physical evidence that is in the possession
2 of the laboratories includes any biological material that was collected in connection
3 with a criminal investigation that resulted in a criminal conviction, a delinquency
4 adjudication, or commitment under s. 971.17 or 980.06, the laboratories shall
5 preserve the physical evidence until every person in custody as a result of the
6 conviction, adjudication, or commitment has reached his or her discharge date.

7 (c) Subject to par. (e), the department may destroy biological material before
8 the expiration of the time period specified in par. (b) if all of the following apply:

9 1. The department sends a notice of its intent to destroy the biological material
10 to all persons who remain in custody as a result of the criminal conviction,
11 delinquency adjudication, or commitment, and to either the attorney of record for
12 each person in custody or the state public defender.

13 2. No person who is notified under subd. 1. does either of the following within
14 90 days after the date on which the person received the notice:

15 a. Files a motion for testing of the biological material under s. 974.07 (2).

16 b. Submits a written request to preserve the biological material to the
17 department.

18 3. No other provision of federal or state law requires the department to preserve
19 the biological material.

20 (d) A notice provided under par. (c) 1. shall clearly inform the recipient that the
21 biological material will be destroyed unless, within 90 days after the date on which
22 the person receives the notice, either a motion for testing of the material is filed
23 under s. 974.07 (2) or a written request to preserve the material is submitted to the
24 department.

1 (e) If, after providing notice under par. (c) 1. of its intent to destroy biological
2 material, the department receives a written request to preserve the material, the
3 department shall preserve the material until the discharge date of the person who
4 made the request or on whose behalf the request was made, subject to a court order
5 issued under s. 974.07 (7), (9) (a), or (10) (a) 5., unless the court authorizes
6 destruction of the biological material under s. 974.07 (9) (b) or (10) (a) 5.”

7 *b1025/1.2* **1153.** Page 965, line 5: after that line insert:

8 *b1025/1.2* “SECTION 2881ae. 167.10 (2) (intro.) of the statutes is amended
9 to read:

10 167.10 (2) SALE. (intro.) No person may sell ~~or possess with intent to sell~~
11 fireworks, except to any of the following:

12 (a) ~~To a~~ A person holding a permit under sub. (3) (c);

13 (b) ~~To a~~ A city, village, or town; ~~or,~~

14 (c) ~~For~~ A person for a purpose specified under sub. (3) (b) 2. to 6.

15 *b1025/1.2* SECTION 2881af. 167.10 (2) (d) of the statutes is created to read:

16 167.10 (2) (d) A nonresident person who, prior to the sale, gives the seller a
17 signed statement indicating that the fireworks are for use outside of this state.

18 *b1025/1.2* SECTION 2881ag. 167.10 (3) (title) of the statutes is repealed and
19 recreated to read:

20 167.10 (3) (title) POSSESSION AND USE.

21 *b1025/1.2* SECTION 2881ah. 167.10 (3) (a) of the statutes is amended to read:

22 167.10 (3) (a) ~~No~~ Except as otherwise provided in this paragraph, no person
23 may possess or use fireworks without a user’s permit from the mayor of the city,
24 president of the village, or chairperson of the town in which the possession or use is

1 to occur or from an official or employee of that municipality designated by the mayor,
2 president, or chairperson. This paragraph does not prohibit the possession of
3 fireworks with intent to sell the fireworks in compliance with sub. (2). No person may
4 use fireworks or a device listed under sub. (1) (e) to (g) or (i) to (n) while attending
5 a fireworks display for which a permit has been issued to a person listed under par.
6 (c) 1. to 5. or under par. (c) 6. if the display is open to the general public.

7 ***b1025/1.2* SECTION 2881aj.** 167.10 (3) (b) (intro.) of the statutes is amended
8 to read:

9 167.10 (3) (b) (intro.) ~~Paragraph (a) does~~ The prohibitions under par. (a) do not
10 apply to:

11 ***b1025/1.2* SECTION 2881ak.** 167.10 (3) (b) 8. of the statutes is created to read:

12 167.10 (3) (b) 8. Except as provided in par. (bm), the possession of fireworks by
13 a nonresident person in any city, town, or village if the nonresident person intends
14 to use the fireworks outside of this state and is transporting the fireworks to a
15 location outside of this state.

16 ***b1025/1.2* SECTION 2881am.** 167.10 (3) (bm) of the statutes is amended to
17 read:

18 167.10 (3) (bm) Paragraph (a) applies to a person transporting fireworks under
19 par. (b) 7. or 8. if, in the course of transporting the fireworks through a city, town, or
20 village, the person remains in that city, town, or village for a period of at least 12
21 hours.

22 ***b1025/1.2* SECTION 2881an.** 167.10 (4) of the statutes is amended to read:

23 167.10 (4) ~~OUT-OF-STATE AND IN-STATE SHIPPING.~~ SHIPPING AND TRANSPORTING.

24 This section does not prohibit a resident wholesaler or jobber from selling fireworks
25 to a nonresident person ~~outside of this state~~ or to a person or group granted a permit

1 under sub. (3) (c) 1. to 7. A resident wholesaler or resident jobber that ships the
2 fireworks sold under this subsection shall package and ship the fireworks in
3 accordance with applicable state and federal law by, as defined in s. 194.01 (1), (2),
4 and (11), common motor carrier, contract motor carrier, or private motor carrier.

5 *b1025/1.2* SECTION 2881ap. 167.10 (8) (b) of the statutes is amended to read:

6 167.10 (8) (b) Fireworks stored, handled, sold, possessed, or used by a person
7 who violates ~~this section, an ordinance adopted under sub. (5)~~ sub. (6m) (a), (b), or
8 (c); a rule promulgated under sub. (6m) (e); or a court order under par. (a) may be
9 seized and held as evidence of the violation. Except as provided in s. 968.20 (4), only
10 the fireworks that are the subject of a violation of this section, an ordinance adopted
11 under sub. (5), or a court order under par. (a) may be destroyed after conviction for
12 a violation. Except as provided in s. 968.20 (4), fireworks that are seized as evidence
13 of a violation for which no conviction results shall be returned to the owner in the
14 same condition as they were when seized to the extent practicable.”.

15 *b1015/1.3* **1154.** Page 965, line 5: delete the material beginning with that
16 line and ending with page 972, line 7.

17 *b1051/1.1* **1155.** Page 972, line 7: after that line insert:

18 *b1051/1.1* “SECTION 2882c. 175.35 (2i) of the statutes is amended to read:

19 175.35 (2i) The department shall charge a firearms dealer ~~an \$8~~ a \$17 fee for
20 each firearms restrictions record search that the firearms dealer requests under sub.
21 (2) (c). The firearms dealer may collect the fee from the transferee. The department
22 may refuse to conduct firearms restrictions record searches for any firearms dealer
23 who fails to pay any fee under this subsection within 30 days after billing by the
24 department.”.

1 ***b1026/1.5* 1156.** Page 985, line 20: after that line insert:

2 ***b1026/1.5* "SECTION 2936p.** 185.981 (4t) of the statutes is amended to read:

3 185.981 (4t) A sickness care plan operated by a cooperative association is
4 subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,
5 632.853, 632.855, 632.87 (2m), (3), (4), and (5), 632.895 (10) to ~~(14)~~ (15), and 632.897
6 (10) and chs. 149 and 155.

7 ***b1026/1.5* SECTION 2936t.** 185.983 (1) (intro.) of the statutes is amended to
8 read:

9 185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be
10 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,
11 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,
12 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,
13 632.855, 632.87 (2m), (3), (4), and (5), 632.895 (5) and (9) to ~~(14)~~ (15), 632.896, and
14 632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association
15 shall:".

16 ***b0993/2.3* 1157.** Page 989, line 6: after that line insert:

17 ***b0993/2.3* "SECTION 2981m.** 196.208 (5p) of the statutes is created to read:

18 196.208 (5p) TOLL-FREE CALLS ANSWERED BY PRISONERS. (a) In this subsection:

19 1. "Charitable organization" has the meaning given in s. 440.41 (1).

20 2. "Prisoner" has the meaning given in s. 134.73 (1) (b).

21 (b) If a prisoner is employed directly or indirectly by a charitable organization
22 or toll-free service vendor to answer calls made to the charitable organization or
23 toll-free service vendor, the prisoner shall do all of the following immediately upon
24 answering a call:

- 1 1. Identify himself or herself by name.
- 2 2. State that he or she is a prisoner.
- 3 3. Inform the calling party of the name of the correctional or detention facility
- 4 in which he or she is a prisoner and the city and state in which the facility is located.

5 (c) A charitable organization or toll-free service vendor that directly or
6 indirectly employs a prisoner shall provide reasonable supervision of the prisoner to
7 assure the prisoner's compliance with par. (b).

8 ***b0993/2.3* SECTION 2981p.** 196.208 (10) (a) of the statutes is amended to
9 read:

10 196.208 (10) (a) Subsections (2) to (5) apply to any pay-per-call service that
11 a caller may access by a call originating in this state and ~~sub.~~ subs. (5p) and (5t)
12 ~~applies apply to any charitable organization, toll-free service vendor, or employee of~~
13 a charitable organization or toll-free service vendor that a caller may access by a call
14 originating in this state.

15 ***b0993/2.3* SECTION 2981r.** 196.208 (11) (d) of the statutes is renumbered
16 196.208 (11) (d) 1. and amended to read:

17 196.208 (11) (d) 1. ~~Any~~ Except as provided in subd. 2., any person who violates
18 subs. (2) to (9) shall be required to forfeit not less than \$25 nor more than \$5,000 for
19 each offense.

20 3. Forfeitures under ~~this paragraph~~ subds. 1. and 2. shall be enforced by action
21 on behalf of the state by the department of justice or, upon informing the department
22 of justice, by the district attorney of the county where the violation occurs.

23 ***b0993/2.3* SECTION 2981s.** 196.208 (11) (d) 2. of the statutes is created to
24 read:

1 196.208 (11) (d) 2. a. A prisoner who violates sub. (5p) (b) may be required to
2 forfeit not more than \$500.

3 b. A person who employs a prisoner to answer calls made to a toll-free
4 telephone number may be required to forfeit not more than \$10,000 if the person
5 violates sub. (5p) (c), aids and abets a prisoner's violation of sub. (5p) (b), is a party
6 to a conspiracy with a prisoner to commit a violation of sub. (5p) (b), or advises, hires,
7 or counsels or otherwise procures a prisoner to commit a violation of sub. (5p) (b).".

8 ***b1094/2.99* 1158.** Page 989, line 13: delete lines 13 to 17.

9 ***b1094/2.100* 1159.** Page 1002, line 17: delete lines 17 to 20.

10 ***b0957/1.12* 1160.** Page 1003, line 6: after that line insert:

11 ***b0957/1.12* "SECTION 3020h.** 200.49 (1) (a) of the statutes is amended to
12 read:

13 200.49 (1) (a) "Minority business" means a ~~sole proprietorship, partnership,~~
14 ~~limited liability company, joint venture or corporation that is at least 51% owned and~~
15 ~~controlled by one or more minority group members and that is engaged in~~
16 ~~construction or construction-related activities~~ business that is certified by the
17 department of commerce under s. 560.036 (2).

18 ***b0957/1.12* SECTION 3020i.** 200.49 (3) (intro.) of the statutes is amended to
19 read:

20 200.49 (3) **REQUEST FOR PROPOSALS.** (intro.) The executive director shall request
21 proposals for prime contracts from bondable general contractors or construction
22 contractors that are ~~bona fide independent~~ minority businesses. Each proposal
23 submitted shall include all of the following conditions:

24 ***b0957/1.12* SECTION 3020j.** 200.49 (3) (b) of the statutes is amended to read:

1 200.49 (3) (b) A subcontracting plan that provides sufficient detail to enable
2 the executive director to determine that the prime contractor has made or will make
3 a good faith effort to award at least 20% of the total contract amount to bona fide
4 ~~independent~~ minority business subcontractors.

5 ***b0957/1.12* SECTION 3020k.** 200.49 (4) of the statutes is repealed.”.

6 ***b1094/2.101* 1161.** Page 1003, line 6: delete “~~20.505 (4) (is)~~ 20.530 (1) (ir)”
7 and substitute “20.505 (4) (is)”.

8 ***b1094/2.102* 1162.** Page 1003, line 7: delete lines 7 to 9.

9 ***b0822/1.1* 1163.** Page 1003, line 12: after that line insert:

10 ***b0822/1.1* “SECTION 3036e.** 229.64 (2) of the statutes is amended to read:

11 229.64 (2) The legislature determines that a district including a county with
12 a population of more than ~~500,000~~ 600,000 serves a public purpose in that county and
13 all counties that are contiguous to that county by providing recreation, by
14 encouraging economic development and tourism, by reducing unemployment and by
15 bringing needed capital into the multicounty area for the benefit of people in the
16 multicounty area.

17 ***b0822/1.1* SECTION 3036g.** 229.67 of the statutes is amended to read:

18 **229.67 Jurisdiction.** A district’s jurisdiction is any county with a population
19 of more than ~~500,000~~ 600,000 and all counties that are contiguous to that county and
20 that are not already included in a different district. Once created, a district’s
21 jurisdiction is fixed even if the population of other counties within the district
22 subsequently ~~exceed 500,000~~ exceeds 600,000. Once a county is included in a
23 district’s jurisdiction the county remains in the district until the district is dissolved

1 under s. 229.71. In this section, “contiguous” includes a county that touches another
2 county only at a corner.”.

3 *b0957/1.13* **1164.** Page 1003, line 12: after that line insert:

4 *b0957/1.13* “SECTION 3037h. 229.46 (1) (a) of the statutes is amended to
5 read:

6 229.46 (1) (a) “Minority business” ~~has the meaning given in s. 200.49 (1) (a)~~
7 means a business that is certified by the department of commerce under s. 560.036
8 (2).”.

9 *b1068/1.1* **1165.** Page 1003, line 12: after that line insert:

10 *b1068/1.1* “SECTION 3037ea. 229.41 (6) of the statutes is amended to read:

11 229.41 (6) “Exposition center” means one or more related structures, including
12 fixtures and equipment, owned, operated, or leased by a district and used primarily
13 for conventions, expositions, trade shows, musical or dramatic events, or other
14 events involving educational, cultural, or commercial activities, and not primarily
15 for recreational or sporting activities, except that with regard to an exposition center
16 whose board is described under s. 229.42 (10), “exposition center” may include
17 fixtures and equipment, owned, operated, or leased by a district and used primarily
18 for recreational or sporting activities.

19 *b1068/1.1* SECTION 2037ec. 229.42 (4) (intro.) of the statutes is amended to
20 read:

21 229.42 (4) (intro.) If Except as provided in sub. (10), if the sole sponsoring
22 municipality is a 1st class city, the board of directors shall consist of 15 members, who
23 shall be qualified and appointed, subject to sub. (7) (b), as follows:

24 *b1068/1.1* SECTION 2037ee. 229.42 (7) (a) of the statutes is amended to read:

1 229.42 (7) (a) Appointments by the chief executive officer under subs. (5) and,
2 (6), and (10) shall be subject to confirmation by the governing body of the sponsoring
3 municipality. ~~The Subject to sub. (10), the~~ terms of office of the public sector members
4 of the board of directors shall be 3 years and shall expire upon the earlier of a date
5 specified in the enabling resolution or the expiration of their respective terms of
6 public office. ~~The Subject to sub. (10), the~~ terms of office of the members who are
7 officers or employees of a private sector entity shall be 3 years, except that for the
8 initial appointments for a newly created district one-third of the appointments of
9 such members shall be for one year, one-third shall be for 2 years and one-third shall
10 be for 3 years. If the number of members who are officers or employees of a private
11 sector entity is not divisible by 3, for the initial appointments of such members for
12 a newly created district, approximately one-third of the appointments shall be for
13 one year, approximately one-third shall be for 2 years and approximately one-third
14 shall be for 3 years. No members who are officers or employees of a private sector
15 entity may serve more than 2 consecutive full terms. Members may be removed from
16 the board of directors prior to the expiration of their terms only by the chief executive
17 officer and only for malfeasance or nonfeasance in office.

18 ***b1068/1.1* SECTION 2037eg.** 229.42 (7) (b) 1. of the statutes is amended to
19 read:

20 229.42 (7) (b) 1. Subject to subds. 2. and 3., and except as provided in sub. (10).
21 the terms of office of the members of the board shall be 3 years, except that for the
22 initial appointments for a newly created district, as specified in the enabling
23 resolution, 4 of the appointments shall be for one year, 4 appointments, including the
24 3 members appointed under sub. (4) (d), shall be for 2 years and 4 appointments shall
25 be for 3 years. The cochairpersons of the joint committee on finance or their

1 designees shall serve on the board for a term that is concurrent with their terms in
2 office and the comptroller's appointment shall be for the comptroller's tenure in his
3 or her position.

4 ***b1068/1.1* SECTION 2037ei.** 229.42 (10) of the statutes is created to read:

5 229.42 (10) (a) Notwithstanding the provisions of sub. (4), with regard to a
6 district whose sole sponsoring municipality is a 1st class city and that is in existence
7 on the effective date of this paragraph [revisor inserts date], the board of directors
8 of such a district that is in office on that date shall be dissolved on the first day of the
9 second month beginning after the effective date of this paragraph [revisor inserts
10 date], or the date on which the members of the district board as described under par.
11 (b) are appointed and qualified, whichever is later.

12 (b) The board of directors of a district that replaces a board of directors that is
13 described and dissolved under par. (a) shall consist of 9 members. Subject to par. (d),
14 the members of the board shall be:

15 1. Two members chosen by the governor from among the members of the
16 Bradley Center Sports and Entertainment Corporation under s. 232.03 (2) who are
17 serving on that board on the effective date of this subdivision [revisor inserts
18 date].

19 2. Three members chosen by the governor from among the members of the
20 board of directors of the district described under par. (a) who are serving on that
21 board on the effective date of this subdivision [revisor inserts date].

22 3. One member chosen by the president of the senate.

23 4. One member chosen by the speaker of the assembly.

24 5. One member, who shall be a resident of the city of Milwaukee, chosen by the
25 mayor of Milwaukee.

1 6. One member, who shall be a resident of the city of Milwaukee, chosen by the
2 president of the Milwaukee common council.

3 (c) Subject to sub. (7) (b) 2. and 3., the terms of the members of the board shall
4 be 3 years, except as follows:

5 1. The terms of office of the members appointed under par. (b) 1. shall be the
6 same as the terms to which they were appointed under s. 232.03 (2).

7 2. The terms of office of the members appointed under par. (b) 2. shall be the
8 same as the terms to which they were appointed under sub. (4).

9 3. The initial term of office of the members appointed under par. (b) 3. and 4.
10 shall be 2 years.

11 4. The initial term of office of the members appointed under par. (b) 5. and 6.
12 shall be 3 years.

13 (d) Upon the expiration of the terms of the members appointed under par. (b)
14 1. and 2., the governor shall appoint members to replace those members whose terms
15 expired, but such members need not have any connection with the Bradley Center
16 or the district described under par. (a).

17 (e) The 2 members of the board of directors described under par. (b) 1. shall be
18 a subcommittee of the board of directors who shall be the only members of the board
19 who may negotiate the terms and conditions of the next lease or the next extension
20 of a lease relating to the continued tenancy of a professional basketball team that on
21 the effective date of this paragraph [revisor inserts date], uses the Bradley Center,
22 as that term is used in s. 232.05 (2) (a), as its home basketball stadium. Any lease
23 or extension of a lease that is negotiated by the subcommittee may not take effect
24 until it is approved by a majority vote of the entire board of directors. This paragraph
25 does not apply after the sooner of the following:

1 1. A lease or extension of a lease between the district and the professional
2 basketball team described in this paragraph is entered into.

3 2. The terms of at least one of the members described under par. (b) 1. expires.

4 (f) The board of directors described under par. (b) shall accept all of the assets,
5 debts, liabilities, tangible personal property, pending matters, and obligations of the
6 Bradley Center Sports and Entertainment Corporation that is dissolved under s.
7 232.10, and shall accept an assignment of all contracts with other persons, with
8 respect to the Bradley Center, that are in force at the time of the dissolution.

9 ***b1068/1.1* SECTION 3037ek.** 229.44 (4) (a) of the statutes is amended to read:

10 229.44 (4) (a) Acquire, construct, equip, maintain, improve, operate and
11 manage the exposition center and exposition center facilities, or engage other
12 persons to do these things, except that a district that has within its control the
13 Bradley Center, as that term is used in s. 232.05 (2) (a), 1999 stats., may not change
14 the name of that facility.”.

15 ***b0957/1.14* 1166.** Page 1003, line 24: after that line insert:

16 ***b0957/1.14* “SECTION 3037p.** 229.70 (1) (a) of the statutes is amended to
17 read:

18 229.70 (1) (a) “Minority business” ~~has the meaning given in s. 560.036 (1) (e)~~
19 means a business that is certified by the department of commerce under s. 560.036
20 (2).

21 ***b0957/1.14* SECTION 3037q.** 229.8273 (1) (b) of the statutes is amended to
22 read:

1 229.8273 (1) (b) “Minority business” has the meaning given in s. 560.036 (1) (e)
2 means a business that is certified by the department of commerce under s. 560.036
3 (2).

4 ***b0957/1.14* SECTION 3037r.** 229.845 (1) (a) of the statutes is amended to read:
5 229.845 (1) (a) “Minority business” has the meaning given in s. 560.036 (1) (e)
6 means a business that is certified by the department of commerce under s. 560.036
7 (2).”.

8 ***b0829/2.42* 1167.** Page 1003, line 25: delete the material beginning with
9 that line and ending with page 1004, line 9.

10 ***b1094/2.103* 1168.** Page 1004, line 10: delete lines 10 and 11.

11 ***b0757/2.46* 1169.** Page 1004, line 12: delete lines 12 to 18.

12 ***b1094/2.104* 1170.** Page 1004, line 19: delete lines 19 and 20.

13 ***b0757/2.47* 1171.** Page 1004, line 21: delete lines 21 to 25.

14 ***b0757/2.48* 1172.** Page 1005, line 1: delete lines 1 to 16.

15 ***b0913/1.2* 1173.** Page 1005, line 8: after that line insert:

16 ***b0913/1.2* “SECTION 3053m.** 230.08 (2) (m) of the statutes is repealed.”.

17 ***b0757/2.49* 1174.** Page 1005, line 20: delete lines 20 to 25.

18 ***b0757/2.50* 1175.** Page 1006, line 1: delete lines 1 to 13.

19 ***b0871/1.1* 1176.** Page 1007, line 18: after that line insert:

20 ***b0871/1.1* “SECTION 3079e.** 230.35 (2r) (b) of the statutes is amended to read:

21 230.35 (2r) (b) The secretary may establish, by rule, a catastrophic leave
22 program that permits ~~classified~~ employees to donate certain types and amounts of
23 leave credits to other ~~classified~~ employees who have been granted an unpaid leave

1 ~~of absence on account of~~ absent from pay status because of a catastrophic need for
2 which absence there is no paid leave benefits or replacement income available. The
3 secretary shall determine the types and amounts of leave credits that may be
4 donated.

5 *b0871/1.1* **SECTION 3079r.** 230.35 (2r) (c) of the statutes is amended to read:
6 230.35 (2r) (c) No ~~classified~~ employee may grieve under an agency's grievance
7 procedure any appointing authority's decision relating to a catastrophic leave
8 program under this subsection or appeal any such decision to the commission under
9 s. 230.44 or 230.45 (1) (c)."

10 *b0977/1.6* **1177.** Page 1007, line 21: delete "the naval militia."

11 *b0977/1.7* **1178.** Page 1008, line 10: delete ", naval militia."

12 *b1213/1.1* **1179.** Page 1008, line 24: after that line insert:

13 *b1213/1.1* "**SECTION 3086.** 231.01 (4m) of the statutes is amended to read:
14 231.01 (4m) "Educational facility" means a facility used for education by a
15 regionally accredited, private, ~~postsecondary educational~~ institution that is
16 described in section 501 (c) (3) of the Internal Revenue Code, as defined in s. 71.22
17 (4), and that is exempt from federal taxation under section 501 (a) of the Internal
18 Revenue Code."

19 *b0957/1.15* **1180.** Page 1011, line 6: after that line insert:

20 *b0957/1.15* "**SECTION 3095j.** 232.05 (2) (d) of the statutes is amended to read:
21 232.05 (2) (d) Seek to enter into contracts for the purchase of goods and services
22 with minority businesses that are certified by the department of commerce under s.
23 560.036 (2)."

24 *b0994/1.1* **1181.** Page 1011, line 6: after that line insert:

1 ***b0994/1.1*** “SECTION 3095k. 233.06 of the statutes is created to read:

2 **233.06 Conflict of interests prohibited.** (1) No member of the board of
3 directors may hold an ownership interest in, be employed by, or be affiliated with a
4 person providing goods or services to the authority. The authority may not contract
5 with a person for the provision of goods and services if a former board member held
6 an ownership interest in, was employed by, or was affiliated with the person within
7 one year of the board member’s expiration of his or her term or resignation from the
8 board of directors.

9 (2) A person who violates this section is subject to a forfeiture of not more than
10 \$10,000 for each violation. Each day of violation constitutes a separate offense.”.

11 ***b1019/1.5* 1182.** Page 1011, line 6: after that line insert:

12 ***b1019/1.5*** “SECTION 3095k. 231.27 (2) of the statutes is amended to read:

13 231.27 (2) The authority shall annually report to the department of
14 administration the total amount purchased from and contracted or subcontracted
15 under contracts made by the authority to minority businesses, the total amount of
16 bonds issued by the authority with the underwriting services of minority investment
17 firms, and the total amount of moneys expended by the authority for the services of
18 minority financial advisers and minority investment firms during the preceding
19 state fiscal year.

20 ***b1019/1.5* SECTION 3095m.** 231.27 (3) of the statutes is created to read:

21 231.27 (3) (a) The authority shall ensure that at least 6% of the total bonds
22 issued in each fiscal year by the authority are underwritten by minority investment
23 firms.

1 (b) The authority shall ensure that at least 6% of the total moneys expended
2 in each fiscal year by the authority for the services of financial advisers are expended
3 for the services of minority financial advisors.

4 (c) The authority shall ensure that at least 6% of the total moneys expended
5 in each fiscal year by the authority for the services of investment firms are expended
6 for the services of minority investment firms.”.

7 *b1068/1.2* **1183.** Page 1011, line 6: after that line insert:

8 *b1068/1.2* “SECTION 3095m. 232.10 of the statutes is created to read:

9 **232.10 Dissolution of the corporation, transfer of assets and liabilities.**

10 The corporation shall be dissolved on the first day of the second month beginning
11 after the effective date of this section [revisor inserts date], or the date on which
12 the members of the district board as described under s. 229.42 (10) (b) are appointed
13 and qualified, whichever is later. Upon its dissolution, all of its assets, debts,
14 liabilities, tangible personal property, including records, pending matters, and
15 obligations, including any judgment, order, or decree which may be entered against
16 it in any pending legal action, shall transfer to the local exposition district described
17 in s. 229.42 (10) (a).”.

18 *b0957/1.16* **1184.** Page 1011, line 15: after that line insert:

19 *b0957/1.16* “SECTION 3097e. 234.01 (4n) (a) 3m. d. of the statutes is amended
20 to read:

21 234.01 (4n) (a) 3m. d. The facility is owned or controlled by a minority business
22 that is certified by the department of commerce under s. 560.036 (2) or that is more
23 than 50% owned or controlled by women or minorities.

24 *b0957/1.16* SECTION 3098v. 234.65 (1) (g) of the statutes is amended to read:

1 234.65 (1) (g) In granting loans under this section the authority shall give
2 preference to businesses ~~which~~ that are minority businesses certified by the
3 department of commerce under s. 560.036 (2) or that are more than 50% owned or
4 controlled by women ~~or minorities~~, to businesses that, together with all of their
5 affiliates, subsidiaries, and parent companies, have current gross annual sales of
6 \$5,000,000 or less or that employ 25 or fewer persons, and to new businesses that
7 have less than 50% of their ownership held or controlled by another business and
8 have their principal business operations in this state.”.

9 ***b0954/1.3* 1185.** Page 1018, line 11: after that line insert:

10 ***b0954/1.3* SECTION 13126m.** 234.94 (5) of the statutes is amended to read:

11 234.94 (5) “Primary employment” means work which pays at least the
12 minimum wage as established under ~~ch. 104 s. 104.035 (2)~~ or under federal law,
13 whichever is greater, offers adequate fringe benefits, including health insurance,
14 and is not seasonal or part time.

15 ***b0954/1.3* SECTION 3126p.** 234.94 (8) of the statutes is amended to read:

16 234.94 (8) “Target group” means a population group for which the
17 unemployment level is at least 25% higher than the statewide unemployment level,
18 or a population group for which the average wage received is less than 1.2 times the
19 minimum wage as established under ~~ch. 104 s. 104.035 (2)~~ or under federal law,
20 whichever is greater. No population group is required to be located within a
21 contiguous geographic area to be considered a target group.”.

22 ***b0829/2.43* 1186.** Page 1018, line 12: delete the material beginning with
23 that line and ending with page 1027, line 24.

24 ***b1043/1.5* 1187.** Page 1031, line 17: after that line insert:

1 ***b1043/1.5* SECTION 3128pd.** 250.01 (4) (a) 2. of the statutes is amended to
2 read:

3 250.01 (4) (a) 2. A city–county health department established under s. 251.02
4 ~~(1)~~ (1m).

5 ***b1043/1.5* SECTION 3128pe.** 251.01 (1) of the statutes is renumbered 251.01
6 (1r) and amended to read:

7 251.01 (1r) “County board of health” means a board of health for a single county
8 health department or for a multiple county health department.

9 ***b1043/1.5* SECTION 3128pf.** 251.01 (1g) of the statutes is created to read:

10 251.01 (1g) “City–county board of health” means a board of health for a
11 city–county health department.

12 ***b1043/1.5* SECTION 3128pg.** 251.01 (2) of the statutes is repealed.

13 ***b1043/1.5* SECTION 3128ph.** 251.01 (3) of the statutes is amended to read:

14 251.01 (3) “County health officer” means the position of a local health officer
15 in a single county health department or in a multiple county health department.

16 ***b1043/1.5* SECTION 3128pi.** 251.01 (7m) of the statutes is created to read:

17 251.01 (7m) “Represented employee” means an employee in a collective
18 bargaining unit for which a representative is recognized or certified under subch. IV
19 of ch. 111.

20 ***b1043/1.5* SECTION 3128pj.** 251.02 (1) of the statutes is amended to read:

21 251.02 (1) In counties with a population of less than 500,000, unless a county
22 board establishes a city–county health department under sub. (1m) jointly with the
23 governing body of a city or establishes a multiple county health department under
24 sub. (3) in conjunction with another county, the county board shall establish a single
25 county health department that meets, which shall meet the requirements of this

1 chapter. The county health department shall serve all areas of the county that are
2 not served by a city health department that was established prior to
3 January 1, 1994, by a town or village health department established under sub.
4 (3m), or by a multiple municipal local health department established under sub. (3r).
5 ~~No governing body of a city may establish a city health department may be~~
6 ~~established after January 1, 1994, but a city-county health department may be~~
7 ~~established after that date.~~

8 *b1043/1.5* SECTION 3128pk. 251.02 (1m) of the statutes is created to read:
9 251.02 (1m) Subject to sub. (1r), in counties with a population of less than
10 500,000, the county board and the governing body of a city that has a city health
11 department may jointly establish a city-county health department, which shall meet
12 the requirements of this chapter. A city-county health department shall serve all
13 areas of the county that are not served by a city health department that was
14 established prior to January 1, 1994, by a town or village health department
15 established under sub. (3m), or by a multiple municipal local health department
16 established under sub. (3r). A city-county health department established under this
17 subsection after the effective date of this subsection [revisor inserts date], is
18 subject to the control of the city and county acting jointly under an agreement
19 entered into under s. 66.0301 that specifies, in conformity with this chapter, all of the
20 following:

- 21 (a) The powers and duties of the city-county health department.
22 (b) The powers and duties of the city-county board of health for the city-county
23 health department.

1 (c) The relative powers and duties of the city and county with respect to
2 governance of the city–county health department and the city–county board of
3 health.

4 ***b1043/1.5* SECTION 3128pL.** 251.02 (1r) of the statutes is created to read:

5 251.02 (1r) If a city that assigns represented employees to its city health
6 department and if a county that assigns represented employees to its county health
7 department jointly establish a city–county health department under an agreement
8 specified under sub. (1m), all of the following shall apply, but only if the represented
9 employees at the city health department and at the county health department who
10 perform similar functions are included in collective bargaining units that are
11 represented by the same representative:

12 (a) The city–county health department shall offer employment to all city and
13 county employees who are represented employees and who perform functions for the
14 city and county that are transferred to the city–county health department in the
15 agreement under sub. (1m).

16 (b) Notwithstanding s. 111.70 (4) (d), if, in any collective bargaining unit that
17 is initially created at the city–county health department, all of the former city and
18 county employees were represented by the same representative when they were
19 employed by the city or county, that representative shall become the initial
20 representative of the employees in the collective bargaining unit without the
21 necessity of filing a petition or conducting an election.

22 (c) Unless otherwise prohibited by law, with respect to city–county health
23 department employees who were formerly represented employees at the city or
24 county, the city–county health department shall adhere to the terms of the collective
25 bargaining agreements that covered these employees while they were employed by

1 the city or county until such time that the city–county health department and the
2 representative of the employees have entered into a collective bargaining agreement.

3 ***b1043/1.5* SECTION 3128pm.** 251.02 (3) of the statutes is amended to read:

4 251.02 (3) A county board may, in conjunction with the county board of another
5 county, establish a multiple county health department in conjunction with the
6 county board of another county, which shall meet the requirements of this chapter.
7 A multiple county health department shall serve all areas of the respective counties
8 that are not served by a city health department that was established prior to January
9 1, 1994, by a town or village health department established under sub. (3m), or by
10 a multiple municipal local health department established under sub. (3r).

11 ***b1043/1.5* SECTION 3128pn.** 251.04 (1) of the statutes is amended to read:

12 251.04 (1) ~~A city or county board of health shall govern each local health~~
13 ~~department other than a local health department~~ Except as authorized in s. 251.02
14 (3m) and (3r) and a, a city board of health shall govern a city health department, a
15 county board of health shall govern a county health department or multiple county
16 health department, and a city–county board of health shall govern a city–county
17 health department. A city or board of health, a county board of health, a city–county
18 board of health, or a board of health for a local health department as authorized in
19 s. 251.02 (3m) and (3r) shall assure the enforcement of state public health statutes
20 and public health rules of the department as prescribed for a Level I local health
21 department. A local board of health may contract or subcontract with a public or
22 private entity to provide public health services. The contractor’s staff shall meet the
23 appropriate qualifications for positions in a Level I local health department.

24 ***b1043/1.5* SECTION 3128pp.** 251.08 of the statutes is amended to read:

1 **251.08 Jurisdiction of local health department.** The jurisdiction of the
2 local health department shall extend to the entire area represented by the governing
3 body of the county, city, village or town that established the local health department,
4 except that the jurisdiction of a single or multiple county health department or of a
5 city-county health department does not extend to cities, villages and towns that
6 have local health departments. Cities, towns and villages having local health
7 departments may by vote of their local boards of health determine to come under the
8 jurisdiction of the county health department. No part of any expense incurred under
9 this section by a county health department may be levied against any property
10 within any city, village or town that has a local health department and that has not
11 determined to come under the jurisdiction of the county health department.

12 ***b1043/1.5* SECTION 3128pq.** 251.11 (1) of the statutes is amended to read:
13 251.11 (1) The local board of health of every multiple county health department
14 established under s. 251.02 (3) and of every city-county health department
15 established under s. 251.02 (4) (1m) shall annually prepare a budget of its proposed
16 expenditures for the ensuing fiscal year and determine the proportionate cost to each
17 participating county and city on the basis of equalized valuation. A certified copy of
18 the budget, which shall include a statement of the amount required from each county
19 and city, shall be delivered to the county board of each participating county and to
20 the mayor or city manager of each participating city. The appropriation to be made
21 by each participating county and city shall be determined by the governing body of
22 the county and city. No part of the cost apportioned to the county shall be levied
23 against any property within the city.

24 ***b1043/1.5* SECTION 3128pr.** 251.11 (2) of the statutes is amended to read:

1 251.11 (2) The local board of health of every a multiple county health
2 department established under s. 251.02 (3) and of every city-county health
3 department established under s. 251.02 (1) shall, under this section, determine the
4 compensation for the employees of the multiple county health departments and
5 city-county health departments. The local board of health of a city-county health
6 department established under s. 251.02 (1m) shall, under this section, determine the
7 compensation for the employees of the city-county health department.

8 ***b1043/1.5* SECTION 3128ps.** 251.15 (2) of the statutes is amended to read:

9 251.15 (2) A city that had established a local health department prior to
10 deciding to participate in a city-county health department established under s.
11 251.02 (1) (1m) may withdraw from the city-county health department if the
12 common council of the city gives written notice to the county board of the
13 participating county.”.

14 ***b1058/2.16* 1188.** Page 1031, line 17: after that line insert:

15 ***b1058/2.16* “SECTION 3128xb.** 250.13 of the statutes is created to read:

16 **250.13 Community water fluoridation grants.** From the appropriation
17 under s. 20.435 (5) (fL), the department shall award grants each year to applying
18 communities for any of the following purposes:

19 (1) Purchase of water fluoridation equipment.

20 (2) Construction of additional building space to house water fluoridation
21 equipment.

22 (3) Payment of salaries of employees who operate water fluoridation
23 equipment.

1 ***b1058/2.16* SECTION 14328xc.** 250.15 (1) of the statutes is renumbered
2 250.15 (1) (intro.) and amended to read:

3 250.15 (1) DEFINITIONS. (intro.) In this section, ~~“community;~~

4 (a) “Community–health center” means a health care entity that provides
5 primary health care, health education, and social services to low–income
6 individuals.

7 ***b1058/2.16* SECTION 3128xd.** 250.15 (1) (b) of the statutes is created to read:

8 250.15 (1) (b) “Qualified applicant” means an entity that provides, or seeks to
9 provide, dental care services to low–income individuals and that does not receive a
10 federal grant under 42 USC 254b (c), (g), or (h).

11 ***b1058/2.16* SECTION 3128xe.** 250.15 (2) (d) of the statutes is created to read:

12 250.15 (2) (d) From the appropriation under s. 20.435 (5) (fh), the department
13 shall distribute to qualified applicants grants totaling \$1,600,000 in fiscal year
14 2002–03 to enable the applicants to provide or expand provision of dental care
15 services. The department shall give preference for grants to qualified applicants that
16 are located in dental health professional shortage areas, as designated under 42 CFR
17 part V, appendix B. Applicants who receive grants under this paragraph shall do all
18 of the following:

19 1. Make every attempt to collect appropriate reimbursement for its costs in
20 providing dental services to persons who are eligible for and receiving badger care
21 health care, medical assistance, or assistance for medical expenses under any other
22 public assistance program or have coverage under a private insurance program.

23 2. Prepare and utilize a fee schedule for the provision of its services consistent
24 with locally prevailing charges that is designed to cover its reasonable costs of
25 operation and prepare a corresponding schedule of discounts to be applied to the

1 payment of such fees. The discounts shall be adjusted on the basis of the patient's
2 ability to pay.

3 3. Establish a governing board that, except in the case of an applicant that is
4 an Indian tribe or band, is composed of individuals who are representative of persons
5 served by the applicant and a majority of whom are being served by the applicant.

6 The board shall be responsible for the following:

7 a. Establishing policies surrounding the entity's program operations.

8 b. Holding regularly scheduled meetings and keeping minutes of the meetings.

9 c. Approving the selection or dismissal of an entity's director or chief executive
10 officer.

11 d. Establishing personnel policies and procedures, including employee
12 selection and dismissal procedures, salary and benefit scales, employee grievance
13 procedures, and equal opportunity practices.

14 e. Adopting policies for financial management practices, including a system to
15 ensure accountability for resources, approval of the annual budget, priorities,
16 eligibility for services, including criteria for the fee schedule under subd. 2., and
17 long-range financial planning.

18 f. Evaluating the entity's activities including service utilization patterns,
19 productivity, patient satisfaction, achievement of objectives, and development of a
20 process for hearing and resolving patient grievances.

21 g. Ensuring that the entity is operated in compliance with applicable federal,
22 state, and local laws.

23 h. Adopting health care policies including scope and availability of services,
24 location, hours of services, and quality of care audit procedures.

1 4. Use any funds provided under this paragraph to supplement, and not
2 supplant, other funds that are or may be available to the entity.

3 5. Implement a patient screening process to determine patient eligibility for
4 medical assistance, badger care health care, and the payment schedule under subd.
5 2.

6 6. Provide oral health education in programs operated by and affiliated with
7 the department, including the special supplemental food program for women,
8 infants, and children and head start.

9 7. Provide dental screening, risk assessments, and preventive dental
10 treatment to pregnant women; infants; preschoolers; persons with diabetes, heart
11 disease, or lung disease; and persons using psychotropic medication.”.

12 ***b1044/2.2* 1189.** Page 1034, line 12: after that line insert:

13 ***b1044/2.2* “SECTION 3140c.** 252.12 (2) (a) 9. of the statutes is created to read:

14 252.12 (2) (a) 9. ‘Grant for family resource center.’ The department shall award
15 a grant in each fiscal year to develop and implement an African–American family
16 resource center in the city of Milwaukee that targets activities toward the prevention
17 and treatment of HIV infection and related infections, including hepatitis C virus
18 infection, of minority group members, as defined in s. 560.036 (1) (f).”.

19 ***b0957/1.17* 1190.** Page 1034, line 13: delete lines 13 to 21 and substitute:

20 ***b0957/1.17* “SECTION 3141d.** 252.12 (2) (c) 2. of the statutes is amended to
21 read:

22 252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the
23 department shall award \$75,000 in each fiscal year as grants for services to prevent
24 HIV infection and related infections, including hepatitis C virus infection. Criteria

1 for award of the grants shall include the criteria specified under subd. 1. The
2 department shall award 60% of the funding to applying organizations that receive
3 funding under par. (a) 8. and 40% of the funding to applying community-based
4 organizations that are ~~operated by minority group members, as defined in s. 560.036~~
5 ~~(1) (f) minority businesses certified by the department of commerce under s. 560.036~~
6 ~~(2).~~”.

7 *b0846/3.1* **1191.** Page 1043, line 12: after that line insert:

8 *b0846/3.1* “SECTION 3160q. 280.25 of the statutes is created to read:

9 **280.25 Air filtration for residential wells.** The owner of a residential well,
10 other than a driven well, that has a casing shall filter air that enters the well to
11 prevent airborne bacteria from contaminating the well water if any of the following
12 applies:

13 (1) The construction of the well begins after the effective date of this subsection
14 [revisor inserts date].

15 (2) The water from the well tests positive for bacteria.”.

16 *b0845/3.28* **1192.** Page 1049, line 21: delete the material beginning with
17 that line and ending with page 1050, line 3.

18 *b0855/1.3* **1193.** Page 1055, line 6: after that line insert:

19 *b0855/1.3* “SECTION 3207v. 281.74 of the statutes is created to read:

20 **281.74 Land spreading reduction pilot program.** If the Elcho Sanitary
21 District charges not more than \$30 per thousand gallons to accept septic tank waste
22 for treatment and not more than \$6 per thousand gallons to accept holding tank
23 waste for treatment, the department shall provide the funds available under s.
24 20.370 (6) (dc) to the Elcho Sanitary District.”.

1 ***b1060/1.3* 1194.** Page 1055, line 6: after that line insert:

2 ***b1060/1.3* "SECTION 3207p.** 281.73 of the statutes is created to read:

3 **281.73 Wastewater and drinking water grant.** The department of natural
4 resources shall provide a grant from the appropriation under s. 20.370 (6) (bk) to the
5 Town of Swiss, Burnett County, and the St. Croix Band of Chippewa for design,
6 engineering, and construction of wastewater and drinking water treatment
7 facilities.”.

8 ***b0829/2.44* 1195.** Page 1055, line 7: delete lines 7 and 8.

9 ***b1094/2.105* 1196.** Page 1056, line 23: delete lines 23 to 25.

10 ***b1094/2.106* 1197.** Page 1057, line 1: delete lines 1 and 2.

11 ***b0829/2.45* 1198.** Page 1057, line 8: delete lines 8 to 16.

12 ***b0834/3.9* 1199.** Page 1057, line 21: after that line insert:

13 ***b0834/3.9* "SECTION 3222e.** 287.03 (1) (e) and (f) of the statutes are created
14 to read:

15 287.03 (1) (e) Promulgate rules to implement s. 287.07 (7) (a).

16 (f) Promulgate rules, for the purposes of s. 287.235 (1) (b), that specify the
17 minimum elements of coordinated program delivery, including all of the following:

18 1. The joint provision of, a single program operated by the responsible unit for,
19 or a single contract for, the collection of materials from single-family residences that
20 are separated for recycling under an effective recycling program.

21 2. The joint provision of, a single program operated by the responsible unit for,
22 or a single contract for, the processing and marketing of recyclable materials
23 collected under an effective recycling program.

1 3. The joint or coordinated planning of solid waste management services within
2 the responsible unit.

3 ***b0834/3.9* SECTION 3222f.** 287.07 (7) (a) of the statutes is amended to read:

4 287.07 (7) (a) The prohibitions in subs. (3) and (4) do not apply with respect to
5 solid waste, except medical waste, as defined in par. (c) 1. cg., that is generated in a
6 region that has an effective recycling program, as determined under s. 287.11, if the
7 solid waste contains an incidental amount of materials specified in subs. (3) and (4),
8 as provided by the department by rule. This paragraph does not apply to solid waste
9 that is separated for recycling as part of an effective recycling program under s.
10 287.11.

11 ***b0834/3.9* SECTION 3222g.** 287.07 (9) of the statutes is created to read:

12 287.07 (9) ACCEPTANCE BY SOLID WASTE FACILITY. (a) Except as provided under
13 par. (b), no person operating a solid waste facility may accept solid waste from a
14 building containing 5 or more dwelling units or a commercial, retail, industrial, or
15 governmental facility that does not provide for the collection of materials that are
16 subject to subs. (3) and (4) and that are separated from other solid waste by users or
17 occupants of the building or facility.

18 ***b0834/3.9* SECTION 3222p.** 287.23 (2) of the statutes is renumbered 287.23
19 (2) (intro.) and amended to read:

20 287.23 (2) DEPARTMENT POWERS AND DUTIES. (intro.) The department shall
21 develop, implement, and administer a program to provide financial assistance to
22 responsible units. The department shall develop criteria for reporting on and
23 evaluating the program. Each year the department, in cooperation with the
24 University of Wisconsin–Extension, shall audit review the recycling programs of at
25 least 5% of the recipients of grants in the previous year to ensure that programs and

1 ~~activities funded by grants under this section meet the requirements of this section.~~
2 do all of the following:

3 *b0834/3.9* SECTION 3222q. 287.23 (2) (a) to (c) of the statutes are created to
4 read:

5 287.23 (2) (a) Ensure compliance with s. 287.07 (1m), (2), (3), and (4).

6 (b) Ensure compliance with s. 287.11 and rules promulgated under that section.

7 (c) Identify activities, methods, or procedures that would enable the
8 responsible unit to make its recycling program more efficient or effective.”.

9 *b0836/1.2* **1200.** Page 1057, line 21: after that line insert:

10 *b0836/1.2* “SECTION 3222c. 285.69 (2) (a) 11. of the statutes is amended to
11 read:

12 285.69 (2) (a) 11. That no provision is used that would increase the fee per unit
13 of pollutant emitted in order to compensate for decreases in overall amounts of
14 emissions, but that for fees billed in each year after 2001 the fee per unit of pollutant
15 emitted is increased by the percentage by which the consumer price index, as defined
16 in 42 USC 7661a (b) (3) (B) (v), increased in the preceding year.”.

17 *b0834/3.10* **1201.** Page 1058, line 2: after that line insert:

18 *b0834/3.10* “SECTION 3225c. 287.23 (5b) (title) and (intro.) of the statutes are
19 amended to read:

20 287.23 (5b) (title) GRANT AWARD FOR 2000 AND 2001. (intro.) The For 2000 and
21 2001, the department shall award a grant under this subsection to each eligible
22 responsible unit that submits a complete grant application under sub. (4) for
23 expenses allowable under sub. (3) (b). The department shall determine the amount
24 of the grants under this subsection as follows:

1 ***b0834/3.10* SECTION 3225f.** 287.23 (5d) of the statutes is created to read:

2 **287.23 (5d) GRANT AMOUNT FOR YEARS AFTER 2001.** (a) Beginning with grants for
3 the year 2002, the department shall award a grant under this subsection to each
4 eligible responsible unit that submits a complete grant application under sub. (4) for
5 expenses allowable under sub. (3) (b).

6 (b) Except as provided in pars. (c), (d), (e), (f), and (g) and sub. (5p), the
7 department shall award an eligible responsible unit a grant under this subsection
8 equal to \$11.80 times the population of the responsible unit.

9 (c) A grant under this subsection may not exceed the allowable expenses under
10 sub. (3) (b) that the responsible unit incurred in the year 2 years before the year for
11 which the grant is made.

12 (d) For a county that is the responsible unit for at least 75% of the population
13 of the county, the department shall award a grant under this subsection equal to
14 \$100,000 or the amount determined under par. (a), but not more than the allowable
15 expenses under sub. (3) (b).

16 (e) For grants for the year 2002, the department shall award a grant to a
17 responsible unit that received an award in 2001 that is equal to at least 80% of the
18 amount received in 2001.

19 (f) Beginning with grants for the year 2005, the department shall reduce a
20 grant calculated under par. (b) by \$3 times the population of the responsible unit if
21 the responsible unit is not eligible for a grant under s. 287.235.

22 (g) If the available funds are insufficient to pay the grant amounts determined
23 under this subsection, the department shall achieve the necessary reduction in the
24 total amount of the grants by reducing the amount of each grant determined under

1 this subsection, except a grant determined under par. (d) or (e), by an equal
2 percentage.”.

3 *b0834/3.11* **1202.** Page 1058, line 6: after that line insert:

4 *b0834/3.11* “SECTION 3226c. 287.23 (6) of the statutes is renumbered 287.23
5 (6) (a) and amended to read:

6 287.23 (6) (a) The Except as provided in par. (b), the department shall disburse
7 a grant to the applicant after approval, but no later than June 1 of the year for which
8 the grant is made.

9 *b0834/3.11* SECTION 3226d. 287.23 (6) (b) of the statutes is created to read:

10 287.23 (6) (b) For grants for the year 2002, the department shall disburse a
11 total of \$28,900,000 no later than June 1, 2002, and a total of \$13,550,000 after June
12 30, 2002, but no later than December 1, 2002.

13 *b0834/3.11* SECTION 3226k. 287.235 of the statutes is created to read:

14 **287.235 Recycling efficiency incentive grants. (1) ELIGIBILITY.** Beginning
15 in fiscal year 2002–03 the department shall make a recycling efficiency incentive
16 grant to a responsible unit that satisfies all of the following criteria:

17 (a) The responsible unit is one of the following:

18 1. A county.

19 2. A responsible unit, other than a county, with a population of 50,000 or more.

20 3. A responsible unit that is formed by the merger of 3 or more responsible units
21 or that is the responsible unit for 3 or more municipalities.

22 (b) The responsible unit engages in coordinated program delivery, as specified
23 under s. 287.03 (1) (f).

1 (2) GRANT AMOUNT. (a) Except as provided in par. (b) and sub. (3) (a), the
2 department shall provide a grant amount to an eligible responsible unit equal to \$2
3 times the population of the responsible unit.

4 (b) If the available funds are insufficient to pay the grant amount determined
5 under par. (a), the department shall achieve the necessary reduction in the total
6 amount of the grants by reducing the grant amount determined under par. (a) for
7 each eligible responsible unit by an equal percentage.

8 (3) APPLICATION AND PAYMENT. (a) Applications for grants under this subsection
9 are due on October 1 of the year preceding the year for which the grant is sought.
10 If a responsible unit submits its application after that date, the department shall
11 reduce the grant, or deny the application, as provided in s. 287.23 (5p).

12 (b) The department shall disburse a grant to the applicant after approval, but
13 no later than June 1 of the year for which the grant is made.

14 ***b0834/3.11* SECTION 3227e.** 287.95 (3) (b) of the statutes is amended to read:
15 287.95 (3) (b) After December 31, 1996, any person who violates s. 287.07 (3)
16 ~~and, (4), or (9)~~ may be required to forfeit \$50 for a first violation, may be required to
17 forfeit \$200 for a 2nd violation, and may be required to forfeit not more than \$2,000
18 for a 3rd or subsequent violation.”.

19 ***b0839/1.1* 1203.** Page 1058, line 7: delete lines 7 to 9.

20 ***b0834/3.12* 1204.** Page 1059, line 9: after that line insert:

21 ***b0834/3.12* “SECTION 3228d.** 289.645 (3) (a) of the statutes is amended to
22 read:

23 289.645 (3) (a) For all solid waste other than high-volume industrial waste, ~~30~~
24 cents \$10 per ton.

1 ***b0834/3.12* SECTION 3228e.** 289.645 (3) (b) of the statutes is created to read:
2 289.645 (3) (b) For all high-volume industrial waste, 25 cents per ton.

3 ***b0834/3.12* SECTION 3228f.** 289.67 (1) (cp) of the statutes is amended to read:
4 289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm)
5 and except as provided under par. (d), the environmental repair fee imposed under
6 par. (a) is ~~30~~ 60 cents per ton for solid or hazardous waste, other than high-volume
7 industrial waste, disposed of on or after January 1, 1988, but before July 1, 1989,
8 and ~~50 cents per ton disposed of on or after July 1, 1989.~~

9 ***b0795/1.1* 1205.** Page 1068, line 2: after that line insert:

10 ***b0795/1.1* "SECTION 3327q.** 301.03 (2p) of the statutes is created to read:
11 301.03 (2p) Offer the same level of alcohol or other drug abuse treatment to
12 female inmates as to male inmates."

13 ***b0827/1.1* 1206.** Page 1068, line 2: after that line insert:

14 ***b0827/1.1* "SECTION 3325k.** 295.33 (4) of the statutes is amended to read:
15 295.33 (4) No person may conduct drilling operations for the exploration for or
16 production of oil or gas ~~from~~ if the drilling extends beneath the beds of the Great
17 Lakes or bays or harbors that are adjacent to the Great Lakes, ~~unless all drilling~~
18 ~~operations originate from locations above and on the landward side of the ordinary~~
19 ~~high-water mark and are conducted according to the terms of a written lease~~
20 ~~obtained from the department under, notwithstanding s. 30.20 (2) (b)."~~

21 ***b0993/2.4* 1207.** Page 1068, line 2: after that line insert:

22 ***b0993/2.4* "SECTION 3325q.** 301.029 (2) (a) of the statutes is amended to read:
23 301.029 (2) (a) The department may not enter into any contract or other
24 agreement if, in the performance of the contract or agreement, a prisoner would

1 perform data entry or telemarketing services and have access to an individual's
2 financial transaction card numbers, checking or savings account numbers; or social
3 security number or to any personal identifying information, as defined in s. 943.201
4 (1) (b), of an individual who is not a prisoner."

5 *b0936/1.3* **1208.** Page 1068, line 3: delete lines 3 to 9.

6 *b0788/2.1* **1209.** Page 1069, line 25: after that line insert:

7 *b0788/2.1* "SECTION 3329x. 301.03 (25) of the statutes is created to read:
8 301.03 (25) Jointly, with the department of health and family services, develop
9 a gender-specific program for addressing the individual treatment needs of female
10 inmates."

11 *b0976/1.1* **1210.** Page 1069, line 25: after that line insert:

12 *b0976/1.1* "SECTION 3330h. 301.03 (35) of the statutes is created to read:
13 301.03 (35) When complying with s. 19.35, provide access to all records that do
14 not compromise institutional security, including final mortality review committee
15 reports. The department may protect inmate privacy by redacting the name and
16 number of an inmate in appropriate cases."

17 *b0988/1.1* **1211.** Page 1069, line 25: after that line insert:

18 *b0988/1.1* "SECTION 3330g. 301.03 (34) of the statutes is created to read:
19 301.03 (34) Comply with guidelines established by the U.S. attorney general
20 under 42 USC 13704 (2) in reporting, on a quarterly basis, information regarding the
21 death of any person in the custody of the department, including inmates incarcerated
22 in facilities located outside this state, and provide this information to the Wisconsin
23 attorney general at the same time that it is submitted to the U.S. attorney general."

24 *b0991/1.1* **1212.** Page 1069, line 25: after that line insert:

1 ***b0991/1.1* “SECTION 3330e.** 301.03 (32) of the statutes is created to read:

2 301.03 (32) On its Internet web site that is accessible to the public, publish
3 statistical information regarding adult corrections, including the total adult
4 population; adult population in each institution; commitments to the adult
5 correctional system; releases from the adult correctional system; average adult
6 inmate sentence length; and offenses, race, gender, educational level, marital status,
7 parental status, religion, and county of commitment of adult inmates.

8 ***b0991/1.1* SECTION 3330f.** 301.03 (33) of the statutes is created to read:

9 301.03 (33) On its Internet web site that is accessible to the public, publish
10 statistical information regarding juvenile corrections, including the total juvenile
11 population; juvenile population in each institution; average juvenile population;
12 admissions to the juvenile correctional system; releases from the juvenile
13 correctional system; and offenses, race, gender, average age, and county of
14 commitment of juveniles.”.

15 ***b0992/1.1* 1213.** Page 1069, line 25: after that line insert:

16 ***b0992/1.1* “SECTION 3330c.** 301.03 (30) of the statutes is created to read:

17 301.03 (30) Create and maintain an inmate tracking system that includes the
18 inmate’s criminal history, medical and mental health history, alcohol and other drug
19 abuse history, victimization history, violence history, education and vocational
20 history, religion, marital status, and status of all of his or her children.

21 ***b0992/1.1* SECTION 3330d.** 301.03 (31) of the statutes is created to read:

22 301.03 (31) Collect and maintain information that determines the number of
23 inmates that return to prison due to a probation or parole revocation and whether

1 the revocation is due to the inmate committing a new crime or violating a condition
2 or rule of probation or parole.”

3 *b1070/2.1* **1214.** Page 1070, line 1: delete lines 1 to 9.

4 *b0811/2.27* **1215.** Page 1070, line 19: after “Lisbon.” insert “This
5 subsection does not apply before January 1, 2004.”

6 *b0811/2.28* **1216.** Page 1070, line 19: after that line insert:

7 *b0811/2.28* “SECTION 3337d. 301.16 (1v) of the statutes is amended to read:
8 301.16 (1v) In addition to the institutions under sub. (1), the department shall
9 establish a medium security correctional institution in Chippewa Falls. This
10 subsection does not apply before January 1, 2004.”

11 *b0811/2.28* SECTION 3337k. 301.18 (1) (c) of the statutes is amended to read:
12 301.18 (1) (c) Provide the facilities necessary for the correctional institution
13 under s. 301.16 (1v) using the Highview building located at the Northern Wisconsin
14 Center for the Developmentally Disabled and converted to a correctional facility
15 under 1999 Wisconsin Act 9, section 9107 (1) (b) 1. This paragraph does not apply
16 before January 1, 2004.”

17 *b0810/2.1* **1217.** Page 1071, line 1: delete lines 1 to 4 and substitute:

18 “(b) “Correctional facility” means an institution or facility, or a portion of an
19 institution or facility, that is used to confine juveniles alleged or found to be
20 delinquent or a prison, jail, house of correction, or lockup facility but does not include
21 a secured group home, as defined in s. 938.02 (15p).”

22 *b0930/3.2* **1218.** Page 1073, line 12: delete lines 12 to 19 and substitute:

23 *b0930/3.2* “SECTION 3344e. 301.26 (7) (a) (intro.) of the statutes is
24 renumbered 301.26 (7) (a) and amended to read:

1 301.26 (7) (a) For community youth and family aids under this section,
2 amounts not to exceed ~~\$42,091,800~~ \$44,138,500 for the last 6 months of ~~1999,~~
3 ~~\$85,183,700 for 2000~~ 2001, \$89,349,900 for 2002, and ~~\$43,091,900~~ \$45,211,400 for
4 the first 6 months of ~~2001~~ 2003.

5 (b) Of ~~those~~ the amounts specified in par. (a), the department shall allocate
6 ~~\$1,000,000~~ \$2,000,000 for the last 6 months of ~~1999,~~ ~~\$3,000,000 for 2000 and~~
7 ~~\$2,000,000~~ 2001, \$4,000,000 for 2002, and \$2,000,000 for the first 6 months of ~~2001~~
8 2003 to counties based on each of the following factors weighted equally:

9 ***b0930/3.2* SECTION 3344f.** 301.26 (7) (a) 1. to 3. of the statutes are
10 renumbered 301.26 (7) (b) 1. to 3.

11 ***b0930/3.2* SECTION 3344g.** 301.26 (7) (c) of the statutes is created to read:
12 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate
13 \$1,046,700 for the last 6 months of 2001, \$3,166,300 for 2002, and \$2,119,500 for the
14 first 6 months of 2003 to counties based on each of the factors specified in par. (b) 1.
15 to 3. weighted equally, except that no county may receive an allocation under this
16 paragraph that is less than 93% nor more than 115% of the amount that the county
17 would have received under this paragraph if the allocation had been distributed only
18 on the basis of the factor specified in par. (b) 3.”.

19 ***b0939/2.2* 1219.** Page 1075, line 16: delete “\$150,000” and substitute
20 “\$150,000 \$180,000”.

21 ***b0811/2.29* 1220.** Page 1076, line 24: delete that line and substitute
22 “security correctional institution at Redgranite, the correctional”.

1 ***b0811/2.30* 1221.** Page 1077, line 7: after “prisons.” insert “Beginning on
2 January 1, 2004, the medium security correctional facility at New Lisbon and the
3 correctional facility authorized under s. 301.16 (1v) are also state prisons.”.

4 ***b1070/2.2* 1222.** Page 1077, line 8: delete lines 8 to 16.

5 ***b0783/2.6* 1223.** Page 1077, line 16: after that line insert:

6 ***b0783/2.6*** “SECTION 3354b. 301.048 (2m) of the statutes is repealed.

7 ***b0783/2.6*** SECTION 3354c. 301.048 (3) (a) (intro.) of the statutes is amended
8 to read:

9 301.048 (3) (a) (intro.) The Subject to par. (bm), the department shall provide
10 each participant with one or more of the following sanctions:

11 ***b0783/2.6*** SECTION 3354d. 301.048 (3) (a) 1. of the statutes is amended to
12 read:

13 301.048 (3) (a) 1. Placement in a Type 1 prison or a jail, county reforestation
14 camp, residential treatment facility or community-based residential facility. The
15 Except as provided in par. (bm), the department may not place a participant under
16 this paragraph for more than one year ~~or, if applicable, the period specified by the~~
17 ~~court under s. 973.032 (3) (b), whichever is shorter, except as provided in s. 973.032~~
18 (4).

19 ***b0783/2.6*** SECTION 3354db. 301.048 (3) (b) of the statutes is amended to
20 read:

21 301.048 (3) (b) The Except as provided in par. (bm), the department may
22 provide the sanctions under par. (a) in any order and may provide more than one
23 sanction at a time. Subject to the cumulative time restrictions under ~~par.~~ pars. (a)
24 1. and (bm) 2., the department may return to a sanction that was used previously for

1 a participant. A participant is not entitled to a hearing regarding the department's
2 exercise of authority under this subsection or its decision to not petition the court
3 under s. 973.032 (4m) (b) for permission to release a person from a placement under
4 par. (a) 1. unless the department provides for a hearing by rule.

5 *b0783/2.6* SECTION 3354df. 301.048 (3) (bm) of the statutes is created to
6 read:

7 301.048 (3) (bm) 1. The department shall initially place a person required to
8 participate in the intensive sanctions program under s. 973.032 (1) in a Type 1 prison
9 or a jail, county reforestation camp, residential treatment facility, or
10 community-based residential facility under par. (a) 1. Except as provided under
11 subd. 2. or unless, under sub. (4) (a), the person's extended supervision is revoked,
12 the department shall maintain the person in that placement until the court
13 authorizes the person's release from the placement under s. 973.032 (4m).

14 2. The department may not place a person described in subd. 1. in a placement
15 under par. (a) 1. for a total of more than 2 years.

16 *b0783/2.6* SECTION 3354e. 301.048 (4) (a) of the statutes is amended to read:

17 301.048 (4) (a) A participant is in the custody and under the control of the
18 department, subject to its rules and discipline. A participant entering the program
19 under sub. (2) (am) 1. is a prisoner, except that he or she is a person on extended
20 supervision for the purposes of revocation if the department is precluded under sub.
21 (3) (bm) 2. from placing the person under sub. (3) (a) 1. A participant entering the
22 program under sub. (2) (am) 1. or 2. is a prisoner. A participant entering the program
23 under sub. (2) (am) 3. is a prisoner, except that he or she is a parolee for purposes of
24 revocation. A participant entering the program under sub. (2) (am) 3m. is a prisoner,
25 except that he or she remains a person on extended supervision for purposes of

1 revocation. A participant entering the program under sub. (2) (am) 4. is a prisoner,
2 except that he or she remains a probationer, parolee, or person on extended
3 supervision, whichever is applicable, for purposes of revocation.

4 ***b0783/2.6* SECTION 3354f.** 301.048 (4) (ar) of the statutes is created to read:

5 301.048 (4) (ar) If a participant enters the program under sub. (2) (am) 1. and
6 his or her extended supervision is revoked, the time remaining on the bifurcated
7 sentence for the purposes of s. 302.113 (9) is the total length of the bifurcated
8 sentence, less time served by the person in custody under sub. (3) (a) 1. before release
9 to extended supervision.

10 ***b0783/2.6* SECTION 3354g.** 301.048 (6) (a) of the statutes is amended to read:

11 301.048 (6) (a) Except as provided in ~~par.~~ pars. (b) and (c), the department may
12 discharge a participant from participation in the program and from departmental
13 custody and control at any time.

14 ***b0783/2.6* SECTION 3354h.** 301.048 (6) (c) of the statutes is created to read:

15 301.048 (6) (c) 1. If the department determines that a person participating
16 under sub. (2) (am) 1. has successfully completed the intensive sanctions program,
17 the department shall inform the court that sentenced the inmate.

18 2. Upon being informed by the department under subd. 1. that an inmate whom
19 the court sentenced under s. 973.01 has successfully completed the intensive
20 sanctions program, the court shall modify the inmate's bifurcated sentence as
21 follows:

22 a. The court shall reduce the term of confinement in prison portion of the
23 inmate's bifurcated sentence in a manner that provides for the release of the inmate
24 to extended supervision within 30 days of the date on which the court receives the
25 information from the department under subd. 1.

1 b. The court shall lengthen the term of extended supervision imposed so that
2 the total length of the bifurcated sentence originally imposed does not change.

3 3. The court may not increase the total length of the bifurcated sentence when
4 modifying a bifurcated sentence under subd. 2.”

5 ***b0783/2.7* 1224.** Page 1078, line 2: after that line insert:

6 ***b0783/2.7*** “SECTION 3354x. 302.11 (1i) of the statutes is repealed.”

7 ***b1070/2.3* 1225.** Page 1078, line 3: delete lines 3 to 11.

8 ***b1070/2.4* 1226.** Page 1078, line 17: delete the material beginning with
9 that line and ending on page 1080, line 2.

10 ***b0936/1.4* 1227.** Page 1080, line 3: delete lines 3 to 6.

11 ***b1070/2.5* 1228.** Page 1080, line 7: delete lines 7 to 11.

12 ***b1070/2.6* 1229.** Page 1080, line 20: delete the material beginning with
13 that line and ending with ~~page 1080~~ ^{on} ~~line 21~~ ²⁵.

14 ***b0783/2.8* 1230.** Page 1081, line 10: delete that line and substitute “exceed
15 the time remaining on the bifurcated sentence. The Except as provided in s. 301.048
16 (4) (a), the time remaining on the”.

17 ***b1070/2.7* 1231.** Page 1084, line 4: delete the material beginning with that
18 line and ending with page 1086, line 9.

19 ***b0924/2.3* 1232.** Page 1088, line 5: delete lines 5 to 11 and substitute:

20 ***b0924/2.3*** “SECTION 3386d. 302.18 (7) of the statutes is amended to read:

21 302.18 (7) Except as provided in s. 973.013 (3m), the department shall keep ~~all~~
22 prisoners a person under 15 years of age who has been sentenced to the Wisconsin
23 state prisons in a secured juvenile correctional facilities or facility or a secured child

INSERT 539-16

1 caring ~~institutions~~ institution, but the department may transfer ~~them~~ that person
2 to an adult correctional ~~institutions~~ institution after ~~they attain~~ the person attains
3 15 years of age. The department may not transfer any person under 18 years of age
4 to the correctional institution authorized in s. 301.16 (1n).”

5 *b0936/1.5* **1233.** Page 1088, line 5: delete lines 5 to 16.

6 *b0936/1.6* **1234.** Page 1088, line 24: delete that line.

7 *b0936/1.7* **1235.** Page 1089, line 1: delete lines 1 to 4.

8 *b0782/2.6* **1236.** Page 1089, line 16: delete the material beginning with
9 that line and ending with page 1090, line 13, and substitute:

10 *b0782/2.6* “SECTION 3389gm. 303.01 (2) (em) of the statutes is amended to
11 read:

12 303.01 (2) (em) Lease space, with or without equipment, within the precincts
13 of state prisons, as specified in s. 302.02, or within the confines of correctional
14 institutions operated by the department for holding in secure custody persons
15 adjudged delinquent, to not more than 6 2 private businesses to employ prison
16 inmates and institution residents to manufacture products or components or to
17 provide services for sale on the open market. The department shall comply with s.
18 16.75 in selecting businesses under this paragraph. ~~The department may enter into~~
19 ~~a contract under this paragraph only with the approval of the joint committee on~~
20 ~~finance. The Beginning on the effective date of this paragraph ... [revisor inserts~~
21 ~~date], the department may not enter into, extend, renew, or amend a contract under~~
22 ~~this paragraph unless the contract or amendment specifies each state prison or~~
23 ~~juvenile correctional institution at which the private business will employ inmates~~
24 ~~or institution residents. The department shall consult with appropriate trade~~