

1 sub. (5), the department may require the district to modify the structure or fill to
2 bring it into compliance or to remove the structure or fill.

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

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

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

8 (c) Open space for recreational activities.

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

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

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

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

19 (9) ACCESS TO PROPERTY. An employee or agent of the department shall have free
20 access during reasonable hours to the structures or fill that are part of the project
21 authorized under sub. (2) for the purpose of inspecting the structures or fill to ensure
22 that the project is in compliance with the requirements of this section. If the
23 department determines that any structure or any fill that is part of the project
24 authorized under sub. (2) does not comply with the requirements of this section, the

1 department may require the owner of the structure or fill to modify the structure or
2 fill to bring it into compliance or to remove the structure or fill.

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

5 *b1519/2.113* SECTION 1039am. 23.18 of the statutes is renumbered 278.18,
6 and 278.18 (1) (a) and (b) (intro.), as renumbered, are amended to read:

7 278.18 (1) (a) Advise the department, the department of fish, wildlife, parks,
8 and forestry, the governor and the legislature on matters relating to the
9 environmental, recreational and economic revitalization of the Milwaukee River
10 basin.

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

13 *b1519/2.114* 585. Page 450, line 14: after that line insert:

14 *b1519/2.114* "SECTION 1039bn. 23.197 (2) (a) of the statutes is amended to
15 read:

16 23.197 (2) (a) From the appropriation under s. 20.866 (2) (ta) or (tz) or both, the
17 department shall provide funding to the city of Fort Atkinson for the restoration of
18 a river wall along the Rock River. The amount provided by the department may not
19 exceed the amount that equals the matching contribution made for the river wall by
20 the city of Fort Atkinson or \$96,500, whichever is less. The requirements for
21 matching contributions under s. ~~30.277~~ 23.0944 (5) shall apply."

22 *b1619/1.1* 586. Page 451, line 18: delete lines 18 to 24.

23 *b1663/2.2* 587. Page 453, line 7: after that line insert:

24 *b1663/2.2* "SECTION 1039t. 23.197 (9) of the statutes is created to read:

1 23.197 (9) PRAIRIE RIVER RESTORATION. From the appropriation under s. 20.866
2 (2) (ta), the department shall provide funding to the city of Merrill in the amount of
3 \$493,500 for a project to restore an area on the exposed bed of the former flowage on
4 the Prairie River. For the purposes of s. 23.0917, moneys provided under this
5 subsection from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys
6 obligated under the subprogram for property development and local assistance.”.

7 ***b1519/2.115* 588.** Page 453, line 17: after that line insert:

8 ***b1519/2.115*** “SECTION 1040m. 23.235 (3) of the statutes is amended to read:
9 23.235 (3) The department may conduct research on the control of nuisance
10 weeds. The secretaries of natural resources fish, wildlife, parks, and forestry and of
11 agriculture, trade and consumer protection may authorize any person to plant or
12 cultivate nuisance weeds for the purpose of controlled experimentation.”.

13 ***b1519/2.116* 589.** Page 458, line 8: after that line insert:

14 ***b1519/2.116*** “SECTION 1045Lc. 23.30 (3) (intro.) of the statutes is amended
15 to read:

16 23.30 (3) NATURAL RESOURCES FISH, WILDLIFE, PARKS, AND FORESTRY BOARD. (intro.)
17 The natural resources fish, wildlife, parks, and forestry board is the body through
18 which all governmental agencies and nongovernmental agencies may coordinate
19 their policies, plans and activities with regard to Wisconsin outdoor recreation
20 resources. To this end it shall:

21 ***b1519/2.116* SECTION 1045Lf.** 23.31 (1) (a) of the statutes is amended to
22 read:

23 23.31 (1) (a) To provide and develop recreation resources facilities within this
24 state, the natural resources fish, wildlife, parks, and forestry board, subject to the

1 limits provided in s. 20.866 (2) (tp), (ts) and (tt), may direct that state debt be
2 contracted for providing recreation resources facilities or making additions to
3 existing recreation resources facilities.

4 ***b1519/2.116* SECTION 1045Lh.** 23.31 (1) (b) of the statutes is amended to
5 read:

6 23.31 (1) (b) With ~~their~~ its biennial budget request to the department of
7 administration, the ~~natural resources~~ fish, wildlife, parks, and forestry board shall
8 include its request and plan for recreational acquisition and development funding
9 under s. 23.30. This plan shall be approved by the governor and shall contain the
10 policies regarding the priority types of land to be acquired and the nature and
11 categories of the developments to be undertaken. Changes in priority types of land
12 to be acquired and in categories of developments may not be made without approval
13 of the governor. Any deviation which the governor approves shall be reviewed by the
14 joint committee on finance.

15 ***b1519/2.116* SECTION 1045Lj.** 23.32 of the statutes, as affected by 1997
16 Wisconsin Act 27, is renumbered 278.32.

17 ***b1519/2.116* SECTION 1045Ln.** 23.325 (2) (a) of the statutes is amended to
18 read:

19 23.325 (2) (a) After consultation with the department of transportation and the
20 state cartographer, the department of ~~natural resources~~ fish, wildlife, parks, and
21 forestry shall select the photographic products to be sold.

22 ***b1519/2.116* SECTION 1045Lp.** 23.325 (3) of the statutes is amended to read:

23 23.325 (3) The department of ~~natural resources~~ fish, wildlife, parks, and
24 forestry may sell and may enter into contracts to sell the photographic products.

25 ***b1519/2.116* SECTION 1045Lr.** 23.325 (4) of the statutes is amended to read:

1 23.325 (4) All income received by the department of natural resources fish,
2 wildlife, parks, and forestry and the department of transportation from the sale of
3 the photographic products, less the amount retained by the department of
4 transportation under s. 85.10, shall be deposited in the conservation fund.”.

5 ***b1683/1.2* 590.** Page 458, line 8: after that line insert:

6 ***b1683/1.2* “SECTION 1043m.** 23.257 of the statutes is created to read:

7 **23.257 Geographic information systems.** Notwithstanding s. 16.705 (1),
8 if the department provides geographic information systems mapping services on or
9 after July 1, 2002, it shall enter into a contract with a private entity to provide those
10 services.”.

11 ***b1686/1.1* 591.** Page 458, line 8: after that line insert:

12 ***b1686/1.1* “SECTION 1043m.** 23.257 of the statutes is created to read:

13 **23.257 Departmental regions.** If the department divides the state into
14 regions for the purpose of managing its functions, it shall include all of Crawford and
15 Vernon counties in the region that covers the west central part of the state.”.

16 ***b1519/2.117* 592.** Page 461, line 21: after that line insert:

17 ***b1519/2.117* “SECTION 1065d.** 23.33 (2) (o) of the statutes, as affected by 2001
18 Wisconsin Act (this act), is amended to read:

19 23.33 (2) (o) *Receipt of fees.* All fees remitted to or collected by the department
20 under par. (ir) shall be credited to the appropriation account under s. 20.370 (9) (hu)
21 (1) (hw).”.

22 ***b1519/2.118* 593.** Page 463, line 23: after that line insert:

23 ***b1519/2.118* “SECTION 1066arb.** 23.33 (5m) (c) 4. and 5. of the statutes, as
24 created by 2001 Wisconsin Act (this act), are amended to read:

1 23.33 (5m) (c) 4. Assisting the department of ~~natural resources~~ fish, wildlife,
2 parks, and forestry and the department of tourism in creating an outreach program
3 to inform local communities of appropriate all-terrain vehicle use in their
4 communities and of the economic benefits that may be gained from promoting
5 tourism to attract all-terrain vehicle operators.

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

11 ***b1519/2.118* SECTION 1066as.** 23.33 (9) (a) of the statutes is amended to
12 read:

13 23.33 (9) (a) *Enforcement.* The department may utilize moneys received under
14 sub. (2) for all-terrain vehicle registration aids administration and for the purposes
15 specified under s. 20.370 ~~(3)~~ (1) (as) and (5) (er) including costs associated with
16 enforcement, safety education, accident reports and analysis, law enforcement aids
17 to counties, and other similar costs in administering and enforcing this section.

18 ***b1519/2.118* SECTION 1066at.** 23.38 (1) of the statutes is amended to read:

19 23.38 (1) The department shall maintain a toll-free telephone number at
20 department headquarters to receive reports of violations of any statute or
21 administrative rule that the department enforces or administers. The department
22 shall relay these reports to the appropriate conservation warden or officer for
23 investigation and enforcement action. The department shall publicize the toll-free
24 telephone number as widely as possible in the state.

25 ***b1519/2.118* SECTION 1066au.** 23.39 of the statutes is created to read:

1 **23.39 Financial interest prohibited.** The secretary and any other person
2 in a position of administrative responsibility in the department may not have a
3 financial interest in any enterprise which might profit by weak or preferential
4 administration or enforcement of the powers and duties of the department.

5 ***b1519/2.118* SECTION 1066av.** 23.40 (3) (d) of the statutes is amended to
6 read:

7 23.40 (3) (d) ~~Except as provided in par. (e), the~~ The department shall deposit
8 any environmental impact statement fee in the general fund and shall designate
9 clearly the amount of the fee related to the cost of authorized environmental
10 consultant services and the amount of the fee related to the cost of printing and
11 postage.

12 ***b1519/2.118* SECTION 1066aw.** 23.40 (3) (e) of the statutes is repealed.

13 ***b1519/2.118* SECTION 1066ax.** 23.41 (1) (intro.) and (b) of the statutes are
14 consolidated, renumbered 23.41 (1) and amended to read:

15 23.41 (1) In this section: ~~(b) “Environmental~~ “environmental consultant
16 services” includes services provided by environmental scientists, engineers and
17 other experts.

18 ***b1519/2.118* SECTION 1066ay.** 23.41 (1) (a) of the statutes is repealed.

19 ***b1519/2.118* SECTION 1066az.** 23.41 (2) of the statutes is repealed.”.

20 ***b1696/1.5* 594.** Page 463, line 23: after that line insert:

21 ***b1696/1.5* “SECTION 1066av.** 23.33 (7m) of the statutes is created to read:

22 23.33 (7m) REPORTING REQUIREMENT. The department shall submit an annual
23 report to the joint legislative audit committee on how the increase in conservation
24 warden positions under 2001 Wisconsin Act (this act), that provide additional

1 state law enforcement functions related to all-terrain vehicles has benefited the
2 department's efforts to enforce the laws relating to the operation of all-terrain
3 vehicles and to educate the public on these laws. The department shall submit this
4 report no later than August 15 of each year and shall submit the first report no later
5 than August 15, 2002. The report shall cover the fiscal year ending on the June 30
6 that immediately precedes the date of the report.”

7 *b1519/2.119* **595.** Page 464, line 14: after that line insert:

8 *b1519/2.119* “SECTION 1066bb. 23.41 (5) of the statutes, as affected by 2001
9 Wisconsin Act (this act), is repealed.

10 *b1519/2.119* SECTION 1066bd. 23.41 (5m) of the statutes is repealed.

11 *b1519/2.119* SECTION 1066bg. 23.42 of the statutes is renumbered 278.42.

12 *b1519/2.119* SECTION 1066bj. 23.425 (title), (1) and (2) (a) of the statutes are
13 renumbered 278.425 (title), (1) and (2).

14 *b1519/2.119* SECTION 1066bm. 23.425 (2) (b) of the statutes is renumbered
15 23.425 and amended to read:

16 **23.425 MacKenzie center.** ~~The fees collected by the department under par.~~
17 ~~(a) may collect fees~~ for the use of the MacKenzie environmental center. The fees shall
18 be deposited in the general fund and credited to the appropriation under s. 20.370
19 ~~(9) (1) (gb).~~”.

20 *b1519/2.120* **596.** Page 466, line 6: after that line insert:

21 *b1519/2.120* “SECTION 1066yb. 23.47 of the statutes, as created by 2001
22 Wisconsin Act (this act), is amended to read:

23 **23.47 Payments for department of tourism programs and activities.**

24 The department of ~~natural resources~~ fish, wildlife, parks, and forestry may not

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

5 *b1519/2.120* SECTION 1067b. 23.50 (1) of the statutes is amended to read:

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

19 *b1519/2.120* SECTION 1068b. 23.50 (2) of the statutes is amended to read:

20 23.50 (2) All actions to recover these forfeitures, penalty assessments, jail
21 assessments, applicable weapons assessments, ~~applicable environmental~~
22 ~~assessments~~, applicable wild animal protection assessments, applicable natural
23 resources assessments, applicable fishing shelter removal assessments, applicable
24 snowmobile registration restitution payments and applicable natural resources
25 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 ***b1519/2.120* SECTION 1068r.** 23.51 (3c) of the statutes is repealed.

4 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 *b1519/2.120* 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 *b1519/2.120* 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 *b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* 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 ***b1519/2.120* SECTION 1081b.** 23.75 (3) (a) 2. of the statutes is amended to
24 read:

1 23.75 (3) (a) 2. If the court considers the nonappearance to be a plea of no
2 contest and enters judgment accordingly, the court shall promptly mail a copy or
3 notice of the judgment to the defendant. The judgment shall allow the defendant not
4 less than 20 working days from the date the judgment copy or notice is mailed to pay
5 the forfeiture, penalty assessment, jail assessment and crime laboratories and drug
6 law enforcement assessment, any applicable weapons assessment, ~~any applicable~~
7 ~~environmental assessment~~, any applicable wild animal protection assessment, any
8 applicable natural resources assessment, any applicable fishing shelter removal
9 assessment, any applicable snowmobile registration restitution payment and any
10 applicable natural resources restitution payment plus costs, including any
11 applicable fees prescribed in ch. 814.

12 ***b1519/2.120* SECTION 1082b.** 23.75 (3) (b) of the statutes is amended to read:

13 23.75 (3) (b) If the defendant has made a deposit, the citation may serve as the
14 initial pleading and the defendant shall be deemed to have tendered a plea of no
15 contest and submitted to a forfeiture, a penalty assessment, a jail assessment, a
16 crime 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 any applicable fees prescribed in ch. 814, not exceeding the amount of the deposit.
22 The court may either accept the plea of no contest and enter judgment accordingly,
23 or reject the plea and issue a summons. If the defendant fails to appear in response
24 to the summons, the court shall issue an arrest warrant. If the court accepts the plea
25 of no contest, the defendant may move within 90 days after the date set for

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

9 *b1519/2.120* SECTION 1083b. 23.75 (3) (c) of the statutes is amended to read:
10 23.75 (3) (c) If the defendant has made a deposit and stipulation of no contest,
11 the citation may serve as the initial pleading and the defendant shall be deemed to
12 have tendered a plea of no contest and submitted to a forfeiture, a penalty
13 assessment, a jail assessment, a crime laboratories and drug law enforcement
14 assessment, any applicable weapons assessment, ~~any applicable environmental~~
15 ~~assessment~~, any applicable wild animal protection assessment, any applicable
16 natural resources assessment, any applicable fishing shelter removal assessment,
17 any applicable snowmobile registration restitution payment and any applicable
18 natural resources restitution payment plus any applicable fees prescribed in ch. 814,
19 not exceeding the amount of the deposit. The court may either accept the plea of no
20 contest and enter judgment accordingly, or reject the plea and issue a summons. If
21 the defendant fails to appear in response to the summons, the court shall issue an
22 arrest warrant. After signing a stipulation of no contest, the defendant may, at any
23 time prior to or at the time of the court appearance date, move the court for relief from
24 the effect of the stipulation. The court may act on the motion, with or without notice,
25 for cause shown by affidavit and upon just terms, and relieve the defendant from the

1 stipulation and the effects thereof. If the defendant is relieved from the stipulation
2 of no contest, the court may order a citation or complaint to be filed and set the matter
3 for trial. After trial the costs and fees shall be taxed as provided by law.

4 ***b1519/2.120* SECTION 1084b.** 23.79 (1) of the statutes is amended to read:

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

14 ***b1519/2.120* SECTION 1084g.** 23.79 (2) of the statutes is amended to read:

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

22 ***b1519/2.120* SECTION 1085b.** 23.80 (2) of the statutes is amended to read:

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

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

6 *b1519/2.120* SECTION 1085g. 23.83 (2) of the statutes is amended to read:

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

14 *b1519/2.120* SECTION 1086b. 23.84 of the statutes is amended to read:

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

1 payment from the officer by an action in the treasurer's name of office and upon the
2 official bond of the officer, with interest at the rate of 12% per year from the time
3 when it should have been paid.

4 *b1519/2.120* SECTION 1087b. 23.85 of the statutes is amended to read:

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

24 *b1519/2.120* SECTION 1087g. 24.01 (3) of the statutes is amended to read:

1 24.01 (3) “Department” means department of ~~natural resources~~ fish, wildlife,
2 parks, and forestry.

3 ***b1519/2.120* SECTION 1087m.** 24.01 (8) of the statutes is amended to read:

4 24.01 (8) “Secretary” means secretary of ~~natural resources~~ fish, wildlife, parks,
5 and forestry.

6 ***b1519/2.120* SECTION 1087p.** 24.39 (1) of the statutes is amended to read:

7 24.39 (1) The board of commissioners of public lands may grant leases of parts
8 or parcels of any public lands except state park lands and state forest lands; grant
9 easements, leases to enter upon any of said lands to flow the same or to prospect for
10 and to dig and remove therefrom ore, minerals and other deposits; and sell
11 therefrom such timber as the board shall find necessary to prevent future loss or
12 damage. All sales of standing live timber shall be on a selective cutting basis in line
13 with federal forest practices. Such easements, leases, licenses and sales shall be
14 made only for a full and fair consideration paid or to be paid to the state, the amount
15 and terms whereof shall be fixed by said board, and such easements, leases, licenses
16 and sales shall conform to the requirements, so far as applicable, prescribed by ch.
17 26 for the exercise by the department of ~~natural resources~~ fish, wildlife, parks, and
18 forestry of similar powers affecting state park lands and state forest lands.

19 ***b1519/2.120* SECTION 1087r.** 24.39 (2) of the statutes is amended to read:

20 24.39 (2) In negotiating for such leases, licenses or sales, and in exercising the
21 other powers conferred by this section the board of commissioners of public lands
22 shall, so far as it finds it desirable and practicable, request and make proper use of
23 such services and information as the department of ~~natural resources~~ fish, wildlife,
24 parks, and forestry or the department of environmental management may be able
25 to furnish.

1 ***b1519/2.120* SECTION 1087t.** 24.39 (4) (c) of the statutes is amended to read:

2 24.39 (4) (c) No leases under par. (a) may be executed without a prior finding
3 of the department of ~~natural resources~~ environmental management under s. 30.11
4 (5) that any proposed physical change in the area contemplated as the result of the
5 execution of any term lease is consistent with the public interest in the navigable
6 waters involved.

7 ***b1519/2.120* SECTION 1087v.** 24.39 (4) (f) of the statutes is amended to read:

8 24.39 (4) (f) A municipality may sublease rights leased to it under par. (a) 1.
9 or 2. to corporations or private persons. A municipality may also make physical
10 improvements on and above the bottoms to which rights were leased from the board
11 of commissioners of public lands and may sublease these improvements to
12 corporations or private persons. Any subleases under this paragraph shall be
13 consistent with this subsection and with whatever standards or restrictions the
14 department of ~~natural resources~~ environmental management, acting under s. 30.11
15 (5), may have found at the time of execution of the original lease by the board of
16 commissioners of public lands to the municipality.”

17 ***b1720/1.1* 597.** Page 467, line 2: after that line insert:

18 “6. The board notifies the joint committee on finance in writing of its intention
19 to purchase the land. If the cochairpersons of the committee do not notify the board
20 that the committee has scheduled a meeting for the purpose of reviewing the
21 proposed purchase of land within 14 working days after the date of the board’s
22 notification, the land may be purchased by the board. If, within 14 working days
23 after the date of the board’s notification, the cochairpersons of the committee notify
24 the board that the committee has scheduled a meeting for the purpose of reviewing

1 the proposed purchase, the land may be purchased only upon approval of the
2 committee.”.

3 *b1599/2.5* **598.** Page 467, line 10: delete “(b)”.

4 *b1599/2.6* **599.** Page 467, line 11: delete lines 11 to 25 and substitute:

5 *b1599/2.6* “SECTION 1094ab. 24.66 (4) of the statutes is amended to read:
6 24.66 (4) POPULAR VOTE, WHEN REQUIRED. If any municipality is not empowered
7 by law to incur indebtedness for a particular purpose without first submitting the
8 question to its electors, the application for a state trust fund loan for that purpose
9 must be approved and authorized by a majority vote of the electors at a special
10 election referendum called, in accordance with s. 8.065, and noticed and held in the
11 manner provided for other special elections referenda. The question to be voted on
12 shall be filed as provided in s. 8.37. The notice of the election referendum shall state
13 the amount of the proposed loan and the purpose for which it will be used.”.

14 *b1599/2.7* **600.** Page 468, line 1: delete lines 1 to 7.

15 *b1461/3.8* **601.** Page 468, line 17: after that line insert:

16 *b1461/3.8* “SECTION 1104. 25.17 (1) (ag) of the statutes is created to read:
17 25.17 (1) (ag) Agricultural producer security fund (s. 25.463);”.

18 *b1504/1.3* **602.** Page 468, line 20: after that line insert:

19 *b1504/1.3* “SECTION 1106. 25.17 (1) (eq) of the statutes is created to read:”.
20 25.17 (1) (eq) Farm rewiring fund (s. 25.98);”.

21 *b1805/1.1* **603.** Page 470, line 23: after that line insert:

22 *b1805/1.1* “SECTION 1117m. 25.29 (3g) of the statutes is created to read:
23 25.29 (3g) For purposes of sub. (3) and s. 29.037, the joint committee on finance
24 shall determine what constitutes the administration of the department when it is

1 exercising its responsibilities that are specific to the management of the fish and
2 wildlife resources of this state.”.

3 *b1519/2.121* **604.** Page 471, line 10: after that line insert:

4 *b1519/2.121* “SECTION 1119g. 25.293 (1) of the statutes is amended to read:

5 25.293 (1) All gifts, grants or bequests made to the natural resources land
6 endowment fund. The department of ~~natural resources~~ fish, wildlife, parks, and
7 forestry may convert any noncash gift, grant or bequest into cash for deposit into the
8 fund.

9 *b1519/2.121* SECTION 1119r. 25.295 (1) (b) of the statutes is amended to read:

10 25.295 (1) (b) Notwithstanding s. 23.15 (4), all moneys received by the
11 department of ~~natural resources~~ fish, wildlife, parks, and forestry from utility
12 easements on property located in the state park system, a southern state forest, as
13 defined in s. 27.016 (1) (c), or a state recreation area under ss. 23.09 (10), 27.01 (2)
14 (g) and 28.02 (5).”.

15 *b1798/1.1* **605.** Page 472, line 14: delete lines 14 to 16.

16 *b1495/1.20* **606.** Page 472, line 16: after that line insert:

17 *b1495/1.20* “SECTION 1122g. 25.40 (1) (b) of the statutes is amended to read:

18 25.40 (1) (b) Motor vehicle fuel ~~and general aviation fuel~~ taxes and other
19 revenues, except general aviation fuel taxes, collected under ch. 78, minus the costs
20 of collecting delinquent taxes under s. 73.03 (28).

21 *b1495/1.20* SECTION 1122j. 25.40 (1) (bg) of the statutes is created to read:

22 25.40 (1) (bg) General aviation fuel taxes collected under ch. 78, minus the costs
23 of collecting delinquent taxes under s. 73.03 (28).

24 *b1495/1.20* SECTION 1122m. 25.40 (1) (c) of the statutes is amended to read:

1 25.40 (1) (c) Taxes on air carrier companies and ~~railroad companies~~ under ch.
2 76 and aircraft registration fees under s. 114.20.”.

3 ***b1495/1.21* 607.** Page 472, line 19: after that line insert:

4 ***b1495/1.21* SECTION 1123mb.** 25.40 (1) (cg) of the statutes is created to read:
5 25.40 (1) (cg) Taxes on railroad companies under ch. 76.

6 ***b1495/1.21* SECTION 1123mc.** 25.40 (1) (e) of the statutes is amended to read:
7 25.40 (1) (e) All moneys paid into the state treasury by any local unit of
8 government or other sources for ~~transportation~~ highway purposes.

9 ***b1495/1.21* SECTION 1123md.** 25.40 (1) (ed) of the statutes is created to read:
10 25.40 (1) (ed) All moneys paid into the state treasury by any local unit of
11 government or other sources for public transportation purposes.

12 ***b1495/1.21* SECTION 1123me.** 25.40 (1) (eg) of the statutes is created to read:
13 25.40 (1) (eg) All moneys paid into the state treasury by any local unit of
14 government or other sources for aeronautics purposes.

15 ***b1495/1.21* SECTION 1123mf.** 25.40 (1) (em) of the statutes is created to read:
16 25.40 (1) (em) All moneys paid into the state treasury by any local unit of
17 government or other sources for multimodal transportation purposes.

18 ***b1495/1.21* SECTION 1123mg.** 25.40 (1) (ep) of the statutes is created to read:
19 25.40 (1) (ep) All moneys paid into the state treasury by any local unit of
20 government or other sources for transportation purposes not specified in pars. (e) to
21 (em).

22 ***b1495/1.21* SECTION 1123mh.** 25.40 (1) (f) (intro.) of the statutes is amended
23 to read:

1 25.40 (1) (f) (intro.) All federal aid for ~~aeronautics, highways and other public~~
2 transportation purposes, including railroads but excluding aeronautics, made
3 available by any act of congress, subject to applicable federal regulations, except all
4 of the following:

5 ***b1495/1.21* SECTION 1123mj.** 25.40 (1) (fd) of the statutes is created to read:

6 25.40 (1) (fd) All federal aid for highways made available by any act of congress,
7 subject to applicable federal regulations.

8 ***b1495/1.21* SECTION 1123mk.** 25.40 (1) (fg) of the statutes is created to read:

9 25.40 (1) (fg) All federal aid for aeronautics made available by any act of
10 congress, subject to applicable federal regulations following.

11 ***b1495/1.21* SECTION 1123mm.** 25.40 (1) (fp) of the statutes is created to read:

12 25.40 (1) (fp) All federal aid for multimodal transportation purposes made
13 available by any act of congress, subject to applicable federal regulations.

14 ***b1495/1.21* SECTION 1123mn.** 25.40 (1) (ft) of the statutes is created to read:

15 25.40 (1) (ft) All federal aid for transportation purposes not specified in pars.
16 (f) to (fp) made available by any act of congress, subject to applicable federal
17 regulations.

18 ***b1495/1.21* SECTION 1123mp.** 25.40 (1) (ip) of the statutes is created to read:

19 25.40 (1) (ip) All gifts, grants, or bequests made to the transportation fund.

20 ***b1495/1.21* SECTION 1123mr.** 25.40 (2) (b) 22m. of the statutes is created to
21 read:

22 25.40 (2) (b) 22m. Section 20.566 (2) (qm).

23 ***b1495/1.21* SECTION 1123ms.** 25.40 (3) of the statutes is created to read:

1 25.40 (3) (a) There is established in the transportation fund a separate account
2 that is designated as the state and local highways account consisting of all of the
3 following:

4 1. All moneys specified under sub. (1) (a), except moneys related to aeronautic
5 purposes described under sub. (4) (b) or public transportation purposes described
6 under sub. (5) (b).

7 2. Except as provided in sub. (5) (a) 2., all taxes and revenues described under
8 sub. (1) (b).

9 3. Fees described under sub. (1) (bm). (fm)

10 4. All moneys specified under sub. (1) (e), ~~wa~~, (ig), and (im).

11 5. Federal aid described under sub. (1) (fd).

12 6. A percentage of the investment income described under sub. (1) (g) that is
13 equal to the percentage that the state and local highways account represents of the
14 sum under s. 20.002 (14) (a) 1.

15 7. All moneys specified under sub. (1) (j) that are ~~moneys~~ not moneys in the
16 accounts established under subs. (4) to (6).

17 (b) 1. Except as provided in s. 20.002 (14), moneys in the state and local
18 highways account may be expended only for purposes related to highways, bridges,
19 motor vehicles, state planning and research for any transportation mode, and any
20 sidewalk, pedestrian walkway, bikeway, railroad crossing, and bus lanes constructed
21 as part of a highway project.

22 2. Except as provided in subd. 1. and s. 20.002 (14), no moneys may be expended
23 from the state and local highways account for any purpose specified under sub. (4)
24 (b), (5) (b), (6) (b), or (7) (b).

25 ***b1495/1.21* SECTION 1123mt.** 25.40 (4) of the statutes is created to read:

1 25.40 (4) (a) There is established in the transportation fund a separate account
2 that is designated as the aeronautics account consisting of all of the following:

3 1. All moneys specified under sub. (1) (a) that are related to aeronautic
4 purposes described under par. (b).

5 2. All taxes described under sub. (1) (bg) and (c).

6 3. All moneys specified under sub. (1) (cd) and (eg).

7 4. Federal aid described under sub. (1) (fg).

8 5. A percentage of the investment income described under sub. (1) (g) that is
9 equal to the percentage that the aeronautics account represents of the sum under s.
10 20.002 (14) (a) 1.

11 6. All moneys specified under sub. (1) (j) that are transferred from other funds
12 for purposes for which moneys may be expended from the aeronautics account under
13 par. (b).

14 (b) Except as provided in s. 20.002 (14), moneys in the aeronautics account may
15 be expended only for purposes related to aeronautics, as defined in s. 114.002 (1).
16 Except as provided in s. 20.002 (14), no moneys may be expended from the
17 aeronautics account for any purpose specified under sub. (3) (b), (5) (b), (6) (b), or (7)
18 (b).

19 ***b1495/1.21* SECTION 1123mv.** 25.40 (5) of the statutes is created to read:

20 25.40 (5) (a) There is established in the transportation fund a separate account
21 that is designated as the public transportation account consisting of all of the
22 following:

23 1. All moneys specified under sub. (1) (a) that are related to public
24 transportation purposes described under par. (b).

1 2. Of the taxes described under (1) (b), 4 cents of the rate per gallon for the tax
2 imposed under s. 78.01 (1).

3 3. Taxes described under sub. (1) (cg).

4 4. All moneys specified under sub. (1) (ed) and (ij).

5 5. Federal aid described under sub. (1) (f).

6 6. A percentage of the investment income described under sub. (1) (g) that is
7 equal to the percentage that the public transportation account represents of the sum
8 under s. 20.002 (14) (a) 1.

9 7. All moneys specified under sub. (1) (j) that are transferred from other funds
10 for purposes for which moneys may be expended from the public transportation
11 account under par. (b).

12 (b) Except as provided in s. 20.002 (14), moneys in the public transportation
13 account may be expended only for activities related to mass transit systems, as
14 defined in s. 85.20 (1) (e); common carriers of passengers other than by air; fixed
15 guideways; railroads; harbors and other maritime activities; and specialized
16 transportation services, as defined in s. 85.21 (2) (g). Except as provided in s. 20.002
17 (14), no moneys may be expended from the public transportation account for any
18 propose specified under sub. (3) (b), (4) (b), (6) (b), or (7) (b).

19 ***b1495/1.21* SECTION 1123mw.** 25.40 (6) of the statutes is created to read:

20 25.40 (6) (a) There is established in the transportation fund a separate account
21 that is designated as the multimodal account consisting of all of the following:

22 1. All moneys specified under sub. (1) (em) and (ip).

23 2. Federal aid described under sub. (1) (fp).

1 3. All moneys specified under sub. (1) (j) that are transferred from other funds
2 for purposes for which moneys may be expended from the multimodal account under
3 par. (b).

4 4. Any moneys that are not otherwise specified under sub. (3) (a), (4) (a), ~~(5)~~

5 (a), ~~and~~ ^{or} (7) (a)

6 5. Moneys transferred from the accounts established under subs. (3) to (5), as
7 determined under s. 20.002 (14) (a) 4.

8 (b) Except as provided in s. 20.002 (14), moneys in the multimodal account may
9 be expended only for activities related to multimodal transportation and pedestrian
10 walkway or bikeway activities that are not constructed as part of a highway project.
11 No moneys may be expended from the multimodal account for any purpose specified
12 under sub. (3) (b), (4) (b), (5) (b), or (7) (b) unless the purpose relates to multimodal
13 transportation.

14 ***b1495/1.21* SECTION 1123mx.** 25.40 (7) of the statutes is created to read:

15 25.40 (7) (a) There is established in the transportation fund a separate account
16 that is designated as the operations account consisting of all of the following:

17 1. All moneys specified under sub. (1) (ep).

18 2. Federal aid described under sub. (1) (ft).

19 3. Moneys transferred from the accounts established under subs. (3) to (5), as
20 determined under s. 20.002 (14) (a) 5. a. and b.

21 (b) Except as provided in s. 20.002 (14), moneys in the operations account may
22 be expended only for operations of the department, including the state traffic patrol
23 and the division of motor vehicles.

24 ***b1495/1.21* SECTION 1123my.** 25.40 (8) of the statutes is created to read:

1 25.40 (8) The general provisions of s. 20.395 (9) may be used by an account
2 established under subs. (3) to (7), if the applicable expenditure limitations under sub.
3 (3) (b), (4) (b), (5) (b), (6) (b), or (7) (b) are complied with.”.

4 ***b1519/2.122* 608.** Page 472, line 19: after that line insert:

5 ***b1519/2.122* “SECTION 1123p.** 25.43 (2) (c) of the statutes is amended to read:

6 25.43 (2) (c) The department of administration may establish and change
7 accounts in the environmental improvement fund other than those under pars. (a),
8 (ae), (am) and (b). The department of administration shall consult the department
9 of ~~natural resources~~ environmental management before establishing or changing an
10 account that is needed to administer the programs under ss. 281.58, 281.59 and
11 281.61.

12 ***b1519/2.122* SECTION 1123u.** 25.43 (3) of the statutes is amended to read:

13 25.43 (3) Except for the purpose of investment as provided in s. 25.17 (2) (d),
14 the environmental improvement fund may be used only for the purposes authorized
15 under ss. 20.320 (1) (r), (s), (sm), (t), (x), and (y), (2) (s) and (x) and (3) (q), ~~20.370~~
16 20.375 (4) (mt), (mx), and (nz), ~~(8) (mr) and (9) (mt), (mx) and (ny) (sr), (tt), (tx), and~~
17 (ty), 20.505 (1) (v), (x), and (y), 281.58, 281.59, 281.60, 281.61, and 281.62.”.

18 ***b1519/2.123* 609.** Page 472, line 20: after that line insert:

19 ***b1519/2.123* “SECTION 1124g.** 25.46 (1e) of the statutes is amended to read:

20 25.46 (1e) The moneys transferred under s. ~~20.370~~ 20.375 (2) (mu) for
21 environmental management.

22 ***b1519/2.123* SECTION 1124r.** 25.46 (1g) of the statutes is amended to read:

23 25.46 (1g) The moneys transferred under s. ~~20.370~~ 20.375 (4) (mw) for
24 environmental management.”.

1 ***b1461/3.9* 610.** Page 473, line 8: after that line insert:

2 ***b1461/3.9*** “SECTION 1128. 25.463 of the statutes is created to read:

3 **25.463 Agricultural producer security fund.** There is established a
4 separate nonlapsible trust fund designated as the agricultural producer security
5 fund, to consist of all fees, surcharges, assessments, reimbursements, and proceeds
6 of surety bonds received by the department of agriculture, trade and consumer
7 protection under ch. 126.”.

8 ***b1798/1.2* 611.** Page 477, line 8: delete that line.

9 ***b1504/1.4* 612.** Page 477, line 12: after that line insert:

10 ***b1504/1.4*** “SECTION 1146. 25.98 of the statutes is created to read:

11 **25.98 Farm rewiring fund.** There is established a separate nonlapsible trust
12 fund designated as the farm rewiring fund, consisting of all moneys received under
13 s. 196.374 (3m).”.

14 ***b1519/2.124* 613.** Page 477, line 12: after that line insert:

15 ***b1519/2.124*** “SECTION 1146m. 26.01 of the statutes is amended to read:

16 **26.01 Definition.** In this chapter, unless the context requires otherwise
17 “department” means the department of natural resources fish, wildlife, parks, and
18 forestry.”.

19 ***b1763/3.6* 614.** Page 477, line 12: after that line insert:

20 ***b1763/3.6*** “SECTION 1145m. 25.96 of the statutes is amended to read:

21 **25.96 Utility public benefits fund.** There is established a separate
22 nonlapsible trust fund designated as the utility public benefits fund, consisting of
23 deposits by the public service commission under s. 196.374 (3), public benefits fees

1 received under s. 16.957 (4) (a) and (5) (c) ~~and (d)~~ and contributions received under
2 s. 16.957 (2) (c) 4. and (d) 2.”

3 *b1519/2.125* **615.** Page 477, line 15: after that line insert:

4 *b1519/2.125* “SECTION 1147m. 26.11 (6) of the statutes is amended to read:
5 26.11 (6) The department, as the director of the effort, may suppress a forest
6 fire on lands located outside the boundaries of intensive or extensive forest fire
7 protection districts but not within the limits of any city or village if the town
8 responsible for suppressing fires within its boundaries spends more than \$3,000, as
9 determined by rates established by the department, on suppressing the forest fire
10 and if the town chairperson makes a request to the department for assistance.
11 Persons participating in the suppression efforts shall act at the direction of the
12 department after the department begins suppression efforts under this subsection.
13 Funds expended by the state under this subsection shall be drawn from the
14 appropriation under s. 20.370 (1) ~~(mu)~~ (3) (uu).”

15 *b1519/2.126* **616.** Page 477, line 21: after that line insert:

16 *b1519/2.126* “SECTION 1148g. 26.11 (7) (a) of the statutes, as affected by 2001
17 Wisconsin Act (this act), is amended to read:

18 26.11 (7) (a) Notwithstanding s. 20.001 (3) (c), if the sum of the unencumbered
19 balances in the appropriation accounts under s. 20.370 (1) (3) (cs) and ~~(mz)~~ (uz)
20 exceeds \$1,000,000 on June 30 of any fiscal year, the amount in excess of \$1,000,000
21 shall lapse from the appropriation account under s. 20.370 (1) (3) (cs) to the
22 conservation fund, except as provided in par. (b).

23 *b1519/2.126* SECTION 1148r. 26.11 (7) (b) of the statutes is amended to read:

1 26.11 (7) (b) Notwithstanding s. 20.001 (3) (c), if the amount in the
2 appropriation account under s. 20.370 (1) (3) (cs) is insufficient for the amount that
3 must lapse under par. (a), the remainder that is necessary for the lapse shall lapse
4 from the appropriation account under s. 20.370 (1) ~~(mz)~~ (3) (uz).”

5 ***b1519/2.127* 617.** Page 478, line 2: after that line insert:

6 ***b1519/2.127* “SECTION 1149c.** 26.30 (2) of the statutes is amended to read:

7 26.30 (2) POWERS. The department is vested with authority and jurisdiction in
8 all matters relating to the prevention, detection and control of forest pests on the
9 forest lands of the state, and to do all things necessary in the exercise of such
10 authority and jurisdiction, except that this shall not be construed to grant any
11 powers or authority to the department for the silvicultural control of forest pests on
12 any land. This section shall apply only to the detection and control of forest pests on
13 forest lands and does not affect the authority of the department of agriculture, trade
14 and consumer protection under chs. 93 and 94. The action of the department under
15 sub. (4) shall be coordinated with the department of agriculture, trade and consumer
16 protection in accordance with s. 20.901. The secretaries of ~~natural resources~~ fish,
17 wildlife, parks, and forestry and agriculture, trade and consumer protection shall
18 execute annually a memorandum of agreement to enable the coordination of pest
19 control work of their departments.

20 ***b1519/2.127* SECTION 1149g.** 26.37 (1) (intro.) of the statutes is amended to
21 read:

22 26.37 (1) (intro.) The department of ~~natural resources~~ fish, wildlife, parks, and
23 forestry and the department of commerce shall jointly develop a plan to establish a
24 lake states wood utilization consortium to provide research, development and

1 demonstration grants to enhance the forest products industry in Wisconsin and
2 other states. The plan shall do all of the following:

3 *b1519/2.127* SECTION 1149m. 26.37 (1) (b) of the statutes is amended to read:

4 26.37 (1) (b) Establish an implementation committee for the consortium.
5 Members of the committee may include one or more representatives from the
6 department of ~~natural resources~~ fish, wildlife, parks, and forestry, the department
7 of commerce and the forest products industry.

8 *b1519/2.127* SECTION 1149p. 26.37 (2) of the statutes is amended to read:

9 26.37 (2) The department of ~~natural resources~~ fish, wildlife, parks, and forestry
10 may not expend moneys from the appropriations under s. 20.370 (5) (ax) or (6) (bt),
11 1997 stats., unless the department of ~~natural resources~~ fish, wildlife, parks, and
12 forestry and the department of commerce first submit to the joint committee on
13 finance the plan required under sub. (1). If the cochairpersons of the joint committee
14 on finance do not notify the department of ~~natural resources~~ fish, wildlife, parks, and
15 forestry within 14 working days after the date of the departments' submittal of the
16 plan that the committee has scheduled a meeting to review the plan, the plan may
17 be implemented and moneys may be expended as proposed by the department of
18 ~~natural resources~~ fish, wildlife, parks, and forestry. If, within 14 days after the date
19 of the departments' submittal of the plan, the cochairpersons of the committee notify
20 the department of ~~natural resources~~ fish, wildlife, parks, and forestry that the
21 committee has scheduled a meeting to review the plan, moneys may be expended
22 only after the plan has been approved by the committee.”

23 *b1519/2.128* 618. Page 479, line 2: after that line insert:

1 ***b1519/2.128*** “SECTION 1149mb. 26.39 (2) to (4) of the statutes, as created by
2 2001 Wisconsin Act (this act), are amended to read:

3 26.39 (2) FORESTRY EDUCATION CURRICULUM; SCHOOLS. Using the moneys
4 appropriated under s. 20.370 (1) ~~(eu)~~ (3) (eu), the department, in cooperation with the
5 Center for Environmental Education in the College of Natural Resources at the
6 University of Wisconsin–Stevens Point, shall develop a forestry education
7 curriculum for grades kindergarten to 12.

8 (3) FORESTRY EDUCATION FOR THE PUBLIC. Using the moneys appropriated under
9 s. 20.370 (1) ~~(ev)~~ (3) (ev), the department shall develop a program to educate the
10 public on the value of sustainable forestry. The program shall include support for
11 educational efforts conducted by school districts at school forests or conducted by
12 other entities that provide education on the topic of sustainable forestry.

13 (4) FUNDING. (a) The department shall credit to the appropriation account
14 under s. 20.370 (1) (cu), 1999 stats., the moneys received as surcharges under s. 28.06
15 (2m) during fiscal year 2001–02, up to a total amount of \$300,000. The department
16 shall credit any balance over \$300,000 that remains from the moneys received as
17 such surcharges during fiscal year 2001–02 to the appropriation account under s.
18 20.370 (1) (cv), 1999 stats.

19 (b) For fiscal year 2002–03 and each fiscal year thereafter, the department shall
20 credit 50% of the moneys received as surcharges under s. 28.06 (2m) during the
21 applicable fiscal year to the appropriation account under s. 20.370 (1) ~~(eu)~~ (3) (eu) and
22 the remaining 50% to the appropriation account under s. 20.370 (1) ~~(ev)~~ (3) (ev).”

23 ***b1519/2.129* 619.** Page 480, line 22: after that line insert:

1 ***b1519/2.129*** “SECTION 1153Lg. 27.01 (11) (i) of the statutes is amended to
2 read:

3 27.01 (11) (i) *Cooperation with tourism.* The department of ~~natural resources~~
4 fish, wildlife, parks, and forestry and the department of tourism shall work jointly
5 to establish an automated campground reservation system.

6 ***b1519/2.129*** SECTION 1153Lm. 27.01 (12) of the statutes is amended to read:

7 27.01 (12) LEGAL COUNSEL. A representative of the department of justice
8 designated by the attorney general shall act as legal counsel for ~~said the~~ department
9 of ~~natural resources~~ fish, wildlife, parks, and forestry, both in proceedings and
10 litigation, and in giving advice and counsel. The respective district attorneys of the
11 county or counties where said park is or shall be located shall prosecute all violations
12 of this section occurring within their respective counties as provided in s. 26.18.

13 ***b1519/2.129*** SECTION 1153Lr. 27.011 of the statutes is amended to read:

14 **27.011 Copper Culture Mounds State Park.** The department of ~~natural~~
15 ~~resources~~ fish, wildlife, parks, and forestry shall accept a grant of lands in the city
16 of Oconto, Oconto County, and shall develop and maintain it as a state park to be
17 known as Copper Culture Mounds State Park.”

18 ***b1519/2.130* 620.** Page 481, line 5: after that line insert:

19 ***b1519/2.130*** “SECTION 1153mg. 27.016 (6) of the statutes is amended to
20 read:

21 27.016 (6) Annually, on or before January 1, the department shall review all
22 applications received under this section in the previous year and shall make the
23 grants that it approves from the appropriation under s. 20.370 (1)-(eq) (2) (es). If
24 insufficient funds are available to pay all approved grants, the board shall prorate

1 the available funds among the applicants in proportion to the approved grant
2 amounts.

3 *b1519/2.130* SECTION 1153n. 27.016 (7) of the statutes is amended to read:

4 27.016 (7) Beginning in fiscal year 1996–97 and for each fiscal year thereafter,
5 any moneys not encumbered or expended for grants under sub. (6) from the
6 appropriation under s. 20.370 (1) ~~(eq)~~ (2) (es) may be used by the department for the
7 operation and maintenance of the state parks, of the southern state forests and of
8 state recreation areas.

9 *b1519/2.130* SECTION 1153nr. 27.019 (12) of the statutes is amended to read:

10 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
11 agriculture, trade and consumer protection, the department of administration, the
12 department of ~~natural resources~~ fish, wildlife, parks, and forestry, and the
13 agricultural extension division of the University of Wisconsin shall cooperate with
14 the several county rural planning committees in carrying out this section.

15 *b1519/2.130* SECTION 1153nw. 28.005 of the statutes is amended to read:

16 28.005 Definition. “Department” when used in this chapter without other
17 words of description or qualification means the department of ~~natural resources~~ fish,
18 wildlife, parks, and forestry.”

19 *b1617/1.1* 621. Page 481, line 8: delete the material beginning with “As”
20 and ending with “health.” on line 16.

21 *b1519/2.131* 622. Page 481, line 16: after that line insert:

22 *b1519/2.131* SECTION 1153pm. 28.035 (3) of the statutes is amended to
23 read:

1 28.035 (3) CAMP AMERICAN LEGION. (a) The written lease entered into between
2 the Wisconsin state department of the American Legion and the department of
3 natural resources dated June 15, 1944, which leases Camp American Legion for a
4 period of 10 years commencing June 1, 1944, shall continue in full force for an
5 additional 10 years, and may be renewed with the department of fish, wildlife, parks,
6 and forestry for additional 10-year periods thereafter, notwithstanding the
7 expiration of the term expressed therein, so long as the Wisconsin state department
8 of the American Legion or any of the American Legion posts organized under s.
9 188.08 maintains on such property structures which were constructed prior to May
10 31, 1956, at the expense of the Wisconsin state department of the American Legion
11 or any such post, for the purpose of the rehabilitation, restoration or recreation of
12 veterans and their dependents of the Spanish–American war, the Philippine
13 insurrection, the Mexican border service, World Wars I and II, the Korean conflict,
14 the Vietnam war and Grenada, Lebanon, Panama, Somalia or a Middle East crisis
15 under s. 45.34.

16 (b) The ownership of all of the buildings and equipment of the camp shall revert
17 to the state upon the discontinuance of the use thereof for such purposes. On or
18 before January 15 of each year the department of the American Legion shall file with
19 the governor, the department of veterans affairs and the department of ~~natural~~
20 ~~resources~~ fish, wildlife, parks, and forestry a written report of the operations and the
21 financial status of the camp.”.

22 ***b1674/1.2* 623.** Page 481, line 16: after that line insert:

23 ***b1674/1.2* “SECTION 1153pm.** 28.045 of the statutes is created to read:

1 **28.045 Willow flowage forester.** (1) The department shall assign at least
2 one full-time equivalent forester position to perform all of the following functions:

3 1. Manage the Willow flowage forest.

4 2. Provide advice to members of the public on the techniques used to manage
5 the Willow flowage forest.

6 3. Provide advice to members of the public on how the techniques used to
7 manage the Willow flowage forest may be used to promote sound forest management
8 on state forest land.

9 (2) The forester assigned under this subsection shall be an employee of the
10 department who has received a bachelor's or higher degree from a school of forestry
11 with a curriculum accredited by the Society of American Foresters in the
12 management of forest resources.”

13 ***b1519/2.132* 624.** Page 482, line 17: after that line insert:

14 ***b1519/2.132*** “SECTION 1153t. 28.11 (12) of the statutes is amended to read:

15 28.11 (12) ENFORCEMENT. If at any time it appears to the department that the
16 lands are not being managed in accordance with this section it shall so advise the
17 county forestry committee and the county clerk. If the condition persists the
18 department may ~~proceed against the persons responsible for such noncompliance~~
19 under s. 30.03 (4) order a hearing under ch. 227 concerning the noncompliance, and
20 may request the hearing examiner to issue an order directing the responsible parties
21 to perform or refrain from performing acts in order to remedy the noncompliance.
22 If any person fails or neglects to obey an order, the department may request the
23 attorney general to institute proceedings for the enforcement of the department's
24 order in the name of the state. The proceedings shall be brought in the manner and

1 with the effect of proceedings under s. 111.07 (7). No penalty may be imposed for
2 violation of a hearing examiner's order under this subsection, but violation of a
3 judgment enforcing the order may be punished in civil contempt proceedings.

4 *b1519/2.132* SECTION 1156c. 29.024 (2g) (am) of the statutes is amended to
5 read:

6 29.024 (2g) (am) *Social security numbers exceptions.* If an applicant who is an
7 individual does not have a social security number, the applicant, as a condition of
8 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall
9 submit a statement made or subscribed under oath or affirmation to the department
10 that the applicant does not have a social security number. The form of the statement
11 shall be prescribed by the department of workforce development. An approval issued
12 by the department of ~~natural resources~~ fish, wildlife, parks, and forestry in reliance
13 on a false statement submitted by an applicant under this paragraph is invalid.

14 *b1519/2.132* SECTION 1156g. 29.024 (2g) (c) of the statutes is amended to
15 read:

16 29.024 (2g) (c) *Disclosure of social security numbers.* The department of
17 ~~natural resources~~ fish, wildlife, parks, and forestry may not disclose any social
18 security numbers received under par. (a) to any person except to the department of
19 workforce development for the sole purpose of administering s. 49.22.

20 *b1519/2.132* SECTION 1156m. 29.024 (2r) (am) of the statutes is amended to
21 read:

22 29.024 (2r) (am) *Social security and identification numbers exceptions.* If an
23 applicant who is an individual does not have a social security number, the applicant,
24 as a condition of applying for, or applying to renew, any of the approvals specified in
25 par. (a) 1. to 21., shall submit a statement made or subscribed under oath or

1 affirmation to the department that the applicant does not have a social security
2 number. The form of the statement shall be prescribed by the department of
3 workforce development. An approval issued by the department of ~~natural resources~~
4 fish, wildlife, parks, and forestry in reliance on a false statement submitted by an
5 applicant under this paragraph is invalid.

6 *b1519/2.132* **SECTION 1156r.** 29.024 (2r) (c) of the statutes is amended to
7 read:

8 29.024 (2r) (c) *Disclosure of numbers.* The department of ~~natural resources~~
9 fish, wildlife, parks, and forestry may not disclose any information received under
10 par. (a) to any person except to the department of revenue for the sole purpose of
11 making certifications required under s. 73.0301.”.

12 *b1519/2.133* **625.** Page 482, line 25: after that line insert:

13 *b1519/2.133* **SECTION 1158mb.** 29.032 of the statutes, as created by 2001
14 Wisconsin Act ... (this act), is amended to read:

15 **29.032 Internet bidding process.** The department of ~~natural resources~~ fish,
16 wildlife, parks, and forestry shall post its specifications for the operation of a
17 statewide automated system for issuing approvals on an Internet site maintained by
18 the department of agriculture, trade and consumer protection. The department of
19 ~~natural resources~~ fish, wildlife, parks, and forestry shall ensure that the Internet
20 site provides a means by which contractors may electronically post bids to provide
21 the statewide automated system and by which contractors may view the bids posted
22 by other contractors.”.

23 *b1519/2.134* **626.** Page 483, line 20: after that line insert:

24 *b1519/2.134* **SECTION 1160m.** 29.043 (4) of the statutes is amended to read:

1 29.043 (4) If any other state confers upon the officers of this state reciprocal
2 powers, the department may appoint persons who are charged with enforcing the
3 laws of the other state relating to wild animals to act as conservation wardens of this
4 state, but without compensation from this state.”.

5 ***b1619/1.1* 627.** Page 483, line 21: delete the material beginning with that
6 line and ending with page 484, line 2.

7 ***b1519/2.135* 628.** Page 484, line 2: after that line insert:

8 ***b1519/2.135*** “SECTION 1161r. 29.083 (2) (b) of the statutes is amended to
9 read:

10 29.083 (2) (b) No person may knowingly fail to obey the order of a conservation
11 warden or other law enforcement officer to desist from conduct in violation of par. (a)
12 if the order is based on any of the following:

13 1. The conservation warden or other law enforcement officer personally
14 observed such conduct by the person.

15 2. The conservation warden or other law enforcement officer has reasonable
16 grounds to believe that the person has engaged in such conduct that day or that the
17 person intends to engage in such conduct that day.

18 ***b1519/2.135* SECTION 1161t.** 29.083 (3) of the statutes is amended to read:

19 29.083 (3) EXEMPTIONS. This section does not apply to actions under sub. (2) (a)
20 1. to 5. performed by conservation wardens and other law enforcement officers if the
21 actions are authorized by law and are necessary for the performance of their official
22 duties.”.

23 ***b1656/1.2* 629.** Page 484, line 2: after that line insert:

24 ***b1656/1.2*** “SECTION 1161t. 29.053 (6) of the statutes is created to read:

1 29.053 (6) Any season established by the department for the hunting of deer
2 with firearms that starts in the month of November shall begin on the Saturday
3 immediately preceding the Thanksgiving holiday and shall be for a period of 16
4 days.”.

5 ***b1660/1.1* 630.** Page 484, line 2: after that line insert:

6 ***b1660/1.1* “SECTION 1161r.** 29.053 (5) of the statutes is created to read:

7 29.053 (5) The department shall establish an annual deer hunting season for
8 the hunting of antlerless deer with firearms. The season shall begin each year on
9 the Thursday that falls on October 22, or that is nearest to October 22, and shall be
10 4 days long. The department may establish additional deer hunting seasons for the
11 hunting of antlerless deer with firearms, but may not establish any such season to
12 begin or end in the month of December.”.

13 ***b1677/2.1* 631.** Page 484, line 2: after that line insert:

14 ***b1677/2.1* “SECTION 1162d.** 29.089 (title) of the statutes is amended to read:

15 **29.089 (title) Hunting and fishing on land in state parks and state fish**
16 **hatcheries.**

17 ***b1677/2.1* SECTION 1162h.** 29.089 (1) of the statutes is amended to read:

18 29.089 (1) Except as provided in sub. subs. (3) and (4), no person may hunt or
19 trap on land located in state parks or state fish hatcheries.

20 ***b1677/2.1* SECTION 1162p.** 29.089 (2) of the statutes is amended to read:

21 29.089 (2) Except as provided in sub. subs. (3) and (4), no person may have in
22 his or her possession or under his or her control a firearm on land located in state
23 parks or state fish hatcheries unless the firearm is unloaded and enclosed within a
24 carrying case.

1 ***b1677/2.1* SECTION 1162t.** 29.089 (3) of the statutes is amended to read:

2 29.089 (3) A person may hunt deer, wild turkeys or small game in a state park,
3 or in a portion of a state park, if the state park is open for the purpose of hunting
4 under sub. (4) or if the department has authorized by rule the hunting of that type
5 of game in the state park, or in the portion of the state park, and if the person holds
6 the approvals required under this chapter for hunting that type of game.

7 ***b1677/2.1* SECTION 1162w.** 29.089 (4) of the statutes is created to read:

8 29.089 (4) All land located in a state park shall be open for the purpose of
9 hunting or fishing during the appropriate open season to the maximum extent
10 possible if the state park in which the land is located has received any funding from
11 the fish and wildlife account of the conservation fund at any time during the
12 preceding 10 years.”.

13 ***b1658/1.1* 632.** Page 484, line 12: delete lines 12 to 22 and substitute:

14 “2. For purposes of subd. 1., the southern portion of the state consists of the area
15 that lies southward of a line beginning at the Menominee River where CTH “JJ” in
16 Marinette County intersects the Menominee River that then runs westward along
17 CTH “JJ” until it intersects STH 180, that then runs westward along STH 180 until
18 it intersects USH 141, that then runs southward on USH 141 until it intersects STH
19 64, that then runs westward on STH 64 until it intersects STH 27, that then runs
20 northward along STH 27 until it intersects USH 8, and that then runs westward on
21 USH 8 until it reaches the Mississippi River.”.

22 ***b1519/2.136* 633.** Page 485, line 9: after that line insert:

23 ***b1519/2.136* “SECTION 1169d.** 29.219 (3) (c) of the statutes is amended to
24 read:

1 29.219 (3) (c) *Use of fees.* The department shall deposit receipts from the sale
2 of resident 2-day sports fishing licenses under this subsection ~~in~~ into the
3 conservation fund. The department shall credit 50% of these receipts to the
4 appropriation under s. 20.370 (4) (1) (ku).

5 ***b1519/2.136* SECTION 1169g.** 29.228 (7) (c) of the statutes is amended to read:

6 29.228 (7) (c) *Use of fees.* The department shall deposit receipts from the sale
7 of nonresident 2-day sports fishing licenses under this subsection ~~in~~ into the
8 conservation fund. The department shall credit 50% of these receipts to the
9 appropriation under s. 20.370 (4) (1) (ku).

10 ***b1519/2.136* SECTION 1169L.** 29.229 (5r) of the statutes is amended to read:

11 29.229 (5r) **FEES TO THE DEPARTMENT.** The department may require that the
12 band remit all of the fees collected under sub. (3) (a) to the department. If the
13 department so requires, all of these fees shall be deposited in the conservation fund
14 and credited to the appropriation account under s. 20.370 (9) (1) (hs).

15 ***b1519/2.136* SECTION 1169n.** 29.2295 (4) (c) of the statutes is amended to
16 read:

17 29.2295 (4) (c) 1. The department shall make the payments under this
18 subsection from the appropriation under s. 20.370 (9) ~~(hk)~~ (1) (hg).

19 2. If the amount appropriated under s. 20.370 (9) ~~(hk)~~ (1) (hg) is insufficient to
20 make all of the payments under this subsection, the department shall make the
21 remaining payments from the appropriation under s. 20.370 (9) ~~(ht)~~ (1) (hv).”

22 ***b1611/1.1* 634.** Page 486, line 18: delete the material beginning with that
23 line and ending with page 487, line 18.

24 ***b1519/2.137* 635.** Page 488, line 7: after that line insert:

1 ***b1519/2.137*** “SECTION 1172c. 29.347 (1) (a) of the statutes is amended to
2 read:

3 29.347 (1) (a) “Law enforcement officer” means a conservation warden or any
4 other law enforcement officer authorized by the department to issue tags for car kill
5 deer.”.

6 ***b1519/2.138* 636.** Page 488, line 17: after that line insert:

7 ***b1519/2.138*** “SECTION 1184c. 29.424 (2) (b) of the statutes is amended to
8 read:

9 29.424 (2) (b) The department of agriculture, trade and consumer protection
10 has requested that the department of ~~natural resources~~ fish, wildlife, parks, and
11 forestry remove the fish to address a problem affecting fish health.

12 ***b1519/2.138*** SECTION 1184e. 29.503 (6) (b) (intro.) of the statutes is amended
13 to read:

14 29.503 (6) (b) (intro.) *Inspection authority; entry; inspection.* For the purpose
15 of enforcing this subsection, a conservation warden or a representative of the
16 department, upon presentation of his or her credentials to a wholesale fish dealer,
17 a person operating a vehicle or boat for a wholesale fish dealer or an employee or
18 person acting on behalf of a wholesale fish dealer, is authorized during any time
19 when business is being conducted on the premises:

20 ***b1519/2.138*** SECTION 1184g. 29.506 (7) (a) (intro.) of the statutes is amended
21 to read:

22 29.506 (7) (a) *Departmental authority; limitations.* (intro.) A conservation
23 warden may enter a taxidermist’s place of business for inspection purposes as
24 provided under par. (b) only:

1 ***b1519/2.138* SECTION 1184j.** 29.506 (7) (b) of the statutes is amended to read:

2 29.506 (7) (b) *Items subject to inspection.* All records required under subs. (5)

3 (b) and (6) or related to the taxidermist's business are subject to departmental

4 inspection as provided under par. (a). A taxidermist or an employee or agent of the

5 taxidermist shall cooperate with and exhibit items subject to inspection to a

6 conservation warden or any other agent of the department.

7 ***b1519/2.138* SECTION 1184m.** 29.519 (4) (b) of the statutes is amended to
8 read:

9 29.519 (4) (b) Each member of a crew engaged in the setting, lifting or pulling
10 of nets or other devices set under authority of a commercial fishing license shall carry

11 the crew license on his or her person while so engaged and upon demand of any

12 conservation warden shall exhibit the license. Persons using minnow seines and dip

13 nets used for taking smelt and minnows are exempt from this subsection.

14 ***b1519/2.138* SECTION 1184n.** 29.519 (4) (c) of the statutes is amended to
15 read:

16 29.519 (4) (c) In case of illness or unavailability for good cause of a licensed crew
17 member, an unlicensed person may work on a commercial fishing operation for a

18 period not to exceed 48 hours under a temporary crew identification card, after which

19 time he or she must obtain a crew license to engage in commercial fishing operations.

20 Temporary crew identification cards shall be issued by the department to commercial

21 fishing licensees for use as provided in this paragraph. Prior to use, the commercial

22 licensee shall indicate on the temporary crew identification card the license number

23 and name of the commercial fisher for whom the crew member will be working, the

24 time and date the crew member commences work under the card and the crew

25 member's name, address, description and his or her signature. The card shall be

1 presented, upon request, to a conservation warden and must be in the possession of
2 the crew member at all times while engaged in commercial fishing operations. The
3 commercial fisher issuing the temporary crew identification card to an unlicensed
4 person shall submit the card to the department with the commercial catch report
5 submitted for the period in which work conducted under the card was performed.

6 ***b1519/2.138* SECTION 1184p.** 29.519 (6) (intro.) of the statutes is amended
7 to read:

8 29.519 (6) INSPECTION. (intro.) For purposes of enforcement of this section,
9 conservation wardens or department employees duly authorized and designated by
10 the secretary, upon presenting appropriate credentials to the licensee or agent in
11 charge, are authorized:

12 ***b1519/2.138* SECTION 1184r.** 29.537 (6) (a) (intro.) of the statutes is amended
13 to read:

14 29.537 (6) (a) (intro.) Except as provided in par. (d), for purposes of enforcement
15 of this section, conservation wardens or department employees authorized and
16 designated by the secretary, upon presenting appropriate credentials to the licensee
17 or agent in charge, are authorized to do all of the following:

18 ***b1519/2.138* SECTION 1184t.** 29.556 (3) of the statutes is amended to read:

19 29.556 (3) Any fees collected under this section by the department shall be
20 credited to the appropriation account under s. 20.370 (9) ~~(hu)~~ (1) (hw).”.

21 ***b1659/1.1* 637.** Page 488, line 17: after that line insert:

22 ***b1659/1.1* “SECTION 1184m.** 29.519 (2) (e) of the statutes is created to read:

23 29.519 (2) (e) *Retention of licenses.* 1. A commercial fishing licensee who is
24 authorized under the license to conduct commercial fishing operations in the waters

1 of Green Bay may retain the license without conducting any commercial fishing
2 operations as authorized under the license for one period of up to 7 consecutive years.
3 During this period, the commercial fishing licensee may not be required to transfer
4 the license, may not be required to invest in any fishing gear or equipment, and is
5 exempt from paying the applicable fees for the license under s. 29.563.

6 2. A commercial fishing licensee who conducts commercial fishing operations
7 as authorized under the license in the waters of Green Bay may choose for one period
8 of up to 7 consecutive years to be exempt from any minimum requirement on the
9 amount of fish harvested that is established by the department and that applies to
10 the licensee.”.

11 *b1519/2.139* **638.** Page 488, line 20: after that line insert:

12 *b1519/2.139* “SECTION 1195m. 29.564 (2) of the statutes is amended to read:
13 29.564 (2) All moneys collected under sub. (1) shall be deposited into the
14 account under s. 20.370 (~~3~~) (1) (is).”.

15 *b1519/2.140* **639.** Page 490, line 5: after that line insert:

16 *b1519/2.140* “SECTION 1199g. 29.601 (3) (b) of the statutes is amended to
17 read:

18 29.601 (3) (b) Paragraph (a) does not apply to authorized drainage and sewage
19 from municipalities and industrial or other wastes discharged from mines or
20 commercial or industrial or ore processing plants or operations, through treatment
21 and disposal facilities installed and operated in accordance with plans submitted to
22 and approved by the department of environmental management under chs. 281, 285
23 or 289 to 299, except s. 281.48, or in compliance with orders of the department of

1 environmental management. Any order is subject to modification by subsequent
2 orders.

3 ***b1519/2.140* SECTION 1199m.** 29.601 (4) of the statutes is amended to read:

4 29.601 (4) USE OF PESTICIDES. The department of ~~natural resources~~ fish,
5 wildlife, parks, and forestry, after public hearing, may promulgate rules governing
6 the use of any pesticide which it finds is a serious hazard to wild animals other than
7 those it is intended to control, and the making of reports about the pesticide. In
8 promulgating the rules, the department to the extent relevant shall consider the
9 need for pesticides to protect the well-being of the general public. "Pesticide" has the
10 meaning given in s. 94.67.

11 ***b1519/2.140* SECTION 1199r.** 29.601 (5) (b) 2. of the statutes is amended to
12 read:

13 29.601 (5) (b) 2. This section does not apply to toxicants placed in the waters
14 of a preexisting fish rearing facility that is an artificial body of water if the toxicants
15 are necessary to the operation of the fish farm and the department of environmental
16 management has issued a permit under s. 283.31 for the preexisting fish rearing
17 facility.”.

18 ***b1678/2.3* 640.** Page 490, line 5: after that line insert:

19 ***b1678/2.3* “SECTION 1197hm.** 29.591 (3) of the statutes is amended to read:

20 29.591 (3) INSTRUCTION FEE. The department ~~shall establish by rule the~~ may
21 not charge a fee for the course of instruction under the hunter education program and
22 the bow hunter education program. ~~The instructor shall collect this instruction fee~~
23 ~~from each person who receives instruction under the hunter education program and~~
24 ~~the bow hunter education program and remit the fee to the department. The~~

1 ~~department may determine the portion of this fee, which may not exceed 50%, that~~
2 ~~the instructor may retain to defray expenses incurred by the instructor in conducting~~
3 ~~the course. The instructor shall remit the remainder of the fee or, if nothing is~~
4 ~~retained, the entire fee to the department may reimburse instructors for allowable~~
5 ~~costs, as determined by the department, up to \$5 for each person who receives~~
6 ~~instruction from that instructor.”.~~

7 *b1519/2.141* **641.** Page 490, line 10: after that line insert:

8 *b1519/2.141* “SECTION 1200b. 29.604 (2) (am) of the statutes, as affected by
9 2001 Wisconsin Act (this act), is amended to read:

10 29.604 (2) (am) “State agency” means a board, commission, committee,
11 department or office in the state government or the Fox River Navigational System
12 Authority. “State agency” does not include the department of ~~natural resources~~ fish,
13 wildlife, parks, and forestry or the office of the governor.

14 *b1519/2.141* SECTION 1200g. 29.604 (6r) (c) of the statutes is amended to
15 read:

16 29.604 (6r) (c) The department shall notify the state agency if the department
17 determines that there is reasonable cause for the department to determine that an
18 activity by the state agency is not being carried out in compliance with this
19 subsection or with any environmental protection requirements developed through
20 interagency consultation procedures. If the secretary of ~~natural resources~~ fish,
21 wildlife, parks, and forestry and the head, as defined in s. 15.01 (8), of the state
22 agency are unable to agree upon methods or time schedules to be used to correct the
23 alleged noncompliance, the department may bring any action or initiate any other
24 proceedings to enforce compliance with this subsection.

1 ***b1519/2.141* SECTION 1201m.** 29.705 (4) (b) of the statutes is amended to
2 read:

3 29.705 (4) (b) Paragraph (a) does not authorize the department of natural
4 resources fish, wildlife, parks, and forestry to remove fish or fish eggs from a
5 self-contained fish rearing facility or from a preexisting fish rearing facility that is
6 an artificial body of water unless the department of agriculture, trade and consumer
7 protection has requested that the department of natural resources fish, wildlife,
8 parks, and forestry remove the fish or fish eggs to address a problem affecting fish
9 health.”.

10 ***b1661/1.1* 642.** Page 490, line 17: after that line insert:

11 ***b1661/1.1* “SECTION 1225m.** 29.89 (1) (intro.) and (a) of the statutes are
12 consolidated, renumbered 29.89 (1) and amended to read:

13 29.89 (1) DEFINITIONS. In this section, (a) ~~“Charitable~~ “charitable
14 organization” means a nonprofit corporation, charitable trust or other nonprofit
15 association that is described in section 501 (c) (3) of the Internal Revenue Code and
16 that is exempt from taxation under section 501 (a) of the Internal Revenue Code.

17 ***b1661/1.1* SECTION 1225r.** 29.89 (1) (b) of the statutes is repealed.”.

18 ***b1661/1.2* 643.** Page 490, line 24: after that line insert:

19 ***b1661/1.2* “SECTION 1228b.** 29.89 (3) (c) of the statutes is repealed.”.

20 ***b1519/2.142* 644.** Page 491, line 19: after that line insert:

21 ***b1519/2.142* “SECTION 1235b.** 29.921 (7) of the statutes is amended to read:

22 29.921 (7) DOGS INJURING WILDLIFE. A conservation warden may kill a dog found
23 running, injuring, causing injury to, or killing, any deer, other than farm-raised

1 deer, or destroying game birds, their eggs or nests, if immediate action is necessary
2 to protect the deer or game birds, their nests or eggs, from injury or death.

3 *b1519/2.142* SECTION 1235m. 29.924 (2) of the statutes is amended to read:

4 29.924 (2) DRIVING WITHOUT HEADLIGHTS. In the performance of their law
5 enforcement duties, conservation wardens may operate motor vehicles owned or
6 leased by the department upon a highway, other than an interstate, a state trunk
7 highway or any highway within the limits of any incorporated area, during hours of
8 darkness without lighted headlamps, tail lamps or clearance lamps, contrary to s.
9 347.06, if the driving will aid in the accomplishment of a lawful arrest for violation
10 of this chapter or in ascertaining whether a violation of this chapter has been or is
11 about to be committed. Any civil action or proceeding brought against any
12 conservation warden operating a motor vehicle under this subsection is subject to ss.
13 893.82 and 895.46.

14 *b1519/2.142* SECTION 1236g. 29.931 (2) (a) of the statutes is amended to
15 read:

16 29.931 (2) (a) The department and its conservation wardens shall scize and
17 hold, subject to the order of the court for the county in which the alleged offense was
18 committed, any vehicle, boat or object declared by this chapter to be a public
19 nuisance, or which they have probable cause to believe is being used in violation of
20 this chapter or s. 167.31, ~~287.81~~, 940.24, 941.20, 948.60, 948.605 or 948.61 or is being
21 used in the commission of a crime relating to a submerged cultural resource in
22 violation of s. 44.47. If it is proven that the vehicle, boat or object is a public nuisance
23 or that within 6 months previous to the seizure the vehicle, boat or object was used
24 in violation of this chapter or s. 167.31, ~~287.81~~, 940.24, 941.20, 948.60, 948.605 or
25 948.61 or was used in the commission of a crime relating to a submerged cultural

1 resource in violation of s. 44.47, it shall be confiscated if the court directs in its order
2 for judgment.

3 *b1519/2.142* SECTION 1237g. 29.944 of the statutes is amended to read:

4 **29.944 Exemption from liability.** Members of the natural resources fish,
5 wildlife, parks, and forestry board, and each conservation warden, in the
6 performance of official duties, are exempt from liability to any person for acts done
7 or permitted or property destroyed by authority of law. No taxable costs or attorney
8 fees shall be allowed to either party in an action against a member of the ~~natural~~
9 ~~resources~~ fish, wildlife, parks, and forestry board or a conservation warden.

10 *b1519/2.142* SECTION 1237m. 29.951 of the statutes is amended to read:

11 **29.951 Resisting a conservation warden.** Any person who assaults or
12 otherwise resists or obstructs any conservation warden in the performance of duty
13 shall be subject to the penalty specified in s. 939.51 (3) (a).

14 *b1519/2.142* SECTION 1237r. 29.954 of the statutes is amended to read:

15 **29.954 False impersonation of conservation warden.** Any person who
16 falsely represents himself or herself to be a conservation warden or who assumes to
17 act as a conservation warden without having been first duly appointed shall be
18 subject to the penalty specified in s. 939.51 (3) (a).”.

19 *b1488/3.1* **645.** Page 492, line 2: after that line insert:

20 *b1488/3.1* “SECTION 1240g. 30.10 (4) (d) of the statutes is renumbered 30.10
21 (4) (d) 2. and amended to read:

22 30.10 (4) (d) 2. A drainage district drain located in the Duck Creek Drainage
23 District and operated by the board for that district or any other drainage district
24 drain that is used primarily for agricultural purposes is not navigable unless it is

1 shown, by means of a U.S. geological survey map or other similarly reliable scientific
2 evidence, that the drain was a navigable stream before it became a drainage district
3 drain.

4 *b1488/3.1* **SECTION 1240r.** 30.10 (4) (d) 1. of the statutes is created to read:

5 30.10 (4) (d) 1. In this paragraph, “agricultural purposes” has the meaning
6 given in s. 29.181 (1b) (a).”

7 *b1519/2.143* **646.** Page 492, line 2: after that line insert:

8 *b1519/2.143* “**SECTION 1245g.** 29.987 (2) of the statutes is amended to read:

9 29.987 (2) **USE OF NATURAL RESOURCES ASSESSMENT FUNDS.** All moneys collected
10 from natural resources assessments shall be credited to the appropriation under s.
11 20.370 (3) ~~(mu)~~ (1) (pu).

12 *b1519/2.143* **SECTION 1245r.** 29.989 (2) of the statutes is amended to read:

13 29.989 (2) **USE OF NATURAL RESOURCES RESTITUTION PAYMENT FUNDS.** All moneys
14 collected from natural resources restitution payments shall be appropriated for use
15 under s. 20.370 (3) ~~(mu)~~ (1) (pu).

16 *b1519/2.143* **SECTION 1246c.** 30.01 (title) of the statutes is amended to read:

17 **30.01 (title) Definitions for chapter.**

18 *b1519/2.143* **SECTION 1246f.** 30.01 (1j) of the statutes is repealed.

19 *b1519/2.143* **SECTION 1246h.** 30.01 (6) of the statutes is repealed.

20 *b1519/2.143* **SECTION 1246j.** 30.015 of the statutes is created to read:

21 **30.015 Definitions for subchapters I to III. (1)** In subchs. I to III:

22 (a) “Department” means the department of environmental management.

23 (b) “Secretary” means the secretary of environmental management.

24 *b1519/2.143* **SECTION 1246m.** 30.02 (1) of the statutes is amended to read:

1 30.02 (1) In any proceeding under ~~this chapter where~~ subchs. I to III in which
2 public notice is required, the department shall follow the procedures in subs. (3) and
3 (4).

4 ***b1519/2.143* SECTION 1246p.** 30.02 (2) of the statutes is amended to read:

5 30.02 (2) In any proceeding under ~~this chapter where~~ subchs. I to III in which
6 public notice is not required, the department shall follow the procedures in subs. (3)
7 and (4) if it determines that substantial interests of any party may be adversely
8 affected by the proceeding.

9 ***b1519/2.143* SECTION 1246r.** 30.03 (2) of the statutes is amended to read:

10 30.03 (2) The district attorney of the appropriate county or, at the request of
11 the department of environmental management, the attorney general shall institute
12 proceedings to recover any forfeiture imposed or to abate any nuisance committed
13 under ~~this chapter~~ subchs. I to III or ch. 31. The district attorney or, at the request
14 of the department of fish, wildlife, parks, and forestry, the attorney general shall
15 institute proceedings to recover any forfeiture imposed or to abate any nuisance
16 committed under subchs. IV or V.”

17 ***b1654/1.1* 647.** Page 492, line 2: after that line insert:

18 ***b1654/1.1* “SECTION 1245g.** 30.015 of the statutes is created to read:

19 **30.015 Time limits for issuing permit determinations.** In issuing permits
20 under this chapter, the department shall initially determine whether a complete
21 application for the permit has been submitted and, no later than 30 days after the
22 application is submitted, notify the applicant in writing about the initial
23 determination of completeness. If the department determines that the application
24 is incomplete, the notice shall state the reason for the determination and the specific

1 items of information necessary to make the application complete. An applicant may
2 supplement and resubmit an application that the department has determined to be
3 incomplete. There is no limit on the number of times that an applicant may resubmit
4 an application that the department has determined to be incomplete under this
5 section. The department may not demand items of information that are not specified
6 in the notice as a condition for determining whether the application is complete
7 unless both the department and the applicant agree or unless the applicant makes
8 material additions or alterations to the project for which the application has been
9 submitted.

10 ***b1654/1.1* SECTION 1245p.** 30.02 (3) of the statutes is amended to read:

11 30.02 (3) Upon receipt of a complete permit application or a request for a
12 determination under s. 236.16 (3) (d), the department shall either schedule a public
13 hearing to be held within 30 days after receipt of the application or request or provide
14 notice stating that it will proceed on the application or request without a public
15 hearing if, within 30 days after the publication of the notice, no substantive written
16 objection to issuance of the permit is received or no request for a hearing concerning
17 the determination under s. 236.16 (3) (d) is received. The notice shall be provided
18 to the clerk of each municipality in which the project is located and to any other
19 person required by law to receive notice. The department may provide notice to other
20 persons as it deems appropriate. The department shall provide a copy of the notice
21 to the applicant, who shall publish it as a class 1 notice under ch. 985 in a newspaper
22 designated by the department that is likely to give notice in the area affected. The
23 applicant shall file proof of publication with the department.

24 ***b1654/1.1* SECTION 1245r.** 30.02 (4) (a) of the statutes is amended to read:

1 30.02 (4) (a) If a public hearing is ordered, the division of hearings and appeals
2 shall mail a written notice at least 10 days before the hearing to each person given
3 notice under sub. (3) and in the case of an application for a permit, to any person who
4 submitted a substantive written objection to issuance of the permit. The public
5 hearing shall be conducted within 30 days after the hearing is ordered.

6 ***b1654/1.1* SECTION 1245s.** 30.02 (4) (b) of the statutes is amended to read:

7 30.02 (4) (b) The applicant shall publish a class 1 notice under ch. 985 of the
8 public hearing in a newspaper designated by the department that is likely to give
9 notice in the area affected. The applicant shall file proof of publication under this
10 paragraph with the hearing examiner at or prior to the hearing.”.

11 ***b1662/1.1* 648.** Page 492, line 2: after that line insert:

12 ***b1662/1.1* “SECTION 1245m.** 30.025 (4) of the statutes is amended to read:

13 30.025 (4) The permit may be issued upon stated conditions deemed necessary
14 to assure compliance with the criteria designated under sub. (3). The For a large
15 electric generating facility, as defined in s. 196.491 (1)(g), the department shall grant
16 or deny the application within the time limit applicable under s. 196.491 (3) (a) 3. b.”.

17 ***b1672/1.1* 649.** Page 492, line 2: after that line insert:

18 ***b1672/1.1* “SECTION 1247d.** 30.12 (2m) of the statutes is created to read:

19 30.12 (2m) PIERS AND BOAT SHELTERS EXEMPT FROM ENFORCEMENT ACTION. A pier
20 or boat shelter that was in place on January 1, 2001, or that was seasonally placed
21 in the same location in each of the years beginning with 1996 and ending with 2000,
22 is exempt from any enforcement action by the department under this section that
23 requires a riparian owner to repair, renovate, modify, or remove the pier or boat

1 shelter, unless the riparian owner reconstructs or materially alters the pier or boat
2 shelter after January 1, 2001.”.

3 *b1737/2.2* **650.** Page 492, line 2: after that line insert:

4 *b1737/2.2* **SECTION 1240b.** 30.01 (6c) of the statutes is created to read:

5 30.01 (6c) “Supporting affidavit” means a sworn affidavit that specifies the
6 underlying arguments in support of a substantive written objection and that attests
7 that the person making the substantive written objection will appear, present
8 testimony, and produce any relevant witnesses in support of the substantive written
9 objection in a contested case hearing.

10 *b1737/2.2* **SECTION 1240c.** 30.02 (5) of the statutes is created to read:

11 30.02 (5) If the department schedules or orders a hearing under this section
12 on this issuance of a permit, the applicant for the permit may bring an action in
13 circuit court, in lieu of the hearing, asking that the court order the department to
14 issue the permit.”.

15 *b1488/3.2* **651.** Page 494, line 8: after that line insert:

16 *b1488/3.2* **SECTION 1248c.** 30.12 (4m) (title) of the statutes is amended to
17 read:

18 30.12 (4m) (title) ~~DUCK CREEK DRAINAGE DISTRICT~~ CERTAIN DRAINAGE DISTRICT
19 STRUCTURES AND DEPOSITS.

20 *b1488/3.2* **SECTION 1248g.** 30.12 (4m) (intro.) of the statutes is renumbered
21 30.12 (4m) (a) (intro.) and amended to read:

22 30.12 (4m) (a) (intro.) Subsection (1) does not apply to a qualifying structure
23 or deposit that the drainage board for the Duck Creek Drainage District places in a