

1 **SECTION 629jt.** 20.375 (4) (tu) of the statutes is created to read:

2 20.375 (4) (tu) *Customer service — conservation fund.* From the conservation
3 fund, from the amounts paid into the fund under s. 20.855 (4) (s), the amounts in the
4 schedule for communications, customer services, licensing, registration, and aids
5 administration related to water.

Insert
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6 **SECTION 629kd.** 20.375 (7) (title) of the statutes is created to read:

7 20.375 (7) (title) DEBT SERVICE.

8 **SECTION 629kh.** 20.375 (7) (aa) of the statutes is created to read:

9 20.375 (7) (aa) *Dam safety — principal repayment and interest.* A sum
10 sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs
11 incurred in financing the aid program for dams under s. 20.866 (2) (tx).

12 **SECTION 629kp.** 20.375 (7) (ea) of the statutes is created to read:

13 20.375 (7) (ea) *Administrative facilities — principal repayment and interest.*
14 A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and
15 interest costs incurred in financing the acquisition, construction, development,
16 enlargement, or improvement of administrative office, laboratory, equipment
17 storage, or maintenance facilities.

18 **SECTION 629kt.** 20.375 (7) (ha) of the statutes is created to read:

19 20.375 (7) (ha) *Facilities acquisition, development, and maintenance.* As a
20 continuing appropriation, the amounts in the schedule for the acquisition,
21 development, and construction costs of new structures and buildings and for the
22 maintenance costs of existing structures and buildings under the control of the
23 department.”.

24 **80.** Page 377, line 4: after that line insert:

1 **“SECTION 764f.** 20.455 (1) (k) of the statutes is amended to read:

2 20.455 (1) (k) *Environment litigation project.* All moneys received from the
3 department of ~~natural resources~~ environmental management for materials or
4 services provided by the department of justice regarding a project involving the use
5 of environmental litigation to protect air, land, and water resources to be used to pay
6 for costs and expenses associated with those materials and services.”.

7 **81.** Page 391, line 19: after that line insert:

8 **“SECTION 846k.** 20.505 (4) (k) of the statutes is amended to read:

9 20.505 (4) (k) *Waste facility siting board; general program operations.* The
10 amounts in the schedule for the general program operations of the waste facility
11 siting board. All moneys transferred from the appropriation account under s. ~~20.370~~
12 20.375 (2) (eg) shall be credited to this appropriation account.”.

13 **82.** Page 397, line 4: after that line insert:

14 **“SECTION 885k.** 20.505 (8) (hm) 8d. of the statutes is amended to read:

15 20.505 (8) (hm) 8d. The amount transferred to s. 20.370 ~~(4) (1)~~ (kk) shall be the
16 amount in the schedule under s. 20.370 ~~(4) (1)~~ (kk).”.

17 **83.** Page 397, line 12: after that line insert:

18 **“SECTION 887k.** 20.505 (8) (hm) 8k. of the statutes is amended to read:

19 20.505 (8) (hm) 8k. The amount transferred to s. 20.370 ~~(3) (1)~~ (ak) shall be the
20 amount in the schedule under s. 20.370 ~~(3) (1)~~ (ak).”.

21 **84.** Page 397, line 15: after that line insert:

22 **“SECTION 887q.** 20.505 (8) (hm) 8r. of the statutes is amended to read:

23 20.505 (8) (hm) 8r. The amount transferred to s. 20.370 ~~(9) (hk)~~ (1) (hg) shall
24 be the amount in the schedule under s. 20.370 ~~(9) (hk)~~ (1) (hg).”.

85. Page 398, line 3: after that line insert:

“SECTION 890rb. 20.505 (8) (hm) 17f. of the statutes, as created by 2001 Wisconsin Act (this act), is amended to read:

20.505 (8) (hm) 17f. The amount transferred to s. ~~20.370~~ 20.375 (6) (bk) shall be the amount in the schedule under s. ~~20.370~~ 20.375 (6) (bk).”.

86. Page 402, line 20: after that line insert:

“SECTION 914h. 20.536 (1) (ka) of the statutes is amended to read:

20.536 (1) (ka) *General program operations; environmental improvement fund.*

All moneys received for providing services to the department of administration or the department of ~~natural resources~~ environmental management in administering ss. 25.43, 281.58, 281.59, 281.60, 281.61, and 281.62, for general program operations.”.

87. Page 405, line 2: after that line insert:

“SECTION 920br. 20.566 (7) (v) of the statutes is amended to read:

20.566 (7) (v) *Investment and local impact fund.* From the investment and local impact fund, all moneys received under s. 70.395 (1e) and (2) (dc) and (dg), less the moneys appropriated under ss. 20.143 (1) (r) and ~~20.370~~ 20.375 (2) (gr), to be disbursed under ss. 70.395 (2) (d) to (g), 293.33 (4), and 293.65 (5) (a).”.

88. Page 405, line 5: after that line insert:

“SECTION 920hs. 20.585 (1) (km) of the statutes is amended to read:

20.585 (1) (km) *Credit card use charges.* All moneys received under ss. 59.25 (3) (j) and (k) and 85.14 (1) (b), to pay charges under ss. 23.49 and 85.14 (1) (b) and (2), and 278.49.”.

89. Page 414, line 11: after that line insert:

as affected by 2001 Wisconsin Act ... (this act)

“SECTION 962b. 20.866 (1) (u) of the statutes is amended to read:

24

1 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
2 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (f), 20.190 (1)
3 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
4 20.255 (1) (d), 20.275 (1) (er), (es), (h), and (hb), 20.285 (1) (d), (db), (fh), (ih), (kd), and
5 (km) and (5) (i), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), ~~(ar)~~,
6 (at), (au), ~~(ba)~~, ~~(bq)~~, ~~(ca)~~, ~~(cb)~~, ~~(ce)~~, ~~(ed)~~, (ce), (cf), ~~(da)~~, (ea), and (eq), ~~and (er)~~, 20.375
7 (7) (aa), (ar), (ba), (bg), (ca), (cb), (cc), (cd), (ce), (cf), (da), (ea), and (er), 20.395 (6) (af),
8 (aq), and (ar), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee) and (6) (e), 20.465
9 (1) (d), 20.485 (1) (f) and (go), (3) (t), and (4) (qm), 20.505 (5) (c), (g), and (kc) and (9)
10 (b) and (h), 20.855 (8) (a) and 20.867 (1) (a) and (b) and (3) (a), (b), (bp), (br), (g), (h),
11 (i), and (q) for the payment of principal and interest on public debt contracted under
12 subchs. I and IV of ch. 18.”

13 **90.** Page 415, line 2: after that line insert:

14 “**SECTION 962v.** 20.866 (2) (tb) of the statutes is amended to read:

15 20.866 (2) (tb) *Natural resources; municipal clean drinking water grants.* From
16 the capital improvement fund, a sum sufficient to the department of natural
17 ~~resources~~ environmental management to provide funds for municipal clean drinking
18 water grants under s. 281.53. The state may contract public debt in an amount not
19 to exceed \$9,800,000 for this purpose.”

20 **91.** Page 415, line 15: after that line insert:

21 “**SECTION 964b.** 20.866 (2) (tc) of the statutes, as affected by 2001 Wisconsin
22 Act ... (this act), is amended to read:

23 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,
24 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred

1 to the environmental improvement fund for the purposes of the clean water fund
2 program under ss. 281.58 and 281.59. The state may contract public debt in an
3 amount not to exceed \$637,743,200 for this purpose. Of this amount, the amount
4 needed to meet the requirements for state deposits under 33 USC 1382 is allocated
5 for those deposits. Of this amount, \$8,250,000 is allocated to fund the minority
6 business development and training program under s. 200.49 (2) (b). Moneys from
7 this appropriation account may be expended for the purposes of s. 281.57 (10m) and
8 (10r) only in the amount by which the department of ~~natural resources~~
9 environmental management and the department of administration determine that
10 moneys available under par. (tn) are insufficient for the purposes of s. 281.57 (10m)
11 and (10r).”.

12 **92.** Page 415 line 21: after that line insert:

13 “**SECTION 965b.** 20.866 (2) (te) of the statutes, as affected by 2001 Wisconsin
14 Act (this act), is amended to read:

15 20.866 (2) (te) *Natural resources; nonpoint source grants.* From the capital
16 improvement fund, a sum sufficient for the department of ~~natural resources~~
17 environmental management to provide funds for nonpoint source water pollution
18 abatement projects under s. 281.65. The state may contract public debt in an amount
19 not to exceed \$75,763,600 for this purpose.

20 **SECTION 965n.** 20.866 (2) (tf) of the statutes is amended to read:

21 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital
22 improvement fund, a sum sufficient for the department of ~~natural resources~~
23 environmental management to fund nonpoint source water pollution abatement

1 projects under s. 281.65. The state may contract public debt in an amount not to
2 exceed \$2,000,000 for this purpose.”.

3 **93.** Page 416, line 5: after that line insert:

4 **“SECTION 966b.** 20.866 (2) (tg) of the statutes is amended to read:

5 20.866 (2) (tg) *Natural resources; environmental repair.* From the capital
6 improvement fund, a sum sufficient for the department of ~~natural resources~~
7 environmental management to fund investigations and remedial action under s.
8 292.11 (7) (a) or 292.31 and remedial action under s. 281.83 and for payment of this
9 state’s share of environmental repair that is funded under 42 USC 6991 to 6991i or
10 42 USC 9601 to 9675. The state may contract public debt in an amount not to exceed
11 \$48,000,000 for this purpose. Of this amount, \$7,000,000 is allocated for remedial
12 action under s. 281.83.”.

13 **94.** Page 416, line 13: after that line insert:

14 **“SECTION 967b.** 20.866 (2) (th) of the statutes, as affected by 2001 Wisconsin
15 Act (this act), is amended to read:

16 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From
17 the capital improvement fund, a sum sufficient for the department of ~~natural~~
18 ~~resources~~ environmental management to provide cost-sharing grants for urban
19 nonpoint source water pollution abatement and storm water management projects
20 under s. 281.66. The state may contract public debt in an amount not to exceed
21 \$17,700,000 for this purpose.”.

22 **95.** Page 416, line 19: after that line insert:

23 **“SECTION 967eb.** 20.866 (2) (ti) of the statutes, as created by 2001 Wisconsin
24 Act (this act), is amended to read:

1 20.866 (2) (ti) *Natural resources; municipal flood control and riparian*
2 *restoration*. From the capital improvement fund, a sum sufficient for the department
3 of ~~natural resources~~ environmental management to provide municipal flood control
4 and riparian restoration cost-sharing grants under s. 281.665. The state may
5 contract public debt in an amount not to exceed \$9,000,000 for this purpose.

6 **SECTION 967i.** 20.866 (2) (tj) of the statutes is created to read:

7 20.866 (2) (tj) *Environment; general fund supported administrative facilities.*
8 From the capital improvement fund, a sum sufficient for the department of
9 environmental management to acquire, construct, develop, enlarge, or improve
10 administrative office, laboratory, equipment, storage, or maintenance facilities. The
11 state may contract public debt in an amount not to exceed \$5,441,200 for this
12 purpose.”.

13 **96.** Page 417, line 2: after that line insert:

14 **“SECTION 967mb.** 20.866 (2) (tk) of the statutes, as affected by 2001 Wisconsin
15 Act (this act), is amended to read:

16 20.866 (2) (tk) *Natural resources; environmental segregated fund supported*
17 *administrative facilities*. From the capital improvement fund, a sum sufficient for
18 the department of ~~natural resources~~ environmental management to acquire,
19 construct, develop, enlarge or improve natural resource administrative office,
20 laboratory, equipment storage and maintenance facilities. The state may contract
21 public debt in an amount not to exceed \$6,770,400 for this purpose.

22 **SECTION 968b.** 20.866 (2) (tL) of the statutes is amended to read:

23 20.866 (2) (tL) *Natural resources; segregated revenue supported dam safety*
24 *projects*. From the capital improvement fund, a sum sufficient for the department

1 of ~~natural resources~~ environmental management to provide financial assistance to
2 counties, cities, villages, towns and public inland lake protection and rehabilitation
3 districts for dam safety projects under s. 31.385. The state may contract public debt
4 in an amount not to exceed \$6,350,000 for this purpose.

5 **SECTION 968n.** 20.866 (2) (tm) of the statutes is amended to read:

6 20.866 (2) (tm) *Natural resources; pollution abatement and sewage collection*
7 *facilities, ORAP funding.* From the capital improvement fund, a sum sufficient to
8 the department of ~~natural resources~~ environmental management to acquire,
9 construct, develop, enlarge, or improve point source water pollution abatement
10 facilities and sewage collection facilities under ss. 281.55 and 281.56. The state may
11 contract public debt in an amount not to exceed \$146,850,000 for this purpose. Of
12 this amount, \$5,000,000 is allocated for point source water pollution abatement
13 facilities and sewage collection facilities under s. 281.56.”.

14 **97.** Page 417, line 17: after that line insert:

15 “**SECTION 969b.** 20.866 (2) (tn) of the statutes, as affected by 2001 Wisconsin
16 Act (this act), is amended to read:

17 20.866 (2) (tn) *Natural resources; pollution abatement and sewage collection*
18 *facilities.* From the capital improvement fund, a sum sufficient to the department
19 of ~~natural resources~~ environmental management to acquire, construct, develop,
20 enlarge, or improve point source water pollution abatement facilities and sewage
21 collection facilities under s. 281.57 and to upgrade or replace a drinking water
22 treatment plant under s. 281.57 (10t) including eligible engineering design costs.
23 Payments may be made from this appropriation for capital improvement
24 expenditures and encumbrances authorized under s. 281.57 before July 1, 1990,

1 except for reimbursements made under s. 281.57 (9m) (a) and except as provided in
2 s. 281.57 (10m), (10r), and (10t). Payments may also be made from this appropriation
3 for expenditures and encumbrances resulting from disputed costs under s. 281.57 if
4 an appeal of an eligibility determination is filed before July 1, 1990, and the result
5 of the dispute requires additional funds for an eligible project. The state may
6 contract public debt in an amount not to exceed \$893,493,400 for this purpose.

7 **SECTION 969cd.** 20.866 (2) (to) of the statutes is amended to read:

8 20.866 (2) (to) *Natural resources; pollution abatement and sewage collection*
9 *facilities; combined sewer overflow.* From the capital improvement fund, a sum
10 sufficient to the department of ~~natural resources~~ environmental management to
11 provide funds for the construction of combined sewer overflow projects and for
12 eligible engineering design costs under s. 281.63. The state may contract public debt
13 in an amount not to exceed \$200,600,000 for this purpose. Of this amount,
14 \$7,360,000 is allocated to fund the minority business demonstration and training
15 program under s. 200.49.

16 **SECTION 969ch.** 20.866 (2) (tp) of the statutes is amended to read:

17 20.866 (2) (tp) *Natural resources; recreation projects.* From the capital
18 improvement fund, a sum sufficient for the department of ~~natural resources~~ fish,
19 wildlife, parks, and forestry to acquire, construct, develop or enlarge state recreation
20 facilities and to assist municipalities and other qualifying entities in the acquisition,
21 construction, development, enlargement or improvement of recreational boating
22 facilities under s. 30.92. The state may contract public debt in an amount not to
23 exceed \$56,055,000 for this purpose. Of this amount, \$1,200,000 is allocated to assist
24 municipalities and other qualifying entities in the acquisition, construction,

1 development, enlargement or improvement of recreational boating facilities under
2 s. 30.92.

3 **SECTION 969cp.** 20.866 (2) (tq) of the statutes is amended to read:

4 20.866 (2) (tq) *Natural resources; local parks land acquisition and*
5 *development.* From the capital improvement fund, a sum sufficient for the
6 department of ~~natural resources~~ fish, wildlife, parks, and forestry to pay the state's
7 share of aids for land acquisition and development of local parks under s. 23.09 (20).
8 The state may contract public debt in an amount not to exceed \$2,490,000 for this
9 purpose.

10 **SECTION 969de.** 20.866 (2) (tr) of the statutes is amended to read:

11 20.866 (2) (tr) *Natural resources; recreation development.* From the capital
12 improvement fund, a sum sufficient for the department of ~~natural resources~~ fish,
13 wildlife, parks, and forestry to acquire, construct, develop, enlarge or improve state
14 recreation facilities and state fish hatcheries. The state may contract public debt in
15 an amount not to exceed \$23,061,500 for this purpose.

16 **SECTION 969dn.** 20.866 (2) (ts) of the statutes is amended to read:

17 20.866 (2) (ts) *Natural resources; land acquisition.* From the capital
18 improvement fund, a sum sufficient for the department of ~~natural resources~~ fish,
19 wildlife, parks, and forestry for outdoor recreation land acquisition activities and for
20 acquiring state forest lands. The state may contract public debt in an amount not to
21 exceed \$45,608,600 for these purposes. Of this amount of public debt not authorized
22 for the department before August 9, 1989, \$2,000,000 is allocated on August 9, 1989,
23 for natural areas land acquisition activities.

24 **SECTION 969ds.** 20.866 (2) (tt) of the statutes is amended to read:

1 20.866 (2) (tt) *Natural resources; Wisconsin natural areas heritage program.*
2 From the capital improvement fund, as a part of the outdoor recreation land
3 acquisition program, a sum sufficient for the department of ~~natural resources~~ fish,
4 wildlife, parks, and forestry for natural areas land acquisition activities under the
5 Wisconsin natural areas heritage program. The state may contract public debt in an
6 amount not to exceed \$2,500,000 for this purpose. Moneys from this appropriation
7 may be expended in each fiscal year only in an amount equal to the value of all gifts,
8 contributions and land dedications accepted under the Wisconsin natural areas
9 heritage program.”.

10 **98.** Page 417, line 25: after that line insert:

11 “**SECTION 969eb.** 20.866 (2) (tu) of the statutes, as affected by 2001 Wisconsin
12 Act (this act), is amended to read:

13 20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From
14 the capital improvement fund, a sum sufficient for the department of ~~natural~~
15 ~~resources~~ fish, wildlife, parks, and forestry to acquire, construct, develop, enlarge or
16 improve natural resource administrative office, laboratory, equipment storage or
17 maintenance facilities and to acquire, construct, develop, enlarge or improve state
18 recreation facilities and state fish hatcheries. The state may contract public debt in
19 an amount not to exceed \$30,576,400 for this purpose.

20 **SECTION 969g.** 20.866 (2) (tv) of the statutes is amended to read:

21 20.866 (2) (tv) *Natural resources; general fund supported administrative*
22 *facilities.* From the capital improvement fund, a sum sufficient for the department
23 of ~~natural resources~~ fish, wildlife, parks, and forestry to acquire, construct, develop,
24 enlarge or improve natural resource administrative office, laboratory, equipment,

1 storage or maintenance facilities. The state may contract public debt in an amount
2 not to exceed ~~\$10,882,400~~ \$5,441,200 for this purpose.

3 **SECTION 969i.** 20.866 (2) (tw) of the statutes is amended to read:

4 20.866 (2) (tw) *Natural resources; ice age trail.* From the capital improvement
5 fund, as a part of the outdoor recreation land acquisition program, a sum sufficient
6 for the department of ~~natural resources~~ fish, wildlife, parks, and forestry for the
7 acquisition and development of the ice age trail under s. 23.17. The state may
8 contract public debt in an amount not to exceed \$750,000 for this purpose. Moneys
9 expended from this appropriation in each fiscal year may not exceed an amount equal
10 to the sum of the amount received under s. 20.370 (7) (gg) from gifts, grants and
11 bequests for that fiscal year plus an amount equal to the valuation of the land
12 accepted for dedication under s. 23.293 (5) in that fiscal year.

13 **SECTION 969k.** 20.866 (2) (tx) of the statutes is amended to read:

14 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital
15 improvement fund, a sum sufficient for the department of ~~natural resources~~
16 environmental management to provide financial assistance to counties, cities,
17 villages, towns and public inland lake protection and rehabilitation districts for dam
18 safety projects under s. 31.385. The state may contract public debt in an amount not
19 to exceed \$5,500,000 for this purpose.

20 **SECTION 969n.** 20.866 (2) (ty) of the statutes is amended to read:

21 20.866 (2) (ty) *Natural resources; segregated revenue supported land*
22 *acquisition.* From the capital improvement fund, a sum sufficient for the department
23 of ~~natural resources~~ fish, wildlife, parks, and forestry for outdoor recreation and
24 preservation land acquisition activities. The state may contract debt in an amount
25 not to exceed \$2,500,000 for this purpose.”

1 **99.** Page 425, line 18: after that line insert:

2 “**SECTION 983b.** 20.903 (2) (b) of the statutes, as affected by 2001 Wisconsin Act
3 (this act), is amended to read:

4 20.903 (2) (b) Notwithstanding sub. (1), liabilities may be created and moneys
5 expended from the appropriations under ss. 20.370 ~~(8) (mt)~~ (1) (st), 20.375 (2) (uk),
6 20.395 (4) (eq), (er) and (es) and 20.505 (1) (im), (ka), (kb), and (kc) in an additional
7 amount not exceeding the depreciated value of equipment for operations financed
8 under ss. 20.370 ~~(8) (mt)~~ (1) (st), 20.375 (2) (uk), 20.395 (4) (eq), (er) and (es) and
9 20.505 (1) (im), (ka), (kb), and (kc). The secretary of administration may require such
10 statements of assets and liabilities as he or she deems necessary before approving
11 expenditure estimates in excess of the unexpended moneys in the appropriation
12 account.

13 **SECTION 983e.** 20.9045 (title) of the statutes is amended to read:

14 **20.9045 (title) Department of natural resources fish, wildlife, parks,**
15 **and forestry; appropriations; program balances; revenues.**

16 **SECTION 983j.** 20.916 (3) of the statutes is amended to read:

17 **20.916 (3) FURNISHING OF GROUP TRANSPORTATION TO PLACE OF WORK.** The
18 department of health and family services, the department of corrections and the
19 department of natural resources fish, wildlife, parks, and forestry may, with the
20 approval of the governor and the department of administration, provide group
21 transportation, in the absence of convenient and public scheduled transportation, for
22 employees to and from the Mendota and Winnebago mental health institutes and the
23 centers for the developmentally disabled in the case of employees of the department
24 of health and family services, to the Ethan Allen School, the Taycheedah

1 Correctional Institution and the Fox Lake Correctional Institution in the case of
2 employees of the department of corrections, and to and from its temporary branch
3 offices located at the Nevin fish hatchery grounds in the case of employees of the
4 department of ~~natural resources~~ fish, wildlife, parks, and forestry. Any employee,
5 if injured while being so transported, shall be deemed to have been in the course of
6 his or her employment.”.

7 **100.** Page 426, line 19: after that line insert:

8 “SECTION 988v. 20.923 (4) (g) 1n. of the statutes is created to read:

9 20.923 (4) (g) 1n. Environmental management, department of: secretary.

10 SECTION 988w. 20.923 (4) (g) 2. of the statutes is amended to read:

11 20.923 (4) (g) 2. ~~Natural resources~~ Fish, wildlife, parks, and forestry,
12 department of: secretary.”.

13 **101.** Page 445, line 22: after that line insert:

14 “SECTION 1034b. 23.09 (2) (d) 16. of the statutes is amended to read:

15 23.09 (2) (d) 16. For bluff protection under s. ~~30.24~~ 23.0942.

16 SECTION 1034bd. 23.09 (2r) (b) of the statutes is amended to read:

17 23.09 (2r) (b) Land acquisition for urban river grants under s. ~~30.277~~ 23.0944.

18 SECTION 1034bg. 23.09 (12) (c) of the statutes is amended to read:

19 23.09 (12) (c) State aid under this subsection to any county shall be distributed
20 by the department according to the procedures adopted by the ~~natural resources~~ fish,
21 wildlife, parks, and forestry board. State aid granted to any county under this
22 subsection shall be matched by the county, and the state’s share may not exceed
23 one-half of the actual cost of the project. Personnel, equipment and materials
24 furnished by the county may be included in computing the county share contribution.

1 **SECTION 1034bj.** 23.091 (2) of the statutes is amended to read:

2 23.091 (2) **MASTER PLAN.** The department may designate a recreational area
3 only after a master plan for use and management of the area is prepared, public
4 hearings on the plan are held in the county where the largest portion of land in the
5 project is located, the procedures prescribed in s. 1.11 are complied with, and the plan
6 is approved by the natural resources fish, wildlife, parks, and forestry board.

7 **SECTION 1034gc.** 23.0915 (1g) of the statutes is amended to read:

8 23.0915 (1g) **LAND ACQUISITION; URBAN RIVER GRANTS.** Beginning in fiscal year
9 1992–93 and ending in fiscal year 1999–2000, the department for each fiscal year
10 shall designate for expenditure \$1,900,000 of the moneys appropriated under s.
11 20.866 (2) (tz) for land acquisition for urban river grants under s. ~~30.277~~ 23.0944.

12 **SECTION 1034gh.** 23.0915 (1r) (c) of the statutes is amended to read:

13 23.0915 (1r) (c) For land acquisition, the department shall designate for
14 expenditure \$900,000 for urban river grants under s. ~~30.277~~ 23.0944 and for grants
15 under s. 23.096 for the purposes under s. ~~30.277~~ 23.0944 (2) (a).

16 **SECTION 1034gm.** 23.0915 (2) (d) (intro.) of the statutes is amended to read:

17 23.0915 (2) (d) (intro.) In a given fiscal year, in addition to expending the
18 amount designated for a purpose under sub. (1) (a) or (c) to (k), or the amount equal
19 to the expenditure limit for that purpose, as adjusted under pars. (a) and (b),
20 whichever amount is applicable, the department may also expend for that purpose
21 up to 50% of the designated amount for that purpose for the given fiscal year for a
22 project or activity if the natural resources fish, wildlife, parks, and forestry board
23 determines all of the following:

24 **SECTION 1034gp.** 23.0915 (2g) of the statutes is amended to read:

1 23.0915 (2g) FUNDS FOR MONONA TERRACE PROJECT. If all of the money set aside
2 under s. 23.195 for the Frank Lloyd Wright Monona terrace project is not expended
3 before July 1, 1998, the department shall make the unexpended moneys available
4 for expenditure for land acquisition and for urban river grants under s. ~~30.277~~
5 23.0944. The moneys expended for the Frank Lloyd Wright Monona terrace project
6 are expended as an amount for land acquisition.”.

7 **102.** Page 446, line 9: after that line insert:

8 “**SECTION 1034m.** 23.0917 (3) (c) 1. of the statutes is amended to read:

9 23.0917 (3) (c) 1. Acquisition of land that preserves or enhances the state’s
10 water resources, including land in and for the Lower Wisconsin State Riverway; land
11 abutting wild rivers designated under s. ~~30.26~~ 23.43, wild lakes and land along the
12 shores of the Great Lakes.”.

13 **103.** Page 446, line 14: after that line insert:

14 “**SECTION 1034pg.** 23.0917 (4) (b) 4. of the statutes is amended to read:

15 23.0917 (4) (b) 4. Grants for urban rivers under ss. 23.096 and ~~30.277~~ 23.0944.”.

16 **104.** Page 447, line 2: after that line insert:

17 “**SECTION 1034rg.** 23.0917 (4m) (L) of the statutes is amended to read:

18 23.0917 (4m) (L) *Highway construction required.* No moneys may be obligated
19 for the subprogram for the Baraboo Hills before the department of transportation
20 certifies to the department of ~~natural resources fish, wildlife, parks, and forestry~~ that
21 highway construction that will result in at least 4 traffic lanes has begun on the
22 portion of USH 12 between the city of Middleton and the village of Sauk City.

23 **SECTION 1034rm.** 23.0917 (5) (d) (intro.) of the statutes is amended to read:

1 23.0917 (5) (d) (intro.) For a given fiscal year, in addition to obligating the
2 amount of the annual bonding authority for a subprogram under sub. (3) or (4), or
3 the amount equal to the annual bonding authority for that subprogram, as adjusted
4 under pars. (a) and (b), whichever amount is applicable, the department may also
5 obligate for that subprogram up to 100% of the annual bonding authority for that
6 subprogram for that given fiscal year for a project or activity if the ~~natural resources~~
7 fish, wildlife, parks, and forestry board determines that all of the following
8 conditions apply:

9 **SECTION 1034rp.** 23.0917 (7) (a) of the statutes is amended to read:

10 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of
11 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
12 (20m), 23.092 (4), 23.094 (3g), 23.096, ~~30.24~~ 23.0942 (4) and ~~30.277~~ 23.0944 from the
13 appropriation under s. 20.866 (2) (ta), the acquisition costs shall equal the sum of the
14 land's current fair market value and other acquisition costs, as determined by rule
15 by the department.”.

16 **105.** Page 447, line 3: delete lines 3 to 11 and substitute:

17 **“SECTION 1035h.** 23.0917 (7) (e) of the statutes is amended to read:

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

1 department estimates that the fair market value of the land exceeds \$200,000 at
2 least one appraisal, and the department shall obtain its own independent appraisal.

3 **SECTION 1035j.** 23.0917 (7) (e) of the statutes, as affected by 2001 Wisconsin
4 Act (this act), is amended to read:

5 23.0917 (7) (e) For any land for which moneys are proposed to be obligated from
6 the appropriation under s. 20.866 (2) (ta) in order to provide a grant or state aid to
7 a governmental unit under s. 23.09 (19), (20) or (20m) or ~~30.277~~ 23.0944 or to a
8 nonprofit conservation organization under s. 23.096, and if the department
9 estimates that the fair market value of the land exceeds \$200,000, the governmental
10 unit or nonprofit conservation organization shall submit to the department at least
11 one appraisal, and the department shall obtain its own independent appraisal.”.

12 **106.** Page 448, line 2: after that line insert:

13 “**SECTION 1036b.** 23.0918 (2) of the statutes is amended to read:

14 23.0918 (2) Unless the natural resources fish, wildlife, parks, and forestry
15 board determines otherwise in a specific case, only the income from the gifts, grants
16 or bequests in the fund is available for expenditure. The natural resources fish,
17 wildlife, parks, and forestry board may authorize expenditures only for preserving,
18 developing, managing or maintaining land under the jurisdiction of the department
19 that is used for any of the purposes specified in s. 23.09 (2) (d). In this subsection,
20 unless otherwise provided in a gift, grant or bequest, principal and income are
21 determined as provided under s. 701.20 (3).

22 **SECTION 1036e.** 23.093 of the statutes is amended to read:

23 **23.093 Carp control research.** The department of natural resources may
24 enter into contracts with public or private agencies for the accelerated research and

1 development of a specific toxic material for the control and eradication of carp in the
2 waters of the state.

3 **SECTION 1036g.** 23.094 (2) (a) of the statutes is amended to read:

4 23.094 (2) (a) The department, in consultation with the department of
5 environmental management, shall identify as priority streams those streams in this
6 state that are in most need of protection from degradation of water quality caused
7 by agricultural or urban runoff.

8 **SECTION 1036j.** 23.096 (2) (a) of the statutes is amended to read:

9 23.096 (2) (a) The department may award grants from the appropriation under
10 s. 20.866 (2) (ta) or (tz) to nonprofit conservation organizations to acquire property
11 for all of the purposes described in ss. 23.09 (2) (d) 1. to 7., 9., 11., 12. and 15., (19),
12 (20) and (20m), 23.092, 23.094, 23.17, 23.175, 23.27, 23.29, 23.293, ~~30.24~~ 23.0942,
13 and ~~30.277~~ 23.0944.

14 **SECTION 1036m.** 23.0962 (1) (intro.) of the statutes is amended to read:

15 23.0962 (1) (intro.) If the department of administration acquires as a gift the
16 property, known as Black Point Estate, that is located on Lake Geneva in the county
17 of Walworth, town of Linn, in fractional Sec. 8, T. 1 N., R. 17 E., and if the joint
18 committee on finance approves the gift under s. 20.907 (1), the department of ~~natural~~
19 ~~resources~~ fish, wildlife, parks, and forestry shall make a grant of \$1,800,000, from
20 the appropriation under s. 20.370 (5) (cq), to a nonprofit conservation organization
21 that meets all of the following requirements:

22 **SECTION 1036p.** 23.0962 (1) (d) of the statutes is amended to read:

23 23.0962 (1) (d) The nonprofit conservation organization acquires a
24 conservation easement in the property, the terms of which are subject to approval of

1 the department of ~~natural resources~~ fish, wildlife, parks, and forestry, to be held by
2 the organization for the purpose of preserving Black Point Estate.

3 **SECTION 1036r.** 23.0962 (1) (e) of the statutes is amended to read:

4 23.0962 (1) (e) The nonprofit conservation organization makes a commitment,
5 with guarantees determined to be adequate by the department of ~~natural resources~~
6 fish, wildlife, parks, and forestry, to use the grant under this section and any
7 additional funds donated to the organization to fund an endowment for the operation
8 and maintenance of Black Point Estate.

9 **SECTION 1036t.** 23.0965 (1) of the statutes is amended to read:

10 23.0965 (1) The department of ~~natural resources~~ fish, wildlife, parks, and
11 forestry shall enter into an agreement with Ducks Unlimited, Inc., to make
12 payments from the appropriation under s. 20.370 (5) (au) to Ducks Unlimited, Inc.,
13 to fund its conservation efforts in the United States, Canada and Mexico.”

14 **107.** Page 448, line 14: after that line insert:

15 “**SECTION 1038c.** 23.10 (1) of the statutes is amended to read:

16 23.10 (1) The department of ~~natural resources~~ shall secure the enforcement of
17 all laws which it is required to administer and bring, or cause to be brought, actions
18 and proceedings in the name of the state for that purpose. The persons appointed
19 by said department to exercise and perform the powers and duties heretofore
20 conferred and imposed upon deputy fish and game wardens, shall be known as
21 conservation wardens and shall be subject to ch. 230.

22 **SECTION 1038cd.** 23.10 (1m) of the statutes is created to read:

23 23.10 (1m) The department shall designate a conservation warden as the chief
24 warden, who shall serve outside of the classified service. The department may

1 designate one or more deputy chief wardens. The chief warden shall have the duty
 2 to direct, supervise, and control conservation wardens in the performance of their
 3 duties under sub. (1) and s. 29.921. The chief warden shall designate an employee
 4 of the department as an internal affairs officer to investigate complaints against
 5 conservation wardens when the chief warden determines an investigation is
 6 necessary and shall designate an employee of the department as a complaint officer
 7 to resolve complaints against conservation wardens.

8 **SECTION 1038cg.** 23.10 (4) of the statutes is amended to read:

9 23.10 (4) All conservation wardens shall, before exercising any of their powers,
 10 be provided with a commission issued by the department of natural resources under
 11 its seal, substantially as follows:

12 STATE OF WISCONSIN

13 DEPARTMENT OF ~~NATURAL RESOURCES~~ FISH, WILDLIFE, PARKS, AND FORESTRY

14 To all to whom these presents shall come, greeting:

15 Know ye, that reposing special trust and confidence in the integrity and ability
 16 of, of the county of, we do hereby appoint and constitute a conservation
 17 warden (or county, or special conservation warden) for the (county of), state of
 18 Wisconsin, and do authorize and empower to execute and fulfill the duties of that
 19 office according to law, during good behavior and the faithful performance of the
 20 duties of that office.

21 In testimony whereof, the secretary has hereunto affixed the secretary's
 22 signature and the official seal of the department, at its office in the city of Madison,
 23 Wisconsin, this day of, (year)

24 (Seal)

STATE OF WISCONSIN

25 DEPARTMENT OF ~~NATURAL RESOURCES~~ FISH, WILDLIFE, PARKS, AND FORESTRY

By

SECTION 1038cj. 23.10 (5) of the statutes is amended to read:

23.10 (5) The department of ~~natural resources~~ shall furnish to each conservation warden at the time of the warden's appointment, a pocket identification folder in form and substance as follows: A leather-covered folder, size when folded, 3 by 4 inches; on one of the inner sides thereof shall be securely fastened a photograph of such appointee to be furnished by the appointee, and partly on the photograph and partly on the margin of such folder shall be an impression of the seal of the department of ~~natural resources~~; such appointee shall also affix the appointee's signature below the photograph on such folder; on the other inner side of such folder shall be securely fastened a miniature true copy of the commission issued to such appointee, which shall be signed by the secretary. The appointee shall carry the identification folder on his or her person at all times that the appointee is on official duty, and the appointee shall on demand exhibit the same to any person to whom the appointee may represent himself or herself as a conservation warden. The cost of such identification folder shall be charged to the appropriation for the department.

SECTION 1038cm. 23.117 (4) of the statutes is amended to read:

23.117 (4) Any council that is created by the ~~natural resources fish, wildlife, parks, and forestry~~ board under s. 15.04 (1) (c) to advise the department on the opening of trails in state parks and in the Kettle Moraine state forest State Forest for use by bicycles shall have its recommendations regarding ~~such that~~ use reviewed and approved by the ~~natural resources fish, wildlife, parks, and forestry~~ board before they are implemented.

SECTION 1038cp. 23.12 of the statutes is amended to read:

1 **23.12 Bylaws.** ~~Said natural resources~~ The fish, wildlife, parks, and forestry
2 board may make and establish such rules and bylaws, not inconsistent with law, as
3 it deems useful to itself and its subordinates in the conduct of the business entrusted
4 to it.”.

5 **108.** Page 449, line 3: after that line insert:

6 “**SECTION 1038db.** 23.125 of the statutes, as created by 2001 Wisconsin Act
7 (this act), is renumbered 278.125 and, as renumbered, is amended to read:

8 **278.125 Natural resources Environmental management board**
9 **member conflicts of interest.** (1) If a member of the ~~natural resources~~
10 environmental management board is the holder of a permit or license issued by the
11 department under chs. 280 to 299, that member may not engage in a discussion at
12 a board meeting or participate in a board decision on any matter that substantially
13 relates to the permit or license.

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

22 **SECTION 1038f.** 23.13 of the statutes is amended to read:

23 **23.13 Governor to be informed.** The board of commissioners of public lands
24 and the department of ~~natural resources~~ shall furnish to the governor upon the

1 governor's request a copy of any paper, document or record in their respective offices
2 and give the governor orally such information as the governor may call for.”.

3 **109.** Page 449, line 17: after that line insert:

4 “**SECTION 1038t.** 23.15 (title) of the statutes is amended to read:

5 **23.15 (title) Sale of state-owned lands under the jurisdiction of the**
6 **department of natural resources.**

7 **SECTION 1038td.** 23.15 (1) of the statutes is amended to read:

8 23.15 (1) The natural resources fish, wildlife, parks, forestry board may sell,
9 at public or private sale, lands and structures owned by the state under the
10 jurisdiction of the department of ~~natural resources~~ when the natural resources fish,
11 wildlife, parks, and forestry board determines that ~~said those~~ lands are no longer
12 necessary for the state's use for conservation purposes and, if real property, the real
13 property is not the subject of a petition under s. 16.375 (2).

14 **SECTION 1038tf.** 23.15 (2) of the statutes is amended to read:

15 23.15 (2) ~~Said natural resources~~ The fish, wildlife, parks, and forestry board
16 shall present to the governor a full and complete report of the lands to be sold, the
17 reason for the sale, the price for which ~~said the~~ lands should be sold together with
18 an application for the sale of the ~~same~~ lands. The governor shall ~~thereupon~~ make
19 ~~such any~~ investigation as ~~that~~ the governor ~~deems~~ considers necessary respecting
20 ~~said the~~ lands to be sold and approve or disapprove ~~such the~~ application. If the
21 governor ~~shall approve~~ approves the ~~same~~ application, a permit shall be issued by
22 the governor for ~~such the~~ sale on the terms set forth in the application.

23 **SECTION 1038tg.** 23.15 (2m) (a) (intro.) of the statutes is amended to read:

1 23.15 (2m) (a) (intro.) Notwithstanding sub. (1), the ~~natural resources~~ fish,
2 wildlife, parks, and forestry board shall sell, at fair market value, land in the lower
3 Wisconsin state riverway, as defined in s. 30.40 (15), that is not exempt under s. 30.48
4 (2) and that is acquired by the department after August 9, 1989, if all of the following
5 conditions are met:

6 **SECTION 1038tj.** 23.15 (2m) (b) of the statutes is amended to read:

7 23.15 (2m) (b) Notwithstanding sub. (1), the ~~natural resources~~ fish, wildlife,
8 parks, and forestry board is not required to make a finding that land to be sold under
9 par. (a) is no longer necessary for the state's use for conservation purposes.

10 **SECTION 1038tm.** 23.15 (3) of the statutes is amended to read:

11 23.15 (3) Upon completion of such sale, the chairperson and secretary of the
12 ~~natural resources~~ fish, wildlife, parks, and forestry board, or the secretary of ~~natural~~
13 ~~resources~~ fish, wildlife, parks, and forestry, if the secretary is duly authorized by the
14 ~~natural resources~~ fish, wildlife, parks, and forestry board, shall execute such any
15 instruments as that are necessary to transfer title, and the ~~natural resources~~ fish,
16 wildlife, parks, and forestry board or its duly authorized agents shall deliver the
17 same instruments to the purchaser upon payment of the amount set forth in the
18 application.

19 **SECTION 1038tn.** 23.15 (4) of the statutes is amended to read:

20 23.15 (4) ~~Said natural resources~~ The fish, wildlife, parks, and forestry board
21 effecting the sale of any such lands and structures shall, upon receiving payment
22 therefor, deposit the funds in the conservation fund to be used exclusively for the
23 purpose of purchasing other areas of land for the creating and establishing of public
24 hunting and fishing grounds, wildlife and fish refuges and state parks and for land

1 in the lower ~~Lower Wisconsin state riverway~~ State Riverway as defined in s. 30.40
2 (15).

3 **SECTION 1038tp.** 23.16 (1) of the statutes is amended to read:

4 23.16 (1) PUBLICATION. The department may produce, issue or reprint
5 magazines or other periodicals on a periodic basis as it determines, pertaining to fish
6 and game, forests, parks, ~~environmental quality~~ and other similar subjects of
7 general information. The department may distribute its magazines and periodicals
8 by subscription. The department shall charge a fee for any of its magazines or
9 periodicals, except that no fee may be charged to a person who is provided a
10 subscription to the Wisconsin Natural Resources Magazine under s. 29.235.

11 **SECTION 1038tq.** 23.16 (5) of the statutes is amended to read:

12 23.16 (5) USE OF MONEYS. The department shall use the moneys collected under
13 this section for the costs specified in sub. (4). If the moneys collected under this
14 section exceed the amount necessary for the costs specified in sub. (4), the
15 department shall use the excess for educational and informational activities
16 concerning conservation ~~and the environment~~.

17 **SECTION 1038tr.** 23.165 (1) of the statutes is amended to read:

18 23.165 (1) PUBLICATIONS. The department may produce, issue, reprint and sell
19 publications not published on a periodic basis that pertain to fish and game, forests,
20 parks, ~~environmental quality~~ and other similar subjects of general information.

21 **SECTION 1038ts.** 23.165 (1m) of the statutes is amended to read:

22 23.165 (1m) PHOTOGRAPHS, SLIDES, VIDEOTAPES, ARTWORK. The department may
23 produce, issue, reprint and sell photographs, slides, videotapes and artwork if they
24 pertain to fish and game, forests, parks, ~~environmental quality~~ and other similar
25 subjects of general information.

1 **SECTION 1038tu.** 23.165 (5m) of the statutes is amended to read:

2 23.165 (5m) USE OF MONEYS. The department shall use the moneys collected
3 under this section for the costs specified in sub. (5). If the moneys collected under
4 this section exceed the amount necessary for the costs specified in sub. (5), the
5 department shall use the excess for educational and informational activities
6 concerning conservation and the environment.”

7 **110.** Page 449, line 23: after that line insert:

*No delay
8
eff. date*

8 **SECTION 1039ag.** 23.179 of the statutes is created to read:

9 **23.179 Lake Koshkonong comprehensive project.** (1) DEFINITION. In this
10 section, “district” means the Rock-Koshkonong public inland lake protection and
11 rehabilitation district.

12 (2) AUTHORIZATION. The district may implement a project developed and
13 approved by the U.S. army corps of engineers to place structures, or fill, or both on
14 the bed of Lake Koshkonong for any of the following purposes:

- 15 (a) To improve navigation or to provide navigation aids.
- 16 (b) To restore or protect wetland habitat or water quality.
- 17 (c) To create, restore, or protect fish and wildlife habitat.
- 18 (d) To enhance the natural aesthetic value or improve the recreational use of
- 19 the lake.

20 (3) LOCATION OF STRUCTURES AND FILL. Any structure or fill placed as part of the
21 project authorized under sub. (2) shall be located in Lake Koshkonong within the
22 area that consists of Secs. 10, 13, 18, 19, 20, 24, 33, and 35, T 5 N., R 13.

23 (4) PRELIMINARY REQUIREMENTS. (a) Before beginning any activity involving the
24 placement of a structure or fill as part of the project authorized under sub. (2), the

1 district shall submit plans and specifications for the project to the department and
2 obtain the department's approval for the project.

3 (b) Before the department gives its approval for a project authorized under sub.
4 (2), the department shall do all of the following:

5 1. Comply with the requirements under s. 1.11.

6 2. Review the plans and specifications submitted to the department under par.
7 (a) and obtain any other information that it determines is necessary to effectively
8 evaluate the structural and functional integrity of the structure or fill.

9 3. Hold a public informational meeting to discuss the plans and specifications
10 submitted under par. (a).

11 4. Determine that the structure or fill is structurally and functionally sound
12 and that the structure or fill will comply with the requirements under sub. (5).

13 **(5) REQUIREMENTS FOR STRUCTURES AND FILL.** A structure or fill placed as part
14 of a project authorized under sub. (2) shall meet all of the following requirements:

15 (a) It may not materially affect the flood flow capacity of the Rock River.

16 (b) It may not materially obstruct navigation.

17 (c) It may not cause material injury to the rights of an owner of lands
18 underlying the structure or fill or to the rights of a riparian owner who owns lands
19 affected by the project.

20 (d) It may not cause environmental pollution, as defined in s. 299.01 (4).

21 (e) It may not be detrimental to the public interest.

22 (f) It must further a purpose specified in sub. (2).

23 **(6) MAINTENANCE BY THE DISTRICT.** (a) The district shall maintain the structures
24 and the fill that are part of the project authorized under sub. (2) to ensure that the
25 structures and fill do not impair the safety of the public.

1 (b) The district shall maintain the structures and the fill that are part of the
2 project authorized under sub. (2) so that the structures and fill remain in compliance
3 with the requirements listed under sub. (5).

4 (c) If the department determines that any structure or any fill that is part of
5 the project authorized under sub. (2) does not comply with the requirements under
6 sub. (5), the department may require the district to modify the structure or fill to
7 bring it into compliance or to remove the structure or fill.

8 **(7) USE OF STRUCTURES OR FILL.** Any structure or fill placed as part of the project
9 authorized under sub. (2) may be used only for any of the following:

10 (a) As a site for the placement of navigation aids approved by the department.

11 (b) Activities to protect or improve wildlife or fish habitat, including the
12 placement of fish or wildlife habitat structures approved by the department.

13 (c) Open space for recreational activities.

14 **(8) OWNERSHIP.** (a) The structures or fill that are part of the project authorized
15 under sub. (2) are owned by the district. Except as provided in par. (b), the district
16 may not transfer ownership of any structure or any fill that is part of the project
17 authorized under sub. (2).

18 (b) The district may transfer ownership of any structure or fill that is part of
19 the project authorized under sub. (2) if all of the following apply:

20 1. The district transfers ownership of the structure or fill to a public entity, as
21 defined by the department by rule.

22 2. Before transferring ownership of the structure or fill, the district obtains
23 written approval of the transfer from the department.

24 **(9) ACCESS TO PROPERTY.** An employee or agent of the department shall have free
25 access during reasonable hours to the structures or fill that are part of the project

1 authorized under sub. (2) for the purpose of inspecting the structures or fill to ensure
2 that the project is in compliance with the requirements of this section. If the
3 department determines that any structure or any fill that is part of the project
4 authorized under sub. (2) does not comply with the requirements of this section, the
5 department may require the owner of the structure or fill to modify the structure or
6 fill to bring it into compliance or to remove the structure or fill.

7 (10) EXEMPTIONS. Section 30.12 does not apply to activities that are necessary
8 for the implementation or maintenance of the project authorized under sub. (2).

* ~~****NOTE: This section should not have a delayed effective date.~~

9 SECTION 1039am. 23.18 of the statutes is renumbered 278.18, and 278.18 (1)
10 (a) and (b) (intro.), as renumbered, are amended to read:

11 278.18 (1) (a) Advise the department, the department of fish, wildlife, parks,
12 and forestry, the governor and the legislature on matters relating to the
13 environmental, recreational and economic revitalization of the Milwaukee River
14 basin.

15 (b) (intro.) Assist the department and the department of fish, wildlife, parks,
16 and forestry to:".

17 **111.** Page 450, line 14: after that line insert:

18 "SECTION 1039bn. 23.197 (2) (a) of the statutes is amended to read:

19 23.197 (2) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both, the
20 department shall provide funding to the city of Fort Atkinson for the restoration of
21 a river wall along the Rock River. The amount provided by the department may not
22 exceed the amount that equals the matching contribution made for the river wall by
23 the city of Fort Atkinson or \$96,500, whichever is less. The requirements for
24 matching contributions under s. ~~30.277~~ 23.0944 (5) shall apply."

1 **112.** Page 453, line 17: after that line insert:

2 “**SECTION 1040m.** 23.235 (3) of the statutes is amended to read:

3 23.235 (3) The department may conduct research on the control of nuisance
4 weeds. The secretaries of ~~natural resources~~ fish, wildlife, parks, and forestry and of
5 agriculture, trade and consumer protection may authorize any person to plant or
6 cultivate nuisance weeds for the purpose of controlled experimentation.”

7 **113.** Page 458, line 8: after that line insert:

8 “**SECTION 1045Lc.** 23.30 (3) (intro.) of the statutes is amended to read:

9 23.30 (3) ~~NATURAL RESOURCES~~ FISH, WILDLIFE, PARKS, AND FORESTRY BOARD. (intro.)
10 The ~~natural resources~~ fish, wildlife, parks, and forestry board is the body through
11 which all governmental agencies and nongovernmental agencies may coordinate
12 their policies, plans and activities with regard to Wisconsin outdoor recreation
13 resources. To this end it shall:

14 **SECTION 1045Lf.** 23.31 (1) (a) of the statutes is amended to read:

15 23.31 (1) (a) To provide and develop recreation resources facilities within this
16 state, the ~~natural resources~~ fish, wildlife, parks, and forestry board, subject to the
17 limits provided in s. 20.866 (2) (tp), (ts) and (tt), may direct that state debt be
18 contracted for providing recreation resources facilities or making additions to
19 existing recreation resources facilities.

20 **SECTION 1045Lh.** 23.31 (1) (b) of the statutes is amended to read:

21 23.31 (1) (b) With ~~their~~ its biennial budget request to the department of
22 administration, the ~~natural resources~~ fish, wildlife, parks, and forestry board shall
23 include its request and plan for recreational acquisition and development funding
24 under s. 23.30. This plan shall be approved by the governor and shall contain the

1 policies regarding the priority types of land to be acquired and the nature and
2 categories of the developments to be undertaken. Changes in priority types of land
3 to be acquired and in categories of developments may not be made without approval
4 of the governor. Any deviation which the governor approves shall be reviewed by the
5 joint committee on finance.

6 **SECTION 1045Lj.** 23.32 of the statutes, as affected by 1997 Wisconsin Act 27,
7 is renumbered 278.32.

8 ~~**SECTION 1045Lm.** 23.321 of the statutes is renumbered 278.321, and 278.321~~

9 ~~(1) (a) 3. and (c), as renumbered, are amended to read:~~

10 ~~278.321 (1) (a) 3. A wild and scenic river designated under 16 USC 1271 to~~
11 ~~1287, a wild river designated under s. ~~30.26~~ 23.43, the Lower Wisconsin State~~
12 ~~Riverway or a scenic urban waterway designated under s. ~~30.275~~ 23.434.~~

13 ~~(c) "Wetland" has the meaning given in s. ~~23.32~~ 278.32 (1).~~

14 **SECTION 1045Ln.** 23.325 (2) (a) of the statutes is amended to read:

15 23.325 (2) (a) After consultation with the department of transportation and the
16 state cartographer, the department of ~~natural resources~~ fish, wildlife, parks, and
17 forestry shall select the photographic products to be sold.

18 **SECTION 1045Lp.** 23.325 (3) of the statutes is amended to read:

19 23.325 (3) The department of ~~natural resources~~ fish, wildlife, parks, and
20 forestry may sell and may enter into contracts to sell the photographic products.

21 **SECTION 1045Lr.** 23.325 (4) of the statutes is amended to read:

22 23.325 (4) All income received by the department of ~~natural resources~~ fish,
23 wildlife, parks, and forestry and the department of transportation from the sale of
24 the photographic products, less the amount retained by the department of
25 transportation under s. 85.10, shall be deposited in the conservation fund.".

1 **114.** Page 461, line 21: after that line insert:

2 “**SECTION 1065d.** 23.33 (2) (o) of the statutes, as affected by 2001 Wisconsin Act
3 ... (this act), is amended to read:

4 23.33 (2) (o) *Receipt of fees.* All fees remitted to or collected by the department
5 under par. (ir) shall be credited to the appropriation account under s. 20.370 (9) ~~(hu)~~
6 (1) (hw).”.

7 **115.** Page 463, line 23: after that line insert:

8 “**SECTION 1066arb.** 23.33 (5m) (c) 4. and 5. of the statutes, as created by 2001
9 Wisconsin Act ... (this act), are amended to read:

10 23.33 (5m) (c) 4. Assisting the department of ~~natural resources~~ fish, wildlife,
11 parks, and forestry and the department of tourism in creating an outreach program
12 to inform local communities of appropriate all-terrain vehicle use in their
13 communities and of the economic benefits that may be gained from promoting
14 tourism to attract all-terrain vehicle operators.

15 5. Attempting to improve and maintain its relationship with the department
16 of ~~natural resources~~ fish, wildlife, parks, and forestry, the department of tourism,
17 all-terrain vehicle dealers, all-terrain vehicle manufacturers, snowmobile clubs, as
18 defined in s. 350.138 (1) (e), snowmobile alliances, as defined in s. 350.138 (d), and
19 other organizations that promote the recreational operation of snowmobiles.

20 **SECTION 1066as.** 23.33 (9) (a) of the statutes is amended to read:

21 23.33 (9) (a) *Enforcement.* The department may utilize moneys received under
22 sub. (2) for all-terrain vehicle registration aids administration and for the purposes
23 specified under s. 20.370 ~~(3)~~ (1) (as) and (5) (er) including costs associated with

1 enforcement, safety education, accident reports and analysis, law enforcement aids
2 to counties, and other similar costs in administering and enforcing this section.

3 **SECTION 1066at.** 23.38 (1) of the statutes is amended to read:

4 23.38 (1) The department shall maintain a toll-free telephone number at
5 department headquarters to receive reports of violations of any statute or
6 administrative rule that the department enforces or administers. The department
7 shall relay these reports to the appropriate conservation warden or officer for
8 investigation and enforcement action. The department shall publicize the toll-free
9 telephone number as widely as possible in the state.

10 **SECTION 1066au.** 23.39 of the statutes is created to read:

11 **23.39 Financial interest prohibited.** The secretary and any other person
12 in a position of administrative responsibility in the department may not have a
13 financial interest in any enterprise which might profit by weak or preferential
14 administration or enforcement of the powers and duties of the department.

15 **SECTION 1066av.** 23.40 (3) (d) of the statutes is amended to read:

16 23.40 (3) (d) ~~Except as provided in par. (e), the~~ The department shall deposit
17 any environmental impact statement fee in the general fund and shall designate
18 clearly the amount of the fee related to the cost of authorized environmental
19 consultant services and the amount of the fee related to the cost of printing and
20 postage.

21 **SECTION 1066aw.** 23.40 (3) (e) of the statutes is repealed.

22 **SECTION 1066ax.** 23.41 (1) (intro.) and (b) of the statutes are consolidated,
23 renumbered 23.41 (1) and amended to read:

1 23.41 (1) In this section: (b) ~~“Environmental~~ “environmental consultant
2 services” includes services provided by environmental scientists, engineers and
3 other experts.

4 **SECTION 1066ay.** 23.41 (1) (a) of the statutes is repealed.

5 **SECTION 1066az.** 23.41 (2) of the statutes is repealed.”.

6 **116.** Page 464, line 14: after that line insert:

7 **“SECTION 1066bb.** 23.41 (5) of the statutes, as affected by 2001 Wisconsin Act
8 (this act), is repealed.

9 **SECTION 1066bd.** 23.41 (5m) of the statutes is repealed.

10 **SECTION 1066bg.** 23.42 of the statutes is renumbered 278.42.

11 **SECTION 1066bj.** 23.425 (title), (1) and (2) (a) of the statutes are renumbered
12 278.425 (title), (1) and (2).

13 **SECTION 1066bm.** 23.425 (2) (b) of the statutes is renumbered 23.425 and
14 amended to read:

15 **23.425 MacKenzie center.** The fees collected by the department under par.
16 (a) may collect fees for the use of the MacKenzie environmental center. The fees shall
17 be deposited in the general fund and credited to the appropriation under s. 20.370
18 ~~(9)~~ (1) (gb).”.

19 **117.** Page 466, line 6: after that line insert:

20 **“SECTION 1066yb.** 23.47 of the statutes, as created by 2001 Wisconsin Act
21 (this act), is amended to read:

22 **23.47 Payments for department of tourism programs and activities.**
23 The department of ~~natural resources~~ fish, wildlife, parks, and forestry may not
24 expend any moneys appropriated from the conservation fund to the department of

1 ~~natural resources fish, wildlife, parks, and forestry~~ under s. 20.370 to pay, in whole
2 or in part, for a program operated, or an activity conducted, by the department of
3 tourism.”.

4 **SECTION 1067b.** 23.50 (1) of the statutes is amended to read:

5 23.50 (1) The procedure in ss. 23.50 to 23.85 applies to all actions in circuit
6 court to recover forfeitures, penalty assessments, jail assessments, applicable
7 weapons assessments, ~~applicable environmental assessments,~~ applicable wild
8 animal protection assessments, applicable natural resources assessments,
9 applicable fishing shelter removal assessments, applicable snowmobile registration
10 restitution payments and applicable natural resources restitution payments for
11 violations of ss. 77.09, 134.60, 167.10 (3), and 167.31 (2), ~~281.48 (2) to (5), 283.33,~~
12 ~~285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81 and 299.64 (2) subchs.~~
13 IV and V of ch. 30, subch. VI of ch. 77, this chapter and chs. 26 to 31 29 and of ch. 350,
14 and any administrative rules promulgated thereunder, ~~violations specified under s.~~
15 ~~285.86,~~ violations of rules of the Kickapoo reserve management board under s. 41.41
16 (7) (k) or violations of local ordinances enacted by any local authority in accordance
17 with s. 23.33 (11) (am) or 30.77.

18 **SECTION 1068b.** 23.50 (2) of the statutes is amended to read:

19 23.50 (2) All actions to recover these forfeitures, penalty assessments, jail
20 assessments, applicable weapons assessments, ~~applicable environmental~~
21 ~~assessments,~~ applicable wild animal protection assessments, applicable natural
22 resources assessments, applicable fishing shelter removal assessments, applicable
23 snowmobile registration restitution payments and applicable natural resources
24 restitution payments are civil actions in the name of the state of Wisconsin, shall be

1 heard in the circuit court for the county where the offense occurred, and shall be
2 recovered under the procedure set forth in ss. 23.50 to 23.85.

3 **SECTION 1068r.** 23.51 (3c) of the statutes is repealed.

4 **SECTION 1072b.** 23.53 (1) of the statutes is amended to read:

5 23.53 (1) The citation created under this section shall, in all actions to recover
6 forfeitures, penalty assessments, jail assessments, applicable weapons assessments,
7 ~~applicable environmental assessments,~~ applicable wild animal protection
8 assessments, applicable natural resources assessments, applicable fishing shelter
9 removal assessments, applicable snowmobile registration restitution payments and
10 applicable natural resources restitution payments for violations of those statutes
11 enumerated in s. 23.50 (1), any administrative rules promulgated thereunder, and
12 any rule of the Kickapoo reserve management board under s. 41.41 (7) (k) be used
13 by any law enforcement officer with authority to enforce those laws, except that the
14 uniform traffic citation created under s. 345.11 may be used by a traffic officer
15 employed under s. 110.07 in enforcing s. 167.31 ~~or by an officer of a law enforcement~~
16 ~~agency of a municipality or county or a traffic officer employed under s. 110.07 in~~
17 ~~enforcing s. 287.81.~~ In accordance with s. 345.11 (1m), the citation shall not be used
18 for violations of ch. 350 relating to highway use. The citation may be used for
19 violations of local ordinances enacted by any local authority in accordance with s.
20 23.33 (11) (am) or 30.77.

21 **SECTION 1073b.** 23.54 (3) (e) of the statutes is amended to read:

22 23.54 (3) (e) The maximum forfeiture, penalty assessment, jail assessment,
23 crime laboratories and drug law enforcement assessment, applicable weapons
24 assessment, ~~applicable environmental assessment,~~ applicable wild animal
25 protection assessment, applicable natural resources assessment, applicable fishing

1 shelter removal assessment, applicable snowmobile registration restitution
2 payment and applicable natural resources restitution payment for which the
3 defendant might be found liable.

4 **SECTION 1074b.** 23.54 (3) (i) of the statutes is amended to read:

5 23.54 (3) (i) Notice that if the defendant makes a deposit and fails to appear
6 in court at the time fixed in the citation, the defendant will be deemed to have
7 tendered a plea of no contest and submitted to a forfeiture, a penalty assessment, a
8 jail assessment, a crime laboratories and drug law enforcement assessment, any
9 applicable weapons assessment, ~~any applicable environmental assessment~~, any
10 applicable wild animal protection assessment, any applicable natural resources
11 assessment, any applicable fishing shelter removal assessment, any applicable
12 snowmobile registration restitution payment and any applicable natural resources
13 restitution payment plus costs, including any applicable fees prescribed in ch. 814,
14 not to exceed the amount of the deposit. The notice shall also state that the court may
15 decide to summon the defendant rather than accept the deposit and plea.

16 **SECTION 1075b.** 23.54 (3) (j) of the statutes is amended to read:

17 23.54 (3) (j) Notice that if the defendant makes a deposit and signs the
18 stipulation, the defendant will be deemed to have tendered a plea of no contest and
19 submitted to a forfeiture, a penalty assessment, a jail assessment, a crime
20 laboratories and drug law enforcement assessment, any applicable weapons
21 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
22 protection assessment, any applicable natural resources assessment, any applicable
23 fishing shelter removal assessment, any applicable snowmobile registration
24 restitution payment and any applicable natural resources restitution payment plus
25 costs, including any applicable fees prescribed in ch. 814, not to exceed the amount

1 of the deposit. The notice shall also state that the court may decide to summon the
2 defendant rather than accept the deposit and stipulation, and that the defendant
3 may, at any time prior to or at the time of the court appearance date, move the court
4 for relief from the effects of the stipulation.

5 **SECTION 1076b.** 23.55 (1) (b) of the statutes is amended to read:

6 23.55 (1) (b) A plain and concise statement of the violation identifying the event
7 or occurrence from which the violation arose and showing that the plaintiff is entitled
8 to relief, the statute upon which the cause of action is based and a demand for a
9 forfeiture, the amount of which shall not exceed the maximum set by the statute
10 involved, a penalty assessment, a jail assessment, a crime laboratories and drug law
11 enforcement assessment, any applicable weapons assessment, ~~any applicable~~
12 ~~environmental assessment~~, any applicable wild animal protection assessment, any
13 applicable natural resources assessment, any applicable fishing shelter removal
14 assessment, any applicable snowmobile registration restitution payment, any
15 applicable natural resources restitution payment and any other relief that is sought
16 by the plaintiff.

17 **SECTION 1076m.** 23.56 (2) of the statutes is amended to read:

18 23.56 (2) In actions to collect forfeitures, penalty assessments, jail
19 assessments, applicable weapons assessments, ~~applicable environmental~~
20 ~~assessments~~, applicable wild animal protection assessments, applicable natural
21 resources assessments, applicable fishing shelter removal assessments, applicable
22 snowmobile registration restitution payments and applicable natural resources
23 restitution payments, the judge who issues a warrant under sub. (1) may endorse
24 upon the warrant the amount of the deposit. If no endorsement is made, the deposit

1 schedule under s. 23.66 shall apply, unless the court directs that the person be
2 brought before the court.

3 **SECTION 1076r.** 23.65 (1) of the statutes is amended to read:

4 23.65 (1) When it appears to the district attorney that a violation of s. 134.60,
5 ~~281.48 (2) to (5), 283.33, 285.57 (2), 285.59 (2), (3) (c) and (4), 287.07, 287.08, 287.81~~
6 ~~or 299.64 (2) subch. IV or V of ch. 30, this chapter or ch. 26, 27, 28, 29, 30, 31 or 350,~~
7 or any administrative rule promulgated pursuant thereto, ~~or a violation specified~~
8 ~~under s. 285.86~~ has been committed the district attorney may proceed by complaint
9 and summons.

10 **SECTION 1076t.** 23.65 (3) of the statutes is amended to read:

11 23.65 (3) If a district attorney refuses or is unavailable to issue a complaint,
12 a circuit judge, after conducting a hearing, may permit the filing of a complaint if he
13 or she finds there is probable cause to believe that the person charged has committed
14 a violation of s. ~~287.07, 287.08 or 287.81~~ subch. IV or V of ch. 30, this chapter or ch.
15 26, 27, 28, 29, 30, 31 or 350 ~~or a violation specified under s. 285.86~~. The district
16 attorney shall be informed of the hearing and may attend.

17 **SECTION 1077b.** 23.66 (2) of the statutes is amended to read:

18 23.66 (2) The person receiving the deposit shall prepare a receipt in triplicate
19 showing the purpose for which the deposit is made, stating that the defendant may
20 inquire at the office of the clerk of court or municipal court regarding the disposition
21 of the deposit, and notifying the defendant that if he or she fails to appear in court
22 at the time fixed in the citation he or she will be deemed to have tendered a plea of
23 no contest and submitted to a forfeiture, a penalty assessment, a jail assessment, a
24 crime laboratories and drug law enforcement assessment, any applicable weapons
25 assessment, ~~any applicable environmental assessment,~~ any applicable wild animal

1 protection assessment, any applicable natural resources assessment, any applicable
2 fishing shelter removal assessment, any applicable snowmobile registration
3 restitution payment and any applicable natural resources restitution payment plus
4 costs, including any applicable fees prescribed in ch. 814, not to exceed the amount
5 of the deposit which the court may accept. The original of the receipt shall be
6 delivered to the defendant in person or by mail. If the defendant pays by check, share
7 draft or other draft, the check, share draft or other draft or a microfilm copy of the
8 check, share draft or other draft shall be considered a receipt. If the defendant makes
9 the deposit by use of a credit card, the credit charge receipt shall be considered a
10 receipt.

11 **SECTION 1078b.** 23.66 (4) of the statutes is amended to read:

12 23.66 (4) The basic amount of the deposit shall be determined in accordance
13 with a deposit schedule that the judicial conference shall establish. Annually, the
14 judicial conference shall review and may revise the schedule. In addition to the basic
15 amount determined according to the schedule, the deposit shall include court costs,
16 including any applicable fees prescribed in ch. 814, any applicable penalty
17 assessment, any applicable jail assessment, any applicable crime laboratories and
18 drug law enforcement assessment, any applicable weapons assessment, ~~any~~
19 ~~applicable environmental assessment,~~ any applicable wild animal protection
20 assessment, any applicable natural resources assessment, any applicable fishing
21 shelter removal assessment, any applicable snowmobile registration restitution
22 payment and any applicable natural resources restitution payment.

23 **SECTION 1079b.** 23.67 (2) of the statutes is amended to read:

24 23.67 (2) The deposit and stipulation of no contest may be made at any time
25 prior to the court appearance date. By signing the stipulation, the defendant is

1 deemed to have tendered a plea of no contest and submitted to a forfeiture, a penalty
2 assessment, a jail assessment, a crime laboratories and drug law enforcement
3 assessment, any applicable weapons assessment, ~~any applicable environmental~~
4 ~~assessment~~, any applicable wild animal protection assessment, any applicable
5 natural resources assessment, any applicable fishing shelter removal assessment,
6 any applicable snowmobile registration restitution payment and any applicable
7 natural resources restitution payment plus costs, including any applicable fees
8 prescribed in ch. 814, not to exceed the amount of the deposit.

9 **SECTION 1080b.** 23.67 (3) of the statutes is amended to read:

10 23.67 (3) The person receiving the deposit and stipulation of no contest shall
11 prepare a receipt in triplicate showing the purpose for which the deposit is made,
12 stating that the defendant may inquire at the office of the clerk of court or municipal
13 court regarding the disposition of the deposit, and notifying the defendant that if the
14 stipulation of no contest is accepted by the court the defendant will be deemed to have
15 submitted to a forfeiture, a penalty assessment, a jail assessment, a crime
16 laboratories and drug law enforcement assessment, any applicable weapons
17 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
18 protection assessment, any applicable natural resources assessment, any applicable
19 fishing shelter removal assessment, any applicable snowmobile registration
20 restitution payment and any applicable natural resources restitution payment plus
21 costs, including any applicable fees prescribed in ch. 814, not to exceed the amount
22 of the deposit. Delivery of the receipt shall be made in the same manner as in s. 23.66.

23 **SECTION 1081b.** 23.75 (3) (a) 2. of the statutes is amended to read:

24 23.75 (3) (a) 2. If the court considers the nonappearance to be a plea of no
25 contest and enters judgment accordingly, the court shall promptly mail a copy or

1 notice of the judgment to the defendant. The judgment shall allow the defendant not
2 less than 20 working days from the date the judgment copy or notice is mailed to pay
3 the forfeiture, penalty assessment, jail assessment and crime laboratories and drug
4 law enforcement assessment, any applicable weapons assessment, ~~any applicable~~
5 ~~environmental assessment~~, any applicable wild animal protection assessment, any
6 applicable natural resources assessment, any applicable fishing shelter removal
7 assessment, any applicable snowmobile registration restitution payment and any
8 applicable natural resources restitution payment plus costs, including any
9 applicable fees prescribed in ch. 814.

10 **SECTION 1082b.** 23.75 (3) (b) of the statutes is amended to read:

11 23.75 (3) (b) If the defendant has made a deposit, the citation may serve as the
12 initial pleading and the defendant shall be deemed to have tendered a plea of no
13 contest and submitted to a forfeiture, a penalty assessment, a jail assessment, a
14 crime laboratories and drug law enforcement assessment, any applicable weapons
15 assessment, ~~any applicable environmental assessment~~, any applicable wild animal
16 protection assessment, any applicable natural resources assessment, any applicable
17 fishing shelter removal assessment, any applicable snowmobile registration
18 restitution payment and any applicable natural resources restitution payment plus
19 any applicable fees prescribed in ch. 814, not exceeding the amount of the deposit.
20 The court may either accept the plea of no contest and enter judgment accordingly,
21 or reject the plea and issue a summons. If the defendant fails to appear in response
22 to the summons, the court shall issue an arrest warrant. If the court accepts the plea
23 of no contest, the defendant may move within 90 days after the date set for
24 appearance to withdraw the plea of no contest, open the judgment and enter a plea
25 of not guilty if the defendant shows to the satisfaction of the court that failure to

1 appear was due to mistake, inadvertence, surprise or excusable neglect. If a party
2 is relieved from the plea of no contest, the court or judge may order a written
3 complaint to be filed and set the matter for trial. After trial the costs and fees shall
4 be taxed as provided by law. If on reopening the defendant is found not guilty, the
5 court shall delete the record of conviction and shall order the defendant's deposit
6 returned.

7 **SECTION 1083b.** 23.75 (3) (c) of the statutes is amended to read:

8 23.75 (3) (c) If the defendant has made a deposit and stipulation of no contest,
9 the citation may serve as the initial pleading and the defendant shall be deemed to
10 have tendered a plea of no contest and submitted to a forfeiture, a penalty
11 assessment, a jail assessment, a crime laboratories and drug law enforcement
12 assessment, any applicable weapons assessment, ~~any applicable environmental~~
13 ~~assessment,~~ any applicable wild animal protection assessment, any applicable
14 natural resources assessment, any applicable fishing shelter removal assessment,
15 any applicable snowmobile registration restitution payment and any applicable
16 natural resources restitution payment plus any applicable fees prescribed in ch. 814,
17 not exceeding the amount of the deposit. The court may either accept the plea of no
18 contest and enter judgment accordingly, or reject the plea and issue a summons. If
19 the defendant fails to appear in response to the summons, the court shall issue an
20 arrest warrant. After signing a stipulation of no contest, the defendant may, at any
21 time prior to or at the time of the court appearance date, move the court for relief from
22 the effect of the stipulation. The court may act on the motion, with or without notice,
23 for cause shown by affidavit and upon just terms, and relieve the defendant from the
24 stipulation and the effects thereof. If the defendant is relieved from the stipulation

1 of no contest, the court may order a citation or complaint to be filed and set the matter
2 for trial. After trial the costs and fees shall be taxed as provided by law.

3 **SECTION 1084b.** 23.79 (1) of the statutes is amended to read:

4 23.79 (1) If the defendant is found guilty, the court may enter judgment against
5 the defendant for a monetary amount not to exceed the maximum forfeiture provided
6 by the statute for the violation, the penalty assessment, the jail assessment, the
7 crime laboratories and drug law enforcement assessment, any applicable weapons
8 assessment, ~~any applicable environmental assessment,~~ any applicable wild animal
9 protection assessment, any applicable natural resources assessment, any applicable
10 fishing shelter removal assessment, any applicable snowmobile registration
11 restitution payment, any applicable natural resources restitution payment and for
12 costs.

13 **SECTION 1084g.** 23.79 (2) of the statutes is amended to read:

14 23.79 (2) The payment of any judgment may be suspended or deferred for not
15 more than 90 days in the discretion of the court. In cases where a deposit has been
16 made, any forfeitures, penalty assessments, jail assessments, weapons assessments,
17 ~~environmental assessments,~~ wild animal protection assessments, natural resources
18 assessments, fishing shelter removal assessments, snowmobile registration
19 restitution payments, natural resources restitution payments or costs shall be taken
20 out of the deposit and the balance, if any, returned to the defendant.

21 **SECTION 1085b.** 23.80 (2) of the statutes is amended to read:

22 23.80 (2) Upon default of the defendant corporation or municipality, or upon
23 conviction, judgment for the amount of the forfeiture, the penalty assessment, the
24 jail assessment, the crime laboratories and drug law enforcement assessment, any
25 applicable weapons assessment, ~~any applicable environmental assessment,~~ any

1 applicable wild animal protection assessment, any applicable natural resources
2 assessment, any applicable fishing shelter removal assessment, any applicable
3 snowmobile registration restitution payment and any applicable natural resources
4 restitution payment shall be entered.

5 **SECTION 1085g.** 23.83 (2) of the statutes is amended to read:

6 **23.83 (2) STAY OF EXECUTION.** The amount of undertaking required to stay
7 execution on appeal shall not exceed the amount of the maximum forfeiture,
8 applicable weapons assessment, ~~applicable environmental assessment,~~ applicable
9 wild animal protection assessment, applicable natural resources assessment,
10 applicable fishing shelter removal assessment, applicable snowmobile registration
11 restitution payment and applicable natural resources restitution payment plus court
12 costs.

13 **SECTION 1086b.** 23.84 of the statutes is amended to read:

14 **23.84 Forfeitures and assessments collected; to whom paid.** Except for
15 actions in municipal court, all moneys collected in favor of the state or a municipality
16 for forfeiture, penalty assessment, jail assessment, crime laboratories and drug law
17 enforcement assessment, applicable weapons assessment, ~~applicable environmental~~
18 ~~assessment,~~ applicable wild animal protection assessment, applicable natural
19 resources assessment, applicable fishing shelter removal assessment, applicable
20 snowmobile registration restitution payment and applicable natural resources
21 restitution payment shall be paid by the officer who collects the same to the
22 appropriate municipal or county treasurer, within 20 days after its receipt by the
23 officer, except that all jail assessments shall be paid to the county treasurer. In case
24 of any failure in the payment, the municipal or county treasurer may collect the
25 payment from the officer by an action in the treasurer's name of office and upon the

1 official bond of the officer, with interest at the rate of 12% per year from the time
2 when it should have been paid.

3 **SECTION 1087b.** 23.85 of the statutes is amended to read:

4 **23.85 Statement to county board; payment to state.** Every county
5 treasurer shall, on the first day of the annual meeting of the county board of
6 supervisors, submit to it a verified statement of all forfeitures, penalty assessments,
7 jail assessments, weapons assessments, ~~environmental assessments~~, wild animal
8 protection assessments, natural resources assessments, fishing shelter removal
9 assessments, snowmobile registration restitution payments and natural resources
10 restitution payments money received during the previous year. The county clerk
11 shall deduct all expenses incurred by the county in recovering those forfeitures,
12 penalty assessments, weapons assessments, ~~environmental assessments~~, wild
13 animal protection assessments, natural resources assessments, fishing shelter
14 removal assessments, snowmobile registration restitution payments and natural
15 resources restitution payments from the aggregate amount so received, and shall
16 immediately certify the amount of clear proceeds of those forfeitures, penalty
17 assessments, weapons assessments, ~~environmental assessments~~, wild animal
18 protection assessments, natural resources assessments, fishing shelter removal
19 assessments, snowmobile registration restitution payments and natural resources
20 restitution payments to the county treasurer, who shall pay the proceeds to the state
21 treasurer as provided in s. 59.25 (3). Jail assessments shall be treated separately as
22 provided in s. 302.46.

23 **SECTION 1087g.** 24.01 (3) of the statutes is amended to read:

24 24.01 (3) "Department" means department of ~~natural resources~~ fish, wildlife,
25 parks, and forestry.