

1 of health and family services; the department of ~~natural resources~~ fish, wildlife,  
2 parks, and forestry; the department of environmental management; the department  
3 of public instruction; the department of regulation and licensing; the department of  
4 workforce development; the office of the commissioner of insurance; or the  
5 department of transportation.”.

6 \*b1855/2.11\* **1250.** Page 836, line 24: after that line insert:

7 \*b1855/2.11\* “SECTION 2205n. 73.03 (57) of the statutes is created to read:

8 73.03 (57) (1y) To work with the department of natural resources and with the  
9 Gathering Waters Conservancy to prepare a report, no later than the first day of the  
10 60th month beginning after the effective date of this subsection .... [revisor inserts  
11 date], on the effectiveness of the conservation land, conservation easement tax credit  
12 under ss. 71.07 (5s), 71.28 (5), and 71.47 (5s), and to submit the report to the speaker  
13 of the assembly and the president of the senate under s. 13.172 (3). The report shall  
14 also recommend modifications of the tax credit to encourage conservation  
15 donations.”.

16 \*b1576/3.4\* **1251.** Page 838, line 16: after that line insert:

17 \*b1576/3.4\* “SECTION 2222. 74.35 (3) (c) of the statutes is amended to read:

18 74.35 (3) (c) If the governing body of the taxation district determines that an  
19 unlawful tax has been paid and that the claim for recovery of the unlawful tax has  
20 complied with all legal requirements, the governing body shall allow the claim. ~~The~~  
21 Except as provided in par. (cm), the taxation district treasurer shall pay the claim  
22 not later than 90 days after the claim is allowed.

23 \*b1576/3.4\* SECTION 2223. 74.35 (3) (cm) of the statutes is created to read:

1           74.35 (3) (cm) A municipality may pay a refund under par. (c) of the taxes on  
2 property that is assessed under s. 70.995 in 5 annual installments, each of which  
3 except the last is equal to at least 20% of the sum of the refund and the interest on  
4 the refund, beginning in the year of the determination under par. (c), if all of the  
5 following conditions exist:

6           1. The municipality's property tax levy for its general operations for the year  
7 for which the taxes to be refunded are due is less than \$100,000,000.

8           2. The refund is at least 0.0025% of the municipality's levy for its general  
9 operations for the year for which the taxes to be refunded are due.

10          3. The refund is more than \$10,000.

11          **\*b1576/3.4\* SECTION 2223d.** 74.35 (4) of the statutes is amended to read:

12          74.35 (4) INTEREST. The amount of a claim filed under sub. (2) or an action  
13 commenced under sub. (3) may include interest computed from the date of filing the  
14 claim against the taxation district, at the rate of 0.8% per month, except as provided  
15 under s. 70.511 (2) (b).

16          **\*b1576/3.4\* SECTION 2224.** 74.37 (3) (c) of the statutes is amended to read:

17          74.37 (3) (c) If the governing body of the taxation district or county that has a  
18 county assessor system determines that a tax has been paid which was based on an  
19 excessive assessment, and that the claim for an excessive assessment has complied  
20 with all legal requirements, the governing body shall allow the claim. The Except  
21 as provided in par. (cm), the taxation district or county treasurer shall pay the claim  
22 not later than 90 days after the claim is allowed.

23          **\*b1576/3.4\* SECTION 2225.** 74.37 (3) (cm) of the statutes is created to read:

24          74.37 (3) (cm) A municipality may pay a refund under par. (c) of the taxes on  
25 property that is assessed under s. 70.995 in 5 annual installments, each of which

1 except the last is equal to at least 20% of the sum of the refund and the interest on  
2 the refund, beginning in the year of the determination under par. (c), if all of the  
3 following conditions exist:

4 1. The municipality's property tax levy for its general operations for the year  
5 for which the taxes to be refunded are due is less than \$100,000,000.

6 2. The refund is at least 0.0025% of the municipality's levy for its general  
7 operations for the year for which the taxes to be refunded are due.

8 3. The refund is more than \$10,000.

9 \*b1576/3.4\* SECTION 2225g. 74.37 (5) of the statutes is amended to read:

10 74.37 (5) INTEREST. The amount of a claim filed under sub. (2) or an action  
11 commenced under sub. (3) may include interest computed from the date of filing the  
12 claim against the taxation district, at the rate of 0.8% per month, except as provided  
13 under s. 70.511 (2) (b).”.

14 \*b1519/2.188\* **1252.** Page 838, line 18: after that line insert:

15 \*b1519/2.188\* “SECTION 2227p. 75.105 (1) (a) of the statutes is amended to  
16 read:

17 75.105 (1) (a) “Department” means the department of ~~natural resources~~  
18 environmental management.

19 \*b1519/2.188\* SECTION 2227t. 75.106 (1) (b) of the statutes is amended to read:

20 75.106 (1) (b) “Department” means the department of ~~natural resources~~  
21 environmental management.”.

22 \*b1279/1.1\* **1253.** Page 838, line 25: after that line insert:

23 \*b1279/1.1\* “SECTION 2231m. 76.02 (6m) of the statutes is created to read:

1           76.02 (6m) "Repair facility" means property on which a roundhouse, a repair  
2 shop, and a turntable are located and at which railcars and locomotives are built,  
3 maintained, and repaired.

4           **\*b1279/1.1\* SECTION 2232d.** 76.16 of the statutes is amended to read:

5           **76.16 Separate valuation of repair facilities, docks, piers, wharves, ore**  
6 **yards, elevators, car ferries and pipeline terminal facilities.** After the  
7 property of a company is first valued as a whole, if any repair facilities, docks, ore  
8 yards, piers, wharves, grain elevators or car ferries used in transferring freight or  
9 passengers between cars and vessels or transfer of freight cars located on car ferries,  
10 or if any terminal storage facilities, docks, pipelines and pumping equipment used  
11 in transferring oil from pipelines to vessels shall be included in such valuation, then  
12 for the purpose of accounting to the proper taxation districts, the department shall  
13 make a separate valuation of each such repair facility, dock, ore yard, pier, wharf,  
14 grain elevator, including the approaches thereto, or car ferries and of each such  
15 terminal storage facility, dock, pipeline and pumping equipment. As used herein, an  
16 approach shall be an immediate access facility commencing at the switching point  
17 which leads primarily to the terminal facility. For the purpose of defining the  
18 pipeline terminal facilities affected by this section, such facilities shall begin where  
19 the incoming pipeline enters the terminal storage facility site used in the transfer  
20 of oil to vessels.

21           **\*b1279/1.1\* SECTION 2232m.** 76.24 (2) (a) of the statutes is amended to read:

22           76.24 (2) (a) All taxes paid by any railroad company derived from or  
23 apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators,  
24 and their approaches, or car ferries or terminal storage facilities, docks, pipelines  
25 and pumping equipment used in transferring oil from pipelines to vessels on the

1 basis of the separate valuation provided for in s. 76.16, shall be distributed annually  
2 from the transportation fund to the towns, villages and cities in which they are  
3 located, pursuant to certification made by the department of revenue on or before  
4 August 15.”.

5 \*b1495/1.22\* **1254.** Page 838, line 25: after that line insert:

6 \*b1495/1.22\* “SECTION 2232m. 76.24 (2) (a) of the statutes is amended to read:  
7 76.24 (2) (a) All taxes paid by any railroad company derived from or  
8 apportionable to docks, ore yards, piers, wharves, grain elevators, and their  
9 approaches, or car ferries or terminal storage facilities, docks, pipelines and  
10 pumping equipment used in transferring oil from pipelines to vessels on the basis of  
11 the separate valuation provided for in s. 76.16, shall be distributed annually from the  
12 public transportation account in the transportation fund to the towns, villages and  
13 cities in which they those facilities are located, pursuant to certification made by the  
14 department of revenue on or before August 15.”.

15 \*b1278/2.7\* **1255.** Page 842, line 4: after that line insert:

16 \*b1278/2.7\* “SECTION 2236p. 76.39 (2) of the statutes is amended to read:  
17 76.39 (2) There is levied annually a gross earnings tax in lieu of all property  
18 taxes on the car line equipment of a car line company equal to ~~3%~~ 2.5% of the gross  
19 earnings in this state. Every railroad company operating in this state shall, upon  
20 making payment to each car line company for use of its cars, withhold ~~3%~~ 2.5% of the  
21 amount constituting the gross earnings in this state of such car line company.”.

22 \*b1519/2.189\* **1256.** Page 843, line 5: after that line insert:

23 \*b1519/2.189\* “SECTION 2243c. 77.02 of the statutes is amended to read:

1           **77.02 Forest croplands. (1) PETITION.** The owner of an entire quarter quarter  
2 section, fractional lot or government lot as determined by U.S. government survey  
3 plat, excluding public roads and railroad rights-of-way that may have been sold,  
4 may file with the department of ~~natural resources~~ fish, wildlife, parks, and forestry  
5 a petition stating that the owner believes the lands therein described are more useful  
6 for growing timber and other forest crops than for any other purpose, that the owner  
7 intends to practice forestry thereon, that all persons holding encumbrances thereon  
8 have joined in the petition and requesting that such lands be approved as “Forest  
9 Croplands” under this subchapter. Whenever any such land is encumbered by a  
10 mortgage or other indenture securing any issue of bonds or notes, the trustee named  
11 in such mortgage or indenture or any amendment thereto may join in such petition,  
12 and such action shall for the purpose of this section be deemed the action of all  
13 holders of such bonds or notes.

14           **(2) NOTICE OF HEARING, ADJOURNMENT.** Upon receipt of such petition the  
15 department of ~~natural resources~~ fish, wildlife, parks, and forestry shall investigate  
16 the same and shall file a listing of descriptions with the town chairperson. For  
17 petitions received prior to May 1, the department shall within the same calendar  
18 year cause a notice that such petition has been filed to be published as a class 3 notice,  
19 under ch. 985, in the newspaper having the largest general circulation in the county  
20 in which the lands are located, and notice by registered mail shall be given to the  
21 town clerk of any town in which the lands are located. Such notice shall contain the  
22 name of the petitioner, a description of the lands and a statement that any resident  
23 of or taxpayer in the town may within 15 days from the date of publication of the  
24 notice file a request with the department that it conduct a public hearing on the  
25 petition. Upon receipt of such a request the department shall conduct a public

1 hearing on the petition. The department may conduct a public hearing on any  
2 petition without a request, if it deems it advisable to do so. Notice of the time and  
3 place of such hearing and a description, in specific or general terms, as the  
4 department deems advisable, of the property requested to be approved as “Forest  
5 Croplands” shall be given to persons making the request, the owner of such land and  
6 to the assessor of towns in which it is situated, by mail, at least one week before the  
7 day of hearing. The notice also shall be published as a class 1 notice, under ch. 985,  
8 in a newspaper having general circulation in the county in which such land is located,  
9 at least one week before the day of the hearing. Such hearing may be adjourned and  
10 no notice of the time and place of such adjourned hearing need be given, excepting  
11 the announcement thereof by the presiding officer at the hearing at which the  
12 adjournment is had.

13 (3) DECISION, COPIES. After receiving all the evidence offered at any hearing  
14 held on the petition and after making such independent investigation as it sees fit  
15 the department shall make its findings of fact and make and enter an order  
16 accordingly. If it finds that the facts give reasonable assurance that a stand of  
17 merchantable timber will be developed on such descriptions within a reasonable  
18 time, and that such descriptions are then held permanently for the growing of timber  
19 under sound forestry practices, rather than for agricultural, mineral, shoreland  
20 development of navigable waters, recreational, residential or other purposes, and  
21 that all persons holding encumbrances against such descriptions have in writing  
22 agreed to the petition, the order entered shall grant the request of the petitioner on  
23 condition that all unpaid taxes against said descriptions be paid within 30 days  
24 thereafter; otherwise the department of natural resources fish, wildlife, parks, and  
25 forestry shall deny the request of the petitioner. If the request of the petitioner is

1 granted, a copy of such order shall be filed with the department of revenue, the  
2 supervisor of equalization and the clerk of each town, and the order shall be recorded  
3 with the register of deeds of each county, in which any of the lands affected by the  
4 order are located. The register of deeds shall record the entry, transfer or withdrawal  
5 of all forest croplands in a suitable manner on the county records. The register of  
6 deeds may collect recording fees under s. 59.43 (2) from the owner. Any order of the  
7 department relating to the entry of forest croplands issued on or before November  
8 20 of any year shall take effect on January 1 of the following calendar year, but all  
9 orders issued after November 20 shall take effect on January 1 of the calendar year  
10 following the calendar year in which orders issued on or before November 20 would  
11 have been effective.

12 \*b1519/2.189\* SECTION 2243d. 77.03 of the statutes is amended to read:

13 **77.03 Taxation of forest croplands.** After the filing and recording of the  
14 order with the officers under s. 77.02 (3) the lands described therein shall be “Forest  
15 Croplands”, on which taxes shall thereafter be payable only as provided under this  
16 subchapter. The enactment of ss. 77.01 to 77.14, petition by the owner and the  
17 making of the order under s. 77.02 (3) shall constitute a contract between the state  
18 and the owner, running with the lands, for a period of 25 or 50 years at the election  
19 of the applicant at the time the petition is filed, unless withdrawn under s. 77.10,  
20 with privilege of renewal by mutual agreement between the owner and the state,  
21 whereby the state as an inducement to owners and prospective purchasers of forest  
22 croplands to come under ss. 77.01 to 77.14 agrees that, unless withdrawn under s.  
23 77.10, no change in or repeal of ss. 77.01 to 77.14 shall apply to any land then  
24 accepted as forest croplands, except as the department of natural resources fish,  
25 wildlife, parks, and forestry, and the owner may expressly agree in writing and

1 except as provided in s. 77.17. If at the end of the contract period the land is not  
2 designated as managed forest land under subch. VI, the merchantable timber on the  
3 land shall be estimated by an estimator jointly agreed upon by the department of  
4 ~~natural resources~~ fish, wildlife, parks, and forestry and the owner, and if the  
5 department and the owner fail to agree on an estimator, the judge of the circuit court  
6 of the district in which the lands lie shall appoint a qualified forester, whose estimate  
7 shall be final, and the cost thereof shall be borne jointly by the department of ~~natural~~  
8 ~~resources~~ fish, wildlife, parks, and forestry and the owner; and the 10% severance  
9 tax paid on the stumpage thereon in the same manner as if the stumpage had been  
10 cut. The owners by such contract consent that the public may hunt and fish on the  
11 lands, subject to such rules as the department of ~~natural resources~~ fish, wildlife,  
12 parks, and forestry prescribes regulating hunting and fishing.

13 **\*b1519/2.189\* SECTION 2243e.** 77.04 (2) of the statutes is amended to read:  
14 77.04 (2) TAX PER ACRE; PAYMENT; PENALTY. The "acreage share" shall be  
15 computed at the rate of 10 cents per acre on all lands entered prior to 1972. On all  
16 lands entered after December 31, 1971, the "acreage share" shall be computed every  
17 10 years to the nearest cent by the department of revenue at the rate of 20 cents per  
18 acre multiplied by a ratio using the equalized value of the combined residential,  
19 commercial, manufacturing, agricultural, swamp, or waste and productive forest  
20 land classes under s. 70.32 (2) within the state in 1972 as the denominator, and using  
21 equalized value for these combined land classes in 1982 and every 10th year  
22 thereafter as the numcrator. All owners shall pay to the taxation district treasurer  
23 the acreage share on each description on or before January 31. If the acreage share  
24 is not paid when due to the taxation district treasurer it shall be subject to interest  
25 and penalty as provided under ss. 74.11 (11), 74.12 (10) and 74.47. These lands shall

1 be returned as delinquent and a tax certificate under subch. VII of ch. 74 shall be  
2 issued on them. After 2 years from the date of the issuance of a tax certificate, the  
3 county clerk shall promptly take a tax deed under ch. 75. On taking such deed the  
4 county clerk shall certify that fact and specify the descriptions to the department of  
5 ~~natural resources~~ fish, wildlife, parks, and forestry.

6 **\*b1519/2.189\* SECTION 2243f.** 77.05 of the statutes is amended to read:

7 **77.05 State contribution.** The department of ~~natural resources~~ fish, wildlife,  
8 parks, and forestry shall pay before June 30 annually to the town treasurer, from the  
9 appropriation under s. 20.370 (5) (bv), 20 cents for each acre of land in the town that  
10 is described as forest croplands under this subchapter.

11 **\*b1519/2.189\* SECTION 2243g.** 77.06 of the statutes is amended to read:

12 **77.06 Forestation. (1) CUTTING TIMBER REGULATED.** No person shall cut any  
13 merchantable wood products on any forest croplands where the forest crop taxes are  
14 delinquent nor until 30 days after the owner has filed with the department of ~~natural~~  
15 ~~resources~~ fish, wildlife, parks, and forestry a notice of intention to cut, specifying by  
16 descriptions and the estimated amount of wood products to be removed and the  
17 proportion of present volume to be left as growing stock in the area to be cut. The  
18 department of ~~natural resources~~ fish, wildlife, parks, and forestry may require a  
19 bond executed by some surety company licensed in this state or other surety for such  
20 amount as may reasonably be required for the payment to the department of ~~natural~~  
21 ~~resources~~ fish, wildlife, parks, and forestry of the severance tax hereinafter provided.  
22 The department, after examination of the lands specified, may prescribe the amount  
23 of forest products to be removed. Cutting in excess of the amount prescribed shall  
24 render the owner liable to double the severance tax prescribed in s. 77.06 (5) and

1 subject to cancellation under s. 77.10. Merchantable wood products include all wood  
2 products except wood used for fuel by the owner.

3 (2) APPRAISAL OF TIMBER, ZONES. Each year the department of ~~natural resources~~  
4 fish, wildlife, parks, and forestry, at the time and place it shall fix and after such  
5 public notice as it deems reasonable, shall hold a public hearing. After the hearing  
6 the department shall make and file, open to public inspection, a determination of the  
7 reasonable stumpage values of the wood products usually grown in the several towns  
8 in which any forest croplands lie. A public hearing under this section shall be held  
9 prior to August 1 of each year and the determination of stumpage values made by the  
10 department of ~~natural resources~~ fish, wildlife, parks, and forestry shall take effect  
11 on November 1 of that year. If the department of ~~natural resources~~ fish, wildlife,  
12 parks, and forestry finds there is a material variance in the stumpage values in the  
13 different localities, it may fix separate zones and determine the values for each zone.

14 (3) REVALUATION. As to any locality or zone in which the department of ~~natural~~  
15 ~~resources~~ fish, wildlife, parks, and forestry deems there has been no material  
16 variance from the preceding year in stumpage values, it may omit to make any new  
17 valuation in any year, in which event the last preceding valuation shall continue in  
18 force until changed in a succeeding year.

19 (4) CUTTING REPORTED. Within 30 days after completion of cutting on any land  
20 description, but not more than one year after filing of the notice of intention to cut,  
21 the owner shall transmit to the department of ~~natural resources~~ fish, wildlife, parks,  
22 and forestry on forms provided by the department a written statement of the  
23 products so cut, specifying the variety of wood, kind of product, and quantity of each  
24 variety and kind as shown by the scale or measurement thereof made on the ground  
25 as cut, skidded, loaded, delivered, or by tree scale certified by a qualified forester

1 when stumpage is sold by tree measurement. The department of ~~natural resources~~  
2 fish, wildlife, parks, and forestry may accept such reports as sufficient evidence of  
3 the facts, or may either with or without hearing and notice of time and place thereof  
4 to such owner, investigate and determine the fact of the quantity of each variety and  
5 kind of product so cut during said periods preceding such reports.

6 (5) TAX LEVY ON RIGHT TO CUT TIMBER. The department of ~~natural resources~~ fish,  
7 wildlife, parks, and forestry shall assess and levy against the owner a severance tax  
8 on the right to cut and remove wood products covered by reports under this section,  
9 at the rate of 10% of the value of the wood products based upon the stumpage value  
10 then in force. Upon making the assessment, the department of ~~natural resources~~  
11 fish, wildlife, parks, and forestry shall mail a duplicate of the certificate by registered  
12 mail to the owner who made the report of cutting at the owner's last-known  
13 post-office address. The tax assessed is due and payable to the department of  
14 ~~natural resources~~ fish, wildlife, parks, and forestry on the last day of the next  
15 calendar month after mailing the certificate. The proceeds of the tax shall be paid  
16 into the forestry account of the conservation fund for distribution under s. 77.07 (3).

17 \*b1519/2.189\* SECTION 2243h. 77.07 (2) of the statutes is amended to read:

18 77.07 (2) PENALTY, COLLECTIONS. If any severance tax ~~remain~~ remains unpaid  
19 for 30 days after it becomes due, there shall then be added a penalty of 10%, and such  
20 tax and penalty shall thereafter draw interest at the rate of one ~~per cent~~ percent per  
21 month until paid. At the expiration of said 30 days the department of ~~natural~~  
22 ~~resources~~ fish, wildlife, parks, and forestry shall report to the attorney general any  
23 unpaid severance tax, adding said penalty, and the attorney general shall thereupon  
24 proceed to collect the same with penalty and interest by suit against the owner and

1 by attachment or other legal means to enforce the lien and by action on the bond  
2 mentioned in s. 77.06 (1), or by any or all such means.

3 \*b1519/2.189\* SECTION 2243i. 77.08 of the statutes is amended to read:

4 **77.08 Supplemental severance tax.** At any time within one year after any  
5 cutting should have been reported, the department of ~~natural resources~~ fish, wildlife,  
6 parks, and forestry after due notice to the owner and opportunity to be heard, and  
7 on evidence duly made a matter of record, may determine whether the quantity of  
8 wood products cut from any such land, did in fact substantially exceed the amount  
9 on which the severance tax theretofore levied was based, and if so shall assess a  
10 supplemental severance tax which, in all respects, shall have the same force and  
11 effect as the former severance tax, except only it shall not be a lien on any property  
12 the title of which has passed to a purchaser for value without notice.

13 \*b1519/2.189\* SECTION 2243j. 77.09 (1) of the statutes is amended to read:

14 77.09 (1) Any person who fails to report or shall intentionally make any false  
15 statement or report to the department of ~~natural resources~~ fish, wildlife, parks, and  
16 forestry required by s. 77.06 shall forfeit not more than \$1,000. An action under this  
17 section shall not be a bar to a cancellation of entry and order of withdrawal under s.  
18 77.10.

19 \*b1519/2.189\* SECTION 2243k. 77.10 (1) of the statutes is amended to read:

20 77.10 (1) INVESTIGATIONS, CANCELLATIONS, CONVEYANCES. (a) The department of  
21 ~~natural resources~~ fish, wildlife, parks, and forestry shall on the application of the  
22 department of revenue or the owner of any forest croplands or the town board of the  
23 town in which said lands lie and may on its own motion at any time cause an  
24 investigation to be made and hearing to be had as to whether any forest croplands  
25 shall continue under this subchapter. If on such hearing after due notice to and

1 opportunity to be heard by the department of revenue, the town and the owner, the  
2 department of ~~natural resources~~ fish, wildlife, parks, and forestry finds that any  
3 such lands are not meeting the requirements set forth in s. 77.02 or that the owner  
4 has made use of the land for anything other than forestry or has failed to practice  
5 sound forestry on the land, the department of ~~natural resources~~ fish, wildlife, parks,  
6 and forestry shall cancel the entry of such description and issue an order of  
7 withdrawal, and the owner shall be liable for the tax and penalty under sub. (2).  
8 Copies of the order of withdrawal specifying the description shall be filed by the  
9 department of ~~natural resources~~ fish, wildlife, parks, and forestry with all officers  
10 designated to receive copies of the order of entry and withdrawal and this subchapter  
11 shall not thereafter apply to the lands withdrawn, except s. 77.07 so far as it may be  
12 needed to collect any previously levied severance or supplemental severance tax. If  
13 the owner shall not repay the amounts on or before the last day of February next  
14 succeeding the return of such lands to the general property tax roll as provided in  
15 sub. (4), the department of ~~natural resources~~ fish, wildlife, parks, and forestry shall  
16 certify to the county treasurer the descriptions and the amounts due, and the county  
17 treasurer shall sell such lands as delinquent as described in s. 77.04 (2). Whenever  
18 any county clerk has certified to the taking of a tax deed under s. 77.04 (2) the  
19 department of ~~natural resources~~ fish, wildlife, parks, and forestry shall issue an  
20 order of withdrawal as to the lands covered in such tax deed. Such order may also  
21 be issued when examination of tax records reveals prolonged delinquency and  
22 noncompliance with the requirements of s. 77.04 (2).

23 (b) Whenever any owner of forest croplands conveys such land the owner shall,  
24 within 10 days of the date of the deed, file with the department of ~~natural resources~~  
25 fish, wildlife, parks, and forestry on forms prepared by the department a transfer of

1 ownership signed by the owner and an acceptance of transfer signed by the grantee  
2 certifying that the grantee intends to continue the practice of forestry on such land.  
3 The department of ~~natural resources~~ fish, wildlife, parks, and forestry shall  
4 immediately issue a notice of transfer to all officers designated to receive copies of  
5 orders of entry and withdrawal. Whenever a purchaser of forest croplands declines  
6 to certify his or her intention to continue the practice of forestry thereon, such action  
7 shall constitute cause for cancellation of entry under par. (a) without hearing.

8 \*b1519/2.189\* SECTION 2243n. 77.10 (2) (a) of the statutes is amended to read:

9 77.10 (2) (a) 1. Any owner of forest croplands may elect to withdraw all or any  
10 of such lands from under this subchapter, by filing with the department of ~~natural~~  
11 ~~resources~~ fish, wildlife, parks, and forestry a declaration withdrawing from this  
12 subchapter any description owned by such person which he or she specified, and by  
13 payment by such owner to the department of ~~natural resources~~ fish, wildlife, parks,  
14 and forestry within 60 days the amount of tax due from the date of entry or the most  
15 recent date of renewal, whichever is later, as determined by the department of  
16 revenue under s. 77.04 (1) with simple interest thereon at 12% per year, less any  
17 severance tax and supplemental severance tax or acreage share paid thereon, with  
18 interest computed according to the rule of partial payments at the rate of 12% per  
19 year.

20 2. The amount of the tax shall be determined by the department of revenue and  
21 furnished to the department of ~~natural resources~~ fish, wildlife, parks, and forestry,  
22 which shall determine the exact amount of payment. When the tax rate or assessed  
23 value ratio of the current year has not been determined the rate of the preceding tax  
24 year may be used. On receiving such payment the department of ~~natural resources~~  
25 fish, wildlife, parks, and forestry shall issue an order of withdrawal and file copies

1 thereof with the department of revenue, the supervisor of equalization and the clerk  
2 of the town, and shall record the order with the register of deeds of the county, in  
3 which the land lies. The land shall then cease to be forest croplands.

4 **\*b1519/2.189\* SECTION 2243p.** 77.10 (2) (b) of the statutes is amended to read:

5 77.10 (2) (b) Upon receipt of any taxes under this section by the state, the  
6 department of ~~natural resources~~ fish, wildlife, parks, and forestry shall first deduct  
7 all moneys paid by the state on account of the lands under s. 77.05 with interest on  
8 the moneys computed according to the rule of partial payments at the rate of interest  
9 paid under par. (a) by the person withdrawing such lands. The department shall  
10 within 20 days remit the balance to the town treasurer who shall pay 20% to the  
11 county treasurer and retain the remainder.

12 **\*b1519/2.189\* SECTION 2243q.** 77.10 (4) of the statutes is amended to read:

13 77.10 (4) TAXATION AFTER WITHDRAWAL. When any description ceases to be a part  
14 of the forest croplands, by virtue of any order of withdrawal issued by the department  
15 of ~~natural resources~~ fish, wildlife, parks, and forestry, taxes thereafter levied thereon  
16 shall be payable and collectible as if such description had never been under this  
17 subchapter.

18 **\*b1519/2.189\* SECTION 2243r.** 77.11 of the statutes is amended to read:

19 **77.11 Accounts of department of ~~natural resources~~ fish, wildlife,**  
20 **parks, and forestry.** The department of ~~natural resources~~ fish, wildlife, parks, and  
21 forestry shall keep a set of forest croplands books in which shall always appear as  
22 to each description in each town containing any forest croplands, the amount of taxes  
23 paid by the state to the town and received by the state from the owner. All tax  
24 payments shall be paid out of and receipts credited to the forestry account of the  
25 conservation fund.

1           **\*b1519/2.189\* SECTION 2243s.** 77.13 of the statutes is amended to read:

2           **77.13 Termination of forest croplands program.** (1) On and after July  
3 20, 1985, no person may petition the department of ~~natural resources~~ fish, wildlife,  
4 parks, and forestry requesting it to approve any land as forest croplands under this  
5 subchapter.

6           (2) On and after January 1, 1986, the department of ~~natural resources~~ fish,  
7 wildlife, parks, and forestry may not act on any petition requesting the designation  
8 of land as forest croplands, issue any order entering land as forest croplands or enter  
9 into a renewal of any forest croplands contract under this subchapter.

10           **\*b1519/2.189\* SECTION 2243t.** 77.14 of the statutes is amended to read:

11           **77.14 Forest croplands information, protection, appropriation.** The  
12 department of ~~natural resources~~ fish, wildlife, parks, and forestry shall publish and  
13 distribute information regarding the method of taxation of forest croplands under  
14 this subchapter, and may employ a fire warden in charge of fire prevention in forest  
15 croplands. All actual and necessary expenses incurred by the department of ~~natural~~  
16 ~~resources~~ fish, wildlife, parks, and forestry or by the department of revenue in the  
17 performance of their duties under this subchapter shall be paid from the  
18 appropriation made in s. 20.370 (1) ~~(mu)~~ (3) (uu) upon certification by the department  
19 incurring such expenses.

20           **\*b1519/2.189\* SECTION 2243u.** 77.16 (1) of the statutes is amended to read:

21           77.16 (1) In this section “department” means the department of ~~natural~~  
22 ~~resources~~ fish, wildlife, parks, and forestry.

23           **\*b1519/2.189\* SECTION 2243v.** 77.54 (38) of the statutes is amended to read:

24           77.54 (38) The gross receipts from the sale of and the storage, use or other  
25 consumption of snowmobile trail groomers and attachments for them that are

1 purchased, stored, used or consumed by a snowmobile club that meets at least 3  
2 times a year, that has at least 10 members, that promotes snowmobiling and that  
3 participates in the department of natural resources' snowmobile program under s.  
4 350.12 (4) (b).”.

5 \*b1806/1.1\* **1257.** Page 843, line 6: delete lines 6 to 14.

6 \*b1768/2.1\* **1258.** Page 847, line 2: after that line insert:

7 \*b1768/2.1\* “SECTION 2245mn. 77.54 (5) (b) of the statutes is amended to read:  
8 77.54 (5) (b) Motor trucks, truck tractors, road tractors, buses, trailers, and  
9 semitrailers, and accessories, attachments, parts, supplies, and materials therefor,  
10 sold to common or contract carriers who use such motor trucks, truck tractors, road  
11 tractors, buses, trailers, and semitrailers exclusively as common or contract carriers,  
12 including the urban mass transportation of passengers as defined in s. 71.38 and  
13 including the transportation of property that has no value, such as waste or snow.”.

14 \*b1770/2.1\* **1259.** Page 847, line 2: after that line insert:

15 \*b1770/2.1\* “SECTION 2245m. 77.54 (3) (a) of the statutes is amended to read:  
16 77.54 (3) (a) The gross receipts from the sales of and the storage, use, or other  
17 consumption of tractors and machines, including accessories, attachments, and  
18 parts therefor, lubricants, nonpowered equipment, and other tangible personal  
19 property used exclusively and directly in the business of farming or husbandry  
20 activities, including dairy farming, agriculture, aquaculture, horticulture,  
21 floriculture, and custom farming services, but excluding automobiles, trucks, and  
22 other motor vehicles for highway use; excluding personal property that is attached  
23 to, fastened to, connected to, or built into real property or that becomes an addition  
24 to, component of, or capital improvement of real property; and excluding tangible

1 personal property used or consumed in the erection of buildings or in the alteration,  
2 repair, or improvement of real property, regardless of any contribution that that  
3 personal property makes to the production process in that building or real property  
4 and regardless of the extent to which that personal property functions as a machine,  
5 except as provided in par. (c).”

6 \*b1770/2.2\* **1260.** Page 847, line 5: after that line insert:

7 \*b1770/2.2\* “SECTION 2246cc. 77.54 (30) (a) 3. of the statutes is repealed.

8 \*b1770/2.2\* SECTION 2246dd. 77.54 (30) (a) 5. of the statutes is repealed.

9 \*b1770/2.2\* SECTION 2246hh. 77.54 (34) of the statutes is repealed.”.

10 \*b1809/1.1\* **1261.** Page 847, line 5: after that line insert:

11 \*b1809/1.1\* “SECTION 2246d. 77.54 (41) of the statutes is amended to read:

12 77.54 (41) The gross receipts from the sale of building materials, supplies and  
13 equipment to; and the storage, use or other consumption of those kinds of property  
14 by; owners, contractors, subcontractors or builders if that property is acquired solely  
15 for or used solely in, the construction, renovation or development of property that  
16 would be exempt under s. 70.11 (36); or if that property is acquired solely for or used  
17 solely in the construction, renovation, or development of property pursuant to a  
18 contract with a school district in this state.”.

19 \*b1297/2.3\* **1262.** Page 847, line 15: after that line insert:

20 \*b1297/2.3\* “SECTION 2246p. 77.65 of the statutes is created to read:

21 **77.65 Determination of tax receipts related to motor vehicles.**

22 Beginning on July 1, 2004, and on each July 1 thereafter, the department of revenue  
23 shall determine the total amount of the taxes imposed under ss. 77.52 and 77.53 that  
24 is paid to the department of revenue and to the department of transportation in the

1 immediately preceding calendar year on the sale or use of motor vehicles and motor  
2 vehicle parts. Annually on July 1, a percentage of the total amount determined  
3 under this section shall be transferred from s. 20.855 (4) (fn) to the transportation  
4 fund as follows:

5 (1) On July 1, 2004, 10%.

6 (2) On July 1, 2005, 20%.

7 (3) On July 1, 2006, 30%.

8 (4) On July 1, 2007, 40%.

9 (5) On July 1, 2008, 50%.

10 (6) On July 1, 2009, 60%.

11 (7) On July 1, 2010, 70%.

12 (8) On July 1, 2011, 80%.

13 (9) On July 1, 2012, 90%.

14 (10) On July 1, 2013, and on each July 1 thereafter, 100%.”.

15 **\*b1519/2.190\* 1263.** Page 847, line 15: after that line insert:

16 **\*b1519/2.190\* “SECTION 2247at.** 77.76 (1) of the statutes is amended to read:

17 77.76 (1) The department of revenue shall have full power to levy, enforce and  
18 collect county and special district sales and use taxes and may take any action,  
19 conduct any proceeding, impose interest and penalties and in all respects proceed as  
20 it is authorized to proceed for the taxes imposed by subch. III. The department of  
21 transportation and the department of ~~natural resources~~ fish, wildlife, parks, and  
22 forestry may administer the county and special district sales and use taxes in regard  
23 to items under s. 77.61 (1).”.

24 **\*b1767/3.1\* 1264.** Page 847, line 15: after that line insert:

1           **\*b1767/3.1\*** “SECTION 2246p. 77.54 (46) of the statutes is created to read:  
2           77.54 (46) The gross receipts from the sale of and the storage, use or other  
3 consumption of printed materials that are printed outside this state, if the printer  
4 ships the materials directly to the persons designated by the purchaser of the printed  
5 materials and the purchaser does not take possession of the printed materials.”.

6           **\*b1519/2.191\*** **1265.** Page 848, line 9: after that line insert:

7           **\*b1519/2.191\*** “SECTION 2247c. 77.81 (1) of the statutes is amended to read:  
8           77.81 (1) “Department” means the department of ~~natural resources~~ fish,  
9 wildlife, parks, and forestry.”.

10           **\*b1519/2.192\*** **1266.** Page 848, line 25: after that line insert:

11           **\*b1519/2.192\*** “SECTION 2247re. 77.82 (2) (intro.) of the statutes is amended  
12 to read:

13           77.82 (2) PETITION. (intro.) Any owner of land may petition the department to  
14 designate any eligible parcel of land as managed forest land. A petition may include  
15 any number of eligible parcels under the same ownership in a single municipality.  
16 Each petition shall be submitted on a form provided by the department and shall be  
17 accompanied by a nonrefundable \$10 application fee unless a different amount of the  
18 fee is established by the department by rule at an amount equal to the average  
19 expense to the department of recording an order issued under this subchapter. The  
20 fee shall be deposited ~~in~~ into the conservation fund and credited to the appropriation  
21 under s. 20.370 (1) (3) (cr). Each petition shall include all of the following:

22           **\*b1519/2.192\*** SECTION 2247rm. 77.82 (4) of the statutes is amended to read:

23           77.82 (4) ADDITIONS TO MANAGED FOREST LAND. An owner may petition the  
24 department to designate as managed forest land an additional parcel of land in the

1 same municipality if the additional parcel is at least 3 acres in size and is contiguous  
2 to any of the owner's designated land. The petition shall be accompanied by a  
3 nonrefundable \$10 application fee unless a different amount of the fee is established  
4 in the same manner as the fee under sub. (2). The fee shall be deposited ~~in~~ into the  
5 conservation fund and credited to the appropriation under s. 20.370 ~~(1)~~ (3) (cr). The  
6 petition shall be submitted on a department form and shall contain any additional  
7 information required by the department.

8 **\*b1519/2.192\* SECTION 2247rs.** 77.82 (4m) (bn) of the statutes is amended to  
9 read:

10 77.82 (4m) (bn) A petition under this subsection shall be accompanied by a  
11 nonrefundable \$100 application fee which shall be deposited ~~in~~ into the conservation  
12 fund and credited to the appropriation under s. 20.370 ~~(1)~~ (3) (cr).”.

13 **\*b1519/2.193\* 1267.** Page 849, line 3: after that line insert:

14 **\*b1519/2.193\* “SECTION 2247v.** 77.88 (2) (d) of the statutes is amended to read:

15 77.88 (2) (d) Within 10 days after a transfer of ownership, the former owner  
16 shall, on a form provided by the department, file with the department a report of the  
17 transfer signed by the former owner and the transferee. The report shall be  
18 accompanied by a \$20 fee which shall be deposited ~~in~~ into the conservation fund and  
19 credited to the appropriation under s. 20.370 ~~(1)~~ (3) (cr). The department shall  
20 immediately notify each person entitled to notice under s. 77.82 (8).

21 **\*b1519/2.193\* SECTION 2247w.** 77.91 (4) of the statutes is amended to read:

22 77.91 (4) EXPENSES. Except as provided in sub. (5), the department's expenses  
23 for the administration of this subchapter shall be paid from the appropriation under  
24 s. 20.370 ~~(1)~~ ~~(mu)~~ (3) (uu).

1           **\*b1519/2.193\* SECTION 2247x.** 77.91 (5) of the statutes is amended to read:  
 2           77.91 (5) RECORDING. Each register of deeds who receives notice of an order  
 3 under this subchapter shall record the action as provided under s. 59.43 (1). The  
 4 department shall pay the register of deeds the fee specified under s. 59.43 (2) (ag) 1.  
 5 from the appropriation under s. 20.370 (1) (3) (cr). If the amount in the appropriation  
 6 under s. 20.370 (1) (3) (cr) in any fiscal year is insufficient to pay the full amount  
 7 required under this subsection in that fiscal year, the department shall pay the  
 8 balance from the appropriation under s. 20.370 (1) ~~(mu)~~ (3) (uu)."

JK 9           **\*b1440/1.10\* 1268.** Page 849, line 13: delete ", and (3g), and (3s)" and  
 10 substitute "and, (3g), (3s), and (5r)".

GMM 11           **\*b1553/3.20\* 1269.** Page 849, line 13: delete ", and (3g), and (3s)" and  
 12 substitute "and, (3g), (3s), and (5d)".

MES 13           **\*b1855/2.12\* 1270.** Page 849, line 13: delete that line and substitute "(2di),  
 14 (2dj), (2dL), (2dm), (2dr), (2ds), (2dx) and, (3g), (3s), <sup>(5d), (5r),</sup> and (5s); and plus or minus, as".

15           **\*b1811/3.1\* 1271.** Page 852, line 11: after that line insert:

16           **\*b1811/3.1\* "SECTION 2281.** 79.03 (4) of the statutes is amended to read:

17           79.03 (4) In 1991, the total amount to be distributed under ss. 79.03, 79.04, and  
 18 79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be  
 19 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) is \$885,961,300.  
 20 In 1993, the total amount to be distributed under ss. 79.03, 79.04, and 79.06 from s.  
 21 20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this  
 22 section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to  
 23 municipalities and \$168,981,800 to counties. In Beginning in 1995 and subsequent  
 24 years ending in 2002, the total amounts to be distributed under ss. 79.03, 79.04, and

1 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to  
2 counties. In 2003 and subsequent years, the total amount to be distributed under  
3 ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) to municipalities is the sum of  
4 \$761,478,000 and the difference between the amount that would be distributed to  
5 municipalities under s. 79.04, 1999 stats., and the amount distributed to  
6 municipalities under s. 79.04. In 2003 and subsequent years, the total amount to be  
7 distributed under ss. 79.03, 79.04, and 79.06 from s. 20.835 (1) (d) to counties is the  
8 sum of \$168,981,800 and the difference between the amount that would be  
9 distributed to counties under s. 79.04, 1999 stats., and the amount distributed to  
10 counties under s. 79.04.”.

11 \*b1811/3.2\* **1272.** Page 852, line 21: after that line insert:

12 \*b1811/3.2\* **SECTION 2283.** 79.04 (1) (a) of the statutes is amended to read:

13 79.04 (1) (a) An Except as provided in par. (am) and sub. (5), an amount from  
14 the shared revenue account determined by multiplying by 3 mills in the case of a  
15 town, and 6 mills in the case of a city or village, for the distribution in 2002, the first  
16 \$125,000,000 of the amount shown in the account; for the distribution in 2003, the  
17 first \$140,000,000 of the amount shown in the account; for the distribution in 2004,  
18 the first \$160,000,000 of the amount shown in the account; for the distribution in  
19 2005, the first \$185,000,000 of the amount shown in the account; and for the  
20 distribution in 2006 and subsequent years, the first \$250,000,000 of the amount  
21 shown in the account; plus leased property, of each public utility except qualified  
22 wholesale electric companies, as defined in s. 76.28 (1) (gm), on December 31 of the  
23 preceding year for either “production plant, exclusive of land” and “general  
24 structures”, or “work in progress” for production plants and general structures under

1 construction, in the case of light, heat and power companies, electric cooperatives or  
2 municipal electric companies, for all property within a municipality in accordance  
3 with the system of accounts established by the public service commission or rural  
4 electrification administration, less depreciation thereon as determined by the  
5 department of revenue and less the value of treatment plant and pollution  
6 abatement equipment, as defined under s. 70.11 (21) (a), as determined by the  
7 department of revenue plus an amount from the shared revenue account determined  
8 by multiplying by 3 mills in the case of a town, and 6 mills in the case of a city or  
9 village, of the first \$125,000,000, for the distribution in 2002; the first \$140,000,000,  
10 for the distribution in 2003; the first \$160,000,000, for the distribution in 2004; the  
11 first \$185,000,000, for the distribution in 2005; and the first \$250,000,000, for the  
12 distribution in 2006 and subsequent years; of the total original cost of production  
13 plant, general structures and work-in-progress less depreciation, land and  
14 approved waste treatment facilities of each qualified wholesale electric company, as  
15 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property  
16 within the municipality. The total of amounts, as depreciated, from the accounts of  
17 all public utilities for the same production plant is also limited to not more than the  
18 first \$125,000,000. The amount distributable to a municipality in any year shall not  
19 exceed \$300 times the population of the municipality, for the distribution in 2002; the  
20 first \$140,000,000, for the distribution in 2003; the first \$160,000,000, for the  
21 distribution in 2004; the first \$185,000,000, for the distribution in 2005; and the first  
22 \$250,000,000, for the distribution in 2006 and subsequent years.

23 \*b1811/3.2\* SECTION 2283d. 79.04 (1) (am) of the statutes is created to read:  
24 79.04 (1) (am) The amount distributable to a municipality under par. (a) shall  
25 not exceed the following:

1           1. For the distribution in 2002, an amount equal to the municipality's  
2 population multiplied by \$300.

3           2. For the distribution in 2003, an amount equal to the municipality's  
4 population multiplied by \$450.

5           3. For the distribution in 2004, an amount equal to the municipality's  
6 population multiplied by \$650.

7           4. For the distribution in 2005, an amount equal to the municipality's  
8 population multiplied by \$950.

9           5. For the distribution in 2006 and subsequent years, an amount equal to the  
10 municipality's population multiplied by \$1,200.

11           **\*b1811/3.2\* SECTION 2284m.** 79.04 (1) (c) 4. of the statutes is created to read:

12           79.04 (1) (c) 4. Beginning with the distributions in 2003, if property that was  
13 exempt from the property tax under s. 70.112 (4) and that was used to generate power  
14 by a light, heat, or power company, except property under s. 66.0813, is  
15 decommissioned, the municipality shall be paid an amount calculated by subtracting  
16 the property taxes paid for that property during the current year to the municipality  
17 for its general operations from the following percentages of the payment that the  
18 municipality received under this section during the last year that the property was  
19 exempt from the property tax:

20           a. In the first year that the property is taxable, 100%.

21           b. In the 2nd year that the property is taxable, 80%.

22           c. In the 3rd year that the property is taxable, 60%.

23           d. In the 4th year that the property is taxable, 40%.

24           e. In the 5th year that the property is taxable, 20%.

25           **\*b1811/3.2\* SECTION 2284n.** 79.04 (2) (c) of the statutes is created to read:

1           79.04 (2) (c) Beginning with the distributions in 2003, if property that was  
2 exempt from the property tax under s. 70.112 (4) and that was used to generate power  
3 by a light, heat, or power company, except property under s. 66.0813, is  
4 decommissioned, the county shall be paid an amount calculated by subtracting the  
5 property taxes paid for that property during the current year to the county for its  
6 general operations from the following percentages of the payment the county  
7 received under this section during the last year that the property was exempt from  
8 the property tax:

- 9           1. In the first year that the property is taxable, 100%.
- 10           2. In the 2nd year that the property is taxable, 80%.
- 11           3. In the 3rd year that the property is taxable, 60%.
- 12           4. In the 4th year that the property is taxable, 40%.
- 13           5. In the 5th year that the property is taxable, 20%.”.

14           **\*b1811/3.3\* 1273.** Page 852, line 23: delete “Annually” and substitute  
15 “Annually Except as provided in par. (ad) and sub. (5), annually”.

16           **\*b1811/3.4\* 1274.** Page 853, line 8: delete lines 8 and 9 and substitute “in  
17 the case of property in a city or village, for the distribution in 2002, the first  
18 \$125,000,000 of the amount shown in the account; for the distribution in 2003, the  
19 first \$140,000,000 of the amount shown in the account; for the distribution in 2004,  
20 the first \$160,000,000 of the amount shown in the account; for the distribution in  
21 2005, the first \$185,000,000 of the amount shown in the account; and for the  
22 distribution in 2006 and subsequent years, the first \$250,000,000 of the amount  
23 shown in the account; plus leased property, of each public utility except qualified  
24 wholesale”.

1           **\*b1811/3.5\* 1275.** Page 854, line 1: delete lines 1 to 3 and substitute  
2           “utilities for the same production plant is also limited to ~~not more than~~ the first  
3           \$125,000,000. The amount distributable to a county in any year shall not exceed  
4           \$100 times the population of the county, for the distribution in 2002; the first  
5           \$140,000,000, for the distribution in 2003; the first \$160,000,000, for the distribution  
6           in 2004; the first \$185,000,000, for the distribution in 2005; and the first  
7           \$250,000,000, for the distribution in 2006 and subsequent years.”.

8           **\*b1575/3.2\* 1276.** Page 854, line 3: after that line insert:

9           **\*b1575/3.2\* “SECTION 2285m.** 79.05 (2) (c) of the statutes is amended to read:  
10           79.05 (2) (c) Its municipal budget, ~~exclusive of; excluding~~ principal and interest  
11           on long-term debt and ~~exclusive of payments of the, revenue sharing payments paid~~  
12           by the municipality under s. 66.0305, as provided by rule by the department of  
13           revenue, amounts paid from a segregated account under s. 66.0602, and recycling fee  
14           payments under s. 289.645; for the year of the statement under s. 79.015 increased  
15           over its municipal budget as adjusted under sub. (6), ~~exclusive of; excluding~~ principal  
16           and interest on long-term debt and ~~exclusive of payments of the, revenue sharing~~  
17           payments paid by the municipality under s. 66.0305, as provided by rule by the  
18           department of revenue, amounts paid from a segregated account under s. 66.0602,  
19           and recycling fee payments under s. 289.645; for the year before that year by less  
20           than the sum of the inflation factor and the valuation factor, rounded to the nearest  
21           0.10% plus 50% of the difference between the municipality’s allowable budget to be  
22           eligible for a payment under this section, as determined in the prior year, and the  
23           municipality’s adopted budget, as determined in the prior year.”.

24           **\*b1775/1.1\* 1277.** Page 854, line 3: after that line insert:

1           **\*b1775/1.1\*** “SECTION 2287. 79.06 (2) (b) of the statutes is amended to read:  
2           79.06 (2) (b) If the payments to a municipality or county, except any county in  
3           which there are no cities or villages, or any county incorporated in the year 1846, with  
4           a population in the year 1990 greater than 16,000 but less than 17,000, as  
5           determined by the 1990 federal decennial census, in any year exceed its combined  
6           payments under this section and s. 79.03, excluding payments under s. 79.03 (3c),  
7           in the previous year by more than the maximum allowable increase, the excess shall  
8           be withheld to fund minimum payments in that year under sub. (1) (c).”.

9           **\*b1811/3.6\* 1278.** Page 854, line 3: after that line insert:

10          **\*b1811/3.6\*** “SECTION 2285d. 79.04 (2) (ad) of the statutes is created to read:  
11          79.04 (2) (ad) The amount distributable to a county under par. (a) shall not  
12          exceed the following:

- 13           1. For the distribution in 2002, an amount equal to the county’s population  
14           multiplied by \$100.
- 15           2. For the distribution in 2003, an amount equal to the county’s population  
16           multiplied by \$225.
- 17           3. For the distribution in 2004, an amount equal to the county’s population  
18           multiplied by \$325.
- 19           4. For the distribution in 2005, an amount equal to the county’s population  
20           multiplied by \$475.
- 21           5. For the distribution in 2006 and subsequent years, an amount equal to the  
22           county’s population multiplied by \$600.

23          **\*b1811/3.6\*** SECTION 2285m. 79.04 (5) of the statutes is created to read:

1           79.04 (5) (a) If a production plant, other than a coal-powered or  
2 nuclear-powered production plant, is built on the site of an existing or  
3 decommissioned production plant or on brownfields, as defined in s. 560.13 (1) (a),  
4 after the effective date of this paragraph .... [revisor inserts date], and is operating  
5 at a total power production capacity of at least 50 megawatts, the city, village, or town  
6 in which the plant is located shall receive annually an additional payment from the  
7 department of administration equal to the amount in the account, as determined  
8 under sub. (1) (a), for the “production plant, exclusive of land” multiplied by one mill,  
9 and the county in which the plant is located shall receive annually an additional  
10 payment from the department of administration equal to the amount in the account,  
11 as determined under sub. (2) (a), for the “production plant, exclusive of land”  
12 multiplied by one mill.

13           (b) If a coal-powered production plant is built on the site of an existing or  
14 decommissioned production plant or on brownfields, as defined in s. 560.13 (1) (a),  
15 after the effective date of this paragraph .... [revisor inserts date], and is operating  
16 at a total power production capacity of at least 50 megawatts, the city, village, or town  
17 in which the plant is located shall receive annually an additional payment from the  
18 department of administration equal to the amount in the account, as determined  
19 under sub. (1) (a), for the “production plant, exclusive of land” multiplied by 2 mills,  
20 and the county in which the plant is located shall receive annually an additional  
21 payment from the department of administration equal to the amount in the account,  
22 as determined under sub. (2) (a), for the “production plant, exclusive of land”  
23 multiplied by one mill.”.

24           **\*b1838/1.3\* 1279.** Page 854, line 3: after that line insert:

1           **\*b1838/1.3\*** **SECTION 2291d.** 79.095 (3) of the statutes is renumbered 79.095  
2 (3) (a) and amended to read:

3           79.095 (3) (a) The department shall adjust each rate reported under sub. (2)  
4 (b) to a full-value rate. The department shall review and correct the information  
5 submitted under sub. (2) (a), shall determine the full value, as provided under par.  
6 (b), of all of the computers reported under sub. (2) (a) and of all the computers under  
7 s. 70.995 (12r) and, on or before October 1, shall notify each taxing jurisdiction of the  
8 full value of the computers that are exempt under s. 70.11 (39) and that are located  
9 in the jurisdiction. The department shall adjust the full value that is reported to  
10 taxing jurisdictions under this subsection in the year after an error occurs or a value  
11 has been changed due to an appeal. All disputes between the department and  
12 municipalities about the value of the property reported under sub. (2) (a) or of the  
13 property under s. 70.995 (12r) shall be resolved by using the procedures under s.  
14 70.995 (8).

15           **\*b1838/1.3\*** **SECTION 2291e.** 79.095 (3) (b) of the statutes is created to read:  
16           79.095 (3) (b) The full value of a computer that is reported under sub. (2) (a)  
17 or a computer under s. 70.995 (12r) is determined as follows:

- 18           1. If the computer was purchased in the previous year, the full value of the  
19 computer is 67% of the cost of the computer.
- 20           2. If the computer was purchased in the year before the previous year, the full  
21 value of the computer is 33% of the cost of the computer.
- 22           3. If the computer was purchased in any year that is before the year under subd.  
23 2., the full value of the computer is zero.”

24           **\*b1420/2.7\*** **1280.** Page 856, line 3: after that line insert:

1           **\*b1420/2.7\*** “SECTION 2294m. 84.001 (1r) of the statutes is created to read:  
2           84.001 (1r) “Intelligent transportation system” means a specialized computer  
3           system or other electronic, information processing, communication, or technical  
4           system, including roadway detector loops, closed circuit television, permanent  
5           variable message signs, or ramp meters, that is used to improve the efficiency or  
6           safety of a surface transportation system.”.

7           **\*b1519/2.194\* 1281.** Page 856, line 3: after that line insert:

8           **\*b1519/2.194\*** “SECTION 2294c. 80.05 (2) (b) of the statutes is amended to read:  
9           80.05 (2) (b) Give notice by registered mail to the department of natural  
10          resources fish, wildlife, parks, and forestry, the department of environmental  
11          management, and to the county land conservation committee in each county through  
12          which the highway may pass.

13          **\*b1519/2.194\*** SECTION 2294g. 80.39 (2) of the statutes is amended to read:  
14          80.39 (2) NOTICE. Upon such petition the county board or the commissioners  
15          appointed by the board shall give notice of the time and place they will meet to decide  
16          on the petition. The notice shall be published as a class 2 notice, under ch. 985. The  
17          notice shall also be given to the department of ~~natural resources~~ fish, wildlife, parks,  
18          and forestry by serving a copy upon the secretary of ~~natural resources~~ fish, wildlife,  
19          parks, and forestry either by registered mail or personally and to the department of  
20          environmental management by serving a copy upon the secretary of environmental  
21          management. If the board appoints a committee to act, the notice shall state the fact  
22          and the notice shall be signed by the commissioners, otherwise by the chairperson  
23          of the board.

24          **\*b1519/2.194\*** SECTION 2294n. 80.41 of the statutes is amended to read:

1           **80.41 Discontinuing ways to waters.** No resolution, ordinance, order or  
2 similar action of any town board or county board or committee thereof discontinuing  
3 any highway, street, alley or right-of-way that provides public access to any  
4 navigable lake or stream shall be effective until such resolution, ordinance, order or  
5 similar action is approved by the department of ~~natural resources~~ fish, wildlife,  
6 parks, and forestry and the department of environmental management.

7           **\*b1519/2.194\* SECTION 2294r.** 84.01 (17) of the statutes is amended to read:

8           84.01 (17) IMPROVEMENTS FOR NEXT 6 YEARS. In each odd-numbered year, the  
9 department shall determine, as far as possible, what improvements will be made  
10 during the following 6-year period, and shall notify the county clerks prior to  
11 February 1 of each even-numbered year, as to the improvements in their respective  
12 counties. Such notice shall also be given to the department of ~~natural resources,~~ fish,  
13 wildlife, parks, and forestry, to the department of environmental management, and  
14 to the department of agriculture, trade and consumer protection.

15           **\*b1519/2.194\* SECTION 2294w.** 84.01 (23) of the statutes is amended to read:

16           84.01 (23) BRIDGE STANDARDS. The department shall adopt standards and  
17 specifications for the design and construction of county, town, village and city  
18 bridges, arches or culverts. The standards shall be developed after consultation with  
19 the department of ~~natural resources~~ fish, wildlife, parks, and forestry and the  
20 department of environmental management, and shall be directed at preventing  
21 undue impairment of public rights in navigable waters.”

22           **\*b1551/3.4\* 1282.** Page 856, line 3: after that line insert:

23           **\*b1551/3.4\* “SECTION 2294ec.** 79.10 (10) (bm) of the statutes is renumbered  
24 79.10 (10) (bm) 1. and amended to read:

1           79.10 (10) (bm) 1. A person who is eligible for a credit under sub. (9) (bm) but  
2 whose property tax bill does not reflect the credit may claim the credit by applying  
3 to the treasurer of the taxation district in which the property is located for the credit  
4 under par. (a) by January 31 following the issuance of the person's property tax bill.  
5 ~~The treasurer of the taxation district in which the property is located~~ shall compute  
6 the amount of the credit; subtract the amount of the credit from the person's property  
7 tax bill; notify the person of the reduced amount of the property taxes due; issue a  
8 refund to the person if the person has paid the property taxes in full; and enter the  
9 person's property on the next tax roll as property that qualifies for a lottery and  
10 gaming credit. Claims made under this ~~paragraph~~ subdivision become invalid when  
11 claims made under par. (a) become invalid.

12           **\*b1551/3.4\* SECTION 2294ee.** 79.10 (10) (bm) 2. of the statutes is created to  
13 read:

14           79.10 (10) (bm) 2. A person who may apply for a credit under subd. 1. but who  
15 does not timely apply for the credit under subd. 1. may apply to the department of  
16 revenue no later than October 1 following the issuance of the person's property tax  
17 bill. Subject to review by the department, the department shall compute the amount  
18 of the credit; issue a check to the person in the amount of the credit; and notify the  
19 treasurer of the county in which the person's property is located or the treasurer of  
20 the taxation district in which the person's property is located, if the taxation district  
21 collects taxes under s. 74.87. The treasurer shall enter the person's property on the  
22 next tax roll as property that qualifies for a lottery and gaming credit. Claims made  
23 under this subdivision become invalid when claims made under par. (a) become  
24 invalid.

1           **\*b1551/3.4\* SECTION 2294eg.** 79.10 (10) (bn) of the statutes is renumbered  
2 79.10 (10) (bn) 1. and amended to read:

3           79.10 (10) (bn) 1. If a person who owns and uses property as specified under  
4 sub. (1) (dm), as of the certification date under par. (a), transfers the property after  
5 the certification date, the transferee may apply to the treasurer of the county in  
6 which the property is located or, if the property is located in a city that collects taxes  
7 under s. 74.87, to the treasurer of the city in which the property is located for the  
8 credit under sub. (9) (bm) on a form prescribed by the department of revenue. The  
9 transferee shall attest that, to the transferee's knowledge, the transferor used the  
10 property in the manner specified under sub. (1) (dm) as of the certification date under  
11 par. (a). A claim that is made under this ~~paragraph~~ subdivision is valid for the year  
12 in which the property is transferred.

13           **\*b1551/3.4\* SECTION 2294eh.** 79.10 (10) (bn) 2. of the statutes is created to  
14 read:

15           79.10 (10) (bn) 2. A person who is eligible for a credit under subd. 1. but whose  
16 property tax bill does not reflect the credit may claim the credit by applying to the  
17 treasurer of the taxation district in which the property is located for the credit by  
18 January 31 following the issuance of the person's property tax bill. Claims made  
19 after January 31, but no later than October 1 following the issuance of the person's  
20 property tax bill, shall be made to the department of revenue. Paragraph (bm), as  
21 it applies to processing claims made under that paragraph, applies to processing  
22 claims made under this subdivision, except that a claim that is made under this  
23 subdivision is valid for the year in which the person took possession of the  
24 transferred property under subd. 1."



1           **\*b1599/2.21\* 1284.** Page 856, line 3: after that line insert:

2           **\*b1599/2.21\*** “SECTION 2294m. 81.01 (3) (b) (intro.) of the statutes is amended  
3 to read:

4           81.01 (3) (b) (intro.) The town board by resolution submits to the electors of the  
5 town as a referendum at ~~a general or special town~~ an election authorized under s.  
6 8.065 the question of exceeding the \$10,000 limit set under this subsection. A copy  
7 of the resolution shall be filed as provided in s. 8.37. The board shall abide by the  
8 majority vote of the electors of the town on the question. The question shall read as  
9 follows:”.

10           **\*b1490/1.11\* 1285.** Page 857, line 13: after that line insert:

11           **\*b1490/1.11\*** “SECTION 2296r. 84.013 (1) (a) (intro.) of the statutes is amended  
12 to read:

13           84.013 (1) (a) (intro.) “Major highway project” means a project, except a project  
14 providing an approach to a bridge over a river that forms a boundary of the state or  
15 a southeast Wisconsin freeway rehabilitation project under s. 84.014, which has a  
16 total cost of more than \$5,000,000 and which involves any of the following:”.

17           **\*b1495/1.23\* 1286.** Page 857, line 13: after that line insert:

18           **\*b1495/1.23\*** “SECTION 2296p. 84.01 (34) of the statutes is created to read:

19           84.01 (34) HAZARD ELIMINATION. Hazard elimination activities authorized  
20 under 23 USC 130 or 152 may not be funded from the appropriations under s. 20.395  
21 (3) (cq) to (cx).”.

22           **\*b1518/2.1\* 1287.** Page 857, line 13: after that line insert:

23           **\*b1518/2.1\*** “SECTION 2296p. 84.01 (34) of the statutes is created to read:

1           84.01 (34) STILLWATER BRIDGE PROJECT. (a) Not later than April 1, 2002, the  
2 department shall develop and submit to the joint committee on finance a proposal  
3 specifying the amount of anticipated expenditures to be made by the department for  
4 mitigation in connection with the Stillwater Bridge project across the St. Croix River  
5 between Houlton in St. Croix County and Stillwater, Minnesota.

6           (b) If, after submission of the proposal under par. (a), the department  
7 determines that it will exceed the amount of anticipated expenditures specified in  
8 the proposal under par. (a), the department shall submit to the joint committee on  
9 finance a proposal for the additional amount of anticipated expenditures for  
10 mitigation in connection with the project.”.

11           **\*b1446/1.1\* 1288.** Page 858, line 15: delete the material beginning with “and  
12 Old” and ending with “33” on line 16 and substitute “in the town of Delton and  
13 Terrytown Road in the town of Baraboo”.

14           **\*b1303/2.1\* 1289.** Page 858, line 25: after that line insert:

15           **\*b1303/2.1\* “SECTION 2302gg.** 84.013 (3m) (g) of the statutes is created to  
16 read:

17           84.013 (3m) (g) The department shall complete any major highway project  
18 involving USH 10 from Marshfield to Stevens Point in Portage and Wood counties  
19 by December 31, 2010.”.

20           **\*b1490/1.12\* 1290.** Page 859, line 10: delete “reconstruction” and  
21 substitute “rehabilitation”.

22           **\*b1490/1.13\* 1291.** Page 859, line 22: after that line insert:

1           “(d) “Rehabilitation” means the reconditioning, reconstruction, or resurfacing,  
2 as defined in s. 84.013 (1) (b) to (d), of a freeway or the adding of one or more lanes  
3 to the freeway, and includes interim repairs.

4           “(e) “Southeast Wisconsin freeway” means a state trunk highway, located in  
5 Kenosha, Milwaukee, Ozaukee, Racine, Walworth, Washington, or Waukesha  
6 county, that has 4 or more lanes of traffic physically separated by a median or barrier  
7 and that gives preference to through traffic by limiting access to interchanges only.”.

8           **\*b1490/1.14\* 1292.** Page 859, line 23: after “86.255,” insert “any southeast  
9 Wisconsin freeway rehabilitation projects, including”.

10           **\*b1490/1.15\* 1293.** Page 859, line 24: delete “project” and substitute  
11 “project,”.

12           **\*b1490/1.16\* 1294.** Page 860, line 7: on lines 7 and 13, delete  
13 “reconstruction” and substitute “rehabilitation”.

14           **\*b1482/3.1\* 1295.** Page 861, line 17: after that line insert:

15           “(8m) The department shall design the reconstruction of the Marquette  
16 interchange and I 94 in Milwaukee and Waukesha counties to allow for expansion  
17 of capacity for vehicular traffic on the Marquette interchange and I 94 in these  
18 counties to meet the projected vehicular traffic capacity needs, as determined by the  
19 department, for 30 years following the completion of such reconstruction.”.

20           **\*b1516/2.2\* 1296.** Page 861, line 17: after that line insert:

21           **\*b1516/2.2\* SECTION 2304p.** 84.02 (5) (a) of the statutes is amended to read:

22           84.02 (5) (a) As often as it deems necessary, the department shall publish  
23 highway service maps showing the state trunk highway system and such other main  
24 highways and other features as may seem desirable. Such highway service maps

1 shall be sold by the department at a price to be fixed by it, which shall be not less than  
2 cost. The department may permit the use of the base plates for other maps and  
3 publications in consideration of a fair fee for such use. The department shall make  
4 and publish or duplicate such highway service maps as are required for its use, and  
5 shall publish folded highway maps of Wisconsin for free distribution to the public.  
6 The department shall ensure that the folded highway maps bear information  
7 regarding the requirements of s. 347.48 (4) and do not bear information regarding  
8 toll-free telephone service under s. 13.205.”.

9 \*b1519/2.195\* **1297.** Page 861, line 17: after that line insert:

10 \*b1519/2.195\* “SECTION 2304t. 84.02 (3) (a) of the statutes is amended to read:

11 84.02 (3) (a) Changes may be made in the state trunk system by the  
12 department, if it deems that the public good is best served by making the changes.  
13 The department, in making the changes, may lay out new highways by the procedure  
14 under this subsection. Due notice shall be given to the localities concerned of the  
15 intention to make changes or discontinuances, and if the change proposes to lay a  
16 highway via a new location and the distance along such deviation from the existing  
17 location exceeds 2 1/2 miles, then a hearing in or near the region affected by the  
18 proposed change shall be held prior to making the change effective. The notice shall  
19 also be given to the secretary of natural resources fish, wildlife, parks, and forestry  
20 and to the secretary of environmental management either by registered mail or  
21 personally. Whenever the department decides to thus change more than 2 1/2 miles  
22 of the system the change shall not be effective until the decision of the department  
23 has been referred to and approved by the county board of each county in which any  
24 part of the proposed change is situated. A copy of the decision shall be filed in the

1 office of the clerk of each county in which a change is made or proposed. Where the  
2 distance along the deviation from the existing location exceeds 5 miles the change  
3 shall constitute an addition to the state trunk highway system. The preexisting  
4 route shall continue to be a state trunk highway unless the county board of each  
5 county in which any part of the relocation lies and the department mutually agree  
6 to its discontinuance as a state trunk highway. Whenever such county board or  
7 boards and the department cannot so agree the department shall report the problem  
8 to the next ensuing session of the legislature for determination.”

9 \*b1421/1.1\* **1298.** Page 861, line 19: delete the material beginning with that  
10 line and ending with page 864, line 2.

11 \*b1486/1.4\* **1299.** Page 865, line 2: delete the material beginning with “and”  
12 and ending with “(ck),” on line 4.

13 \*b1486/1.5\* **1300.** Page 865, line 8: delete “\$10,000,000” and substitute  
14 “\$5,000,000”.

15 \*b1416/1.1\* **1301.** Page 865, line 20: after that line insert:

16 \*b1416/1.1\* “SECTION 2307f. 84.04 (4) of the statutes is created to read:

17 84.04 (4) Notwithstanding sub. (2), after the effective date of this subsection  
18 .... [revisor inserts date], the department may not construct any rest area along or  
19 in close proximity with a state trunk highway at a location that is within a radius  
20 of 5 miles from an exit from the highway that provides access to motorist services  
21 described under s. 86.195 (3). This subsection does not apply to any rest area that  
22 is located no more than 5 miles from the border of this state or to any rest area that  
23 may be located near the village of Belmont in Lafayette County.”

24 \*b1420/2.8\* **1302.** Page 865, line 20: after that line insert:

1           **\*b1420/2.8\* SECTION 2307g.** 84.06 (1) of the statutes is amended to read:

2           84.06 (1) DEFINITIONS. In this section, “improvement” or “highway  
3 improvement” includes construction, reconstruction, rehabilitation, and the  
4 activities, ~~operations and processes~~ incidental to building, fabricating, or bettering  
5 a highway, ~~public mass transportation system~~ or street, but not maintenance. The  
6 terms do not include the installation, replacement, rehabilitation, or maintenance  
7 of highway signs, traffic control signals, highway lighting, pavement markings, or  
8 intelligent transportation systems, unless incidental to building, fabricating, or  
9 bettering a highway or street.

10           **\*b1420/2.8\* SECTION 2307h.** 84.07 (1) of the statutes is amended to read:

11           84.07 (1) STATE EXPENSE; WHEN DONE BY COUNTY OR MUNICIPALITY. The state trunk  
12 highway system shall be maintained by the state at state expense. The department  
13 shall prescribe by rule specifications for such maintenance and may contract with a  
14 private entity or any county highway committee or municipality to have all or certain  
15 parts of the work of maintaining the state trunk highways within or beyond the  
16 limits of the county or municipality, including interstate bridges, performed by the  
17 private entity, county, or municipality, and any private entity, county, or municipality  
18 may enter into such contract. General maintenance activities include the  
19 application of protective coatings, the removal and control of snow, the removal,  
20 treatment and sanding of ice, interim repair of highway surfaces and adjacent  
21 structures, and all other operations, activities and processes required on a  
22 continuing basis for the preservation of the highways on the state trunk system, and  
23 including the care and protection of trees and other roadside vegetation and suitable  
24 planting to prevent soil erosion or to beautify highways pursuant to s. 80.01 (3), and  
25 all measures deemed necessary to provide adequate traffic service. Special

1 maintenance activities include the restoration, reinforcement, complete repair or  
2 other activities which the department deems are necessary on an individual basis for  
3 specified portions of the state trunk system. Maintenance activities also include the  
4 installation, replacement, rehabilitation, or maintenance of highway signs, traffic  
5 control signals, highway lighting, pavement markings, and intelligent  
6 transportation systems.”.

7 \*b1489/2.1\* **1303.** Page 865, line 20: after that line insert:

8 \*b1489/2.1\* “SECTION 2307dc. 84.072 of the statutes is created to read:

9 **84.072 Unified disadvantaged business certification program. (1)**

10 DEFINITIONS. In this section:

11 (a) “Business” means a sole proprietorship, partnership, limited liability  
12 company, joint venture, or corporation that is operated for profit.

13 (am) “Certifying authority” means the department or, if authorized under sub.  
14 (5m), a municipality or county.

15 (b) “Disadvantaged business” means a business that is all of the following:

16 1. At least 51% owned by one or more disadvantaged individuals who are U.S.  
17 citizens or persons lawfully admitted to the United States for permanent residence,  
18 as defined in 8 USC 1101 (a) (20).

19 2. Controlled in its management and daily business operations by one or more  
20 of the disadvantaged individuals who own the business.

21 3. A small business concern within the meaning given in 49 CFR 26.5.

22 (c) “Disadvantaged individual” means an individual found by a certifying  
23 authority to be socially and economically disadvantaged within the meaning given  
24 in 49 CFR 26.5.

1 (d) "Municipality" means a city, village, or town.

2 (2) CERTIFICATION. (a) Any business may apply to a certifying authority for  
3 certification as a disadvantaged business. All applications shall be sworn and  
4 notarized. A certifying authority shall certify as a disadvantaged business any  
5 business that meets the requirements under 49 CFR 26, subpart D, for such  
6 certification. A certifying authority shall follow all certification procedures and  
7 standards provided in 49 CFR 26 and all certification determinations shall strictly  
8 conform with 49 CFR 26 and federal guidelines established under that section. A  
9 certifying authority shall complete review and issue a decision concerning an  
10 application within 90 days after receiving the completed application, except that a  
11 certifying authority may extend its review period to not more than 150 days if, within  
12 those 90 days, the certifying authority provides written notice to the applicant  
13 specifying the reasons for the extension. No person may certify a business as a  
14 disadvantaged business for purposes of 49 CFR 26, except as provided in this section.  
15 A certifying authority may charge and collect reasonable fees for reviewing an  
16 application submitted under this paragraph.

17 (b) 1. Except as provided in sub. (6), a certifying authority is not required to  
18 review an application submitted by a business that has its principal place of business  
19 in another state, unless the business is certified as a disadvantaged business under  
20 a unified certification program that strictly conforms to 49 CFR 26 and to which that  
21 other state is a party.

22 2. If the department receives an application for a business that is certified as  
23 a disadvantaged business under a federally approved unified certification program  
24 pursuant to 49 CFR 26, the department may do any of the following:

1           a. Grant certification in reliance of the certification determination under the  
2 federally approved unified certification program.

3           b. Make an independent certification determination based on material  
4 submitted by the other certifying agency, supplemented by whatever additional  
5 information the department may request from the applicant.

6           c. Require the applicant to undergo the application process without regard to  
7 the other certification.

8           3. If a certifying authority that is a municipality or county receives an  
9 application for a business that is certified as a disadvantaged business under a  
10 federally approved unified certification program pursuant to 49 CFR 26, the  
11 certifying authority shall forward the application to the department for purposes of  
12 subd. 2.

13           (c) A certifying authority shall cooperate with any directive from the federal  
14 government under authority of 49 CFR 26 concerning certification under this  
15 section.

16           (d) Certification under this section is valid for 3 years, unless the department  
17 removes certification under sub. (4) or the certification is removed as provided in 49  
18 CFR 26.87 or 26.89. A certifying authority may not require a business that is  
19 certified under this section to reapply during the 3-year period after its certification,  
20 unless the factual basis on which the certification is made materially changes.

21           (e) No certification of a business as a disadvantaged business for purposes of  
22 federal transportation assistance programs before the effective date of this  
23 paragraph .... [revisor inserts date], is valid for contracts executed after the last day  
24 of the 5th month beginning after the effective date of this paragraph .... [revisor  
25 inserts date]. Beginning on the first day of the 6th month beginning after the

1 effective date of this paragraph.... [revisor inserts date], only a business certified  
2 under this section qualifies as a disadvantaged business enterprise for purposes of  
3 49 CFR 26.

4 **(2m) CONFIDENTIALITY.** (a) A certifying authority may not disclose to any  
5 person any information that relates to an individual's statement of net worth, a  
6 statement of experience, or a company's financial statement, including the gross  
7 receipts of a bidder, or to any documentation submitted in support of those  
8 statements, if the information was obtained for the purpose of complying with 49  
9 CFR 26, as that section existed on October 1, 1999.

10 (b) This subsection does not prohibit a certifying authority from disclosing  
11 information to any of the following persons:

- 12 1. The person to whom the information relates.
- 13 2. If the certifying authority is a municipality or county, to the department.
- 14 3. If the certifying authority is the department, to a municipality or county  
15 authorized under sub. (5m).
- 16 4. Any person who has the written consent of the person to whom the  
17 information relates to receive such information.
- 18 5. Any person to whom 49 CFR 26, as that section existed on October 1, 1999,  
19 requires or specifically authorizes the certifying authority to disclose such  
20 information.
- 21 6. The federal department of transportation, if the certifying authority  
22 discloses the information for the purposes of a certification appeal proceeding in  
23 which the disadvantaged status of the individual is in question.

24 **(3) IMPLIED CONSENT.** Any municipality, county, or other person that accepts  
25 federal moneys from the appropriations under s. 20.395 (1) (bx), (2) (ax), (dx), or (fx),

1 or (3) (bx), (cx), or (ex), or accepts other federal moneys for highway, transit, or airport  
2 purposes, after the effective date of this subsection ... [revisor inserts date], is  
3 considered to have given consent to the unified certification disadvantage business  
4 program administered under this section.

5 (4) REQUIREMENTS OF CERTIFIED BUSINESSES. A business certified as a  
6 disadvantaged business shall, within 30 days after a change in the business's size,  
7 disadvantaged status, ownership, or control that could preclude its certification as  
8 a disadvantaged business under 49 CFR 26, notify the department of such change  
9 by sworn and notarized statement. A business certified as a disadvantaged business  
10 shall submit annually to the department a sworn, notarized statement attesting that  
11 there have been no changes to business's size, disadvantaged status, ownership, or  
12 control, or gross receipts, that would preclude its certification as a disadvantaged  
13 business under 49 CFR 26. The notice shall include a statement that the business  
14 meets the size and gross receipts criteria for certification, and shall include  
15 documentary evidence supporting that statement. The department shall remove the  
16 certification of any disadvantaged business that fails to provide the statement within  
17 13 months after certification under this section, or within 13 months after it last  
18 submitted to the department the information required under this subsection,  
19 whichever is later.

20 (5) DIRECTORY OF CERTIFIED BUSINESSES. The department shall maintain a list  
21 of all businesses certified as a disadvantaged business by a certifying authority or  
22 by a state that is a party to an agreement under sub. (6). The list shall include the  
23 business name, address, telephone number, and types of work that the business is  
24 certified to perform as a disadvantaged business. The department shall make the  
25 list and any updated information available to any person, at no charge, on the

1 Internet and in printed format. The department shall update the list at least  
2 annually, but shall update the electronic list available on the Internet by including  
3 additions, deletions, or other changes to the list as soon as the department makes  
4 such an addition, deletion, or other change.

5 **(5m) CERTIFICATION BY A MUNICIPALITY OR COUNTY.** The department may  
6 authorize any municipality or county to certify a business as a disadvantaged  
7 business. The authorization shall be in writing and shall require the municipality  
8 or county to conform strictly to the standards and processes provided in this section  
9 and rules promulgated under this section. The authorization shall be valid for one  
10 year. The authorization shall require the municipality or county to provide written  
11 notice to the department of any certification decision. The written notice shall  
12 include all of the information contained in the directory maintained under sub. (5).  
13 The authorization shall require the municipality or county to forward applications  
14 to the department under sub. (2) (b) 3. Certification by a municipality or county is  
15 valid for 3 years, unless the department removes certification under sub. (4) or the  
16 certification is removed as provided in 49 CFR 26.87 or 26.89. No municipality or  
17 county authorized under this subsection may hear any appeals or complaints  
18 regarding certification decisions.

19 **(6) RECIPROCAL CERTIFICATION AGREEMENTS.** Notwithstanding sub. (2) (a), the  
20 department may enter into a reciprocal agreement with any other state establishing  
21 a joint unified certification program that strictly conforms to 49 CFR 26. The  
22 agreement may authorize the other state to certify as a disadvantaged business any  
23 business that is based in this state, or may authorize the department to certify as a  
24 disadvantaged business any business based in that other state.

1           (7) CERTIFICATION APPEALS AND COMPLAINTS. (a) Any business whose application  
2 for certification is denied, or is not reviewed within the time limits prescribed in sub.  
3 (2) (a), or whose certification is removed, may appeal that action as provided in 49  
4 CFR 26.89 to the department.

5           (b) Any person may file with the department a signed, written complaint that  
6 a business that a certifying authority has certified under this section is not eligible  
7 for such certification. The department shall investigate complaints that it finds are  
8 supported by credible evidence. If, upon investigation, the department finds  
9 reasonable cause to believe that a business is not eligible for certification, the  
10 department shall notify the business of its findings in writing and shall proceed in  
11 the manner provided under 49 CFR 26.87.

12           (8) APPLICABILITY. This section does not apply if federal law does not require,  
13 as a condition of using federal funds, this state to establish goals for the participation  
14 of disadvantaged businesses or the employment of disadvantaged individuals in  
15 projects using federal funds.

16           **\*b1489/2.1\* SECTION 2307de.** 84.076 (1) (a) of the statutes is amended to read:

17           84.076 (1) (a) “Disadvantaged individual” means a minority group member, a  
18 woman or any other individual found by the department to be socially and  
19 economically disadvantaged ~~by the department as provided~~ within the meaning  
20 given in 49 CFR ~~23.62~~ 26.5, unless successfully challenged as provided in 49 CFR  
21 ~~23.69~~ 26.89.

22           **\*b1489/2.1\* SECTION 2307dg.** 84.076 (1) (b) (intro.) of the statutes is  
23 renumbered 84.076 (1) (b) and is amended to read:

24           84.076 (1) (b) “Disadvantaged business” ~~means a sole proprietorship,~~  
25 ~~partnership, limited liability company, joint venture or corporation that fulfills all~~

1 of the following requirements, as certified by the department: has the meaning given  
2 in s. 84.072 (1) (b).

3 \*b1489/2.1\* SECTION 2307dh. 84.076 (1) (b) 1., 2. and 3. of the statutes are  
4 repealed.

5 \*b1489/2.1\* SECTION 2307dj. 84.076 (3) (intro.) and (a) of the statutes are  
6 consolidated, renumbered 84.076 (3) and amended to read:

7 84.076 (3) BIDS, CONTRACTS. Section 84.06 (2) applies to bids and contracts  
8 under this section, except that the secretary shall reject low bids that do not satisfy  
9 the requirements under sub. (4). ~~The secretary shall establish a list of disadvantaged~~  
10 ~~businesses that are eligible to submit bids for contracts awarded under this section~~  
11 ~~and subcontractors who meet the requirements under sub. (4) (b).~~ Each bid  
12 submitted under this section shall include the agreement specified under sub. (4) and  
13 all of the following conditions: ~~(a) A, as a condition, a goal that at least 25% of the~~  
14 ~~total number of workers in all construction trades employed on the project will be~~  
15 ~~disadvantaged individuals.~~

16 \*b1489/2.1\* SECTION 2307dk. 84.076 (3) (b) of the statutes is repealed.

17 \*b1489/2.1\* SECTION 2307dm. 84.076 (4) (b) of the statutes is amended to  
18 read:

19 84.076 (4) (b) Obtain from a subcontractor that has experience in providing  
20 training to disadvantaged individuals a program of preapprenticeship training that  
21 satisfies the requirements established by the secretary under sub. (2) (b), and assure  
22 that the subcontractor has experience in providing a program of management and  
23 technical assistance to disadvantaged business contractors, and that the  
24 subcontractor's management and technical assistance program satisfies the  
25 requirements established by the secretary under sub. (2) (b) and includes all of the

1 requirements of par. (a) 2. A subcontractor under this paragraph need not be a  
2 disadvantaged business, but if the subcontractor is not a disadvantaged business, it  
3 may not be included within the goal established under sub. (3) (b).”.

4 \*b1495/1.24\* **1304.** Page 865, line 20: after that line insert:

5 \*b1495/1.24\* “SECTION 2307c. 84.03 (9) (a) of the statutes is amended to read:

6 84.03 (9) (a) Subject to s. 86.255, that part of the appropriation made by s.  
7 20.395 (3) in the state and local highways account, not required for the other  
8 purposes therein provided, may be used by the department for the improvement and  
9 traffic service of the state trunk highway system and connecting highways, for the  
10 purchase and operation of equipment, making surveys for locating local road  
11 materials, testing of materials, and for other purposes provided in this section, and  
12 to match or supplement federal aid for the construction, reconstruction or  
13 improvement of the federal aid highway system, secondary or feeder roads, the  
14 elimination of hazards at railroad grade crossings and for any other highway purpose  
15 for which the state may match or supplement federal aid funds pursuant to any act  
16 of congress. Where such funds are used for the improvement of the state trunk  
17 highway system or connecting highways or to match or supplement federal aid they  
18 shall be expended in accordance with s. 84.06 and any applicable act of congress. Any  
19 funds expended pursuant to this paragraph shall be expended by the department on  
20 such projects within the provisions of this paragraph, and executed in such manner  
21 as the department shall from time to time determine will best meet the needs of  
22 travel and best promote the general welfare. Such funds may be used for  
23 improvements, within the provisions of this paragraph, independent of or in  
24 conjunction with other funds available for such improvements. Subject to s. 86.255,

1 the requirements of any federal highway act, or regulations issued thereunder, may  
2 be met from such appropriation.

3 \*b1495/1.24\* SECTION 2307d. 84.05 of the statutes is amended to read:

4 **84.05 Railroad crossing improvements.** On a highway which the  
5 department has authority to construct and which crosses a railroad, if the  
6 department determines that the construction or reconstruction of a grade separation  
7 or the rearrangement or elimination of a grade crossing or other rearrangement of  
8 the highway or tracks is necessary in the interest of public safety or for convenience  
9 of public travel, the department shall make a plan of the construction proposed and  
10 an estimate of the cost thereof, including the cost of needed right-of-way; and shall  
11 endeavor to make an arrangement with all persons concerned as to all matters  
12 involved in the plan, including the portion of the cost of the contemplated work which  
13 the persons shall defray. If the department is unable to contract with the persons  
14 concerned as to the distribution and payment of the cost of the work or the  
15 maintenance thereof, the department shall lay the matter before the office of the  
16 commissioner of railroads, and the office of the commissioner of railroads shall  
17 review the proceedings and hold a hearing thereon in accordance with ss. 195.28 and  
18 195.29, and shall fix the portion of the cost of the construction and of the maintenance  
19 which is to be paid by the persons or corporations concerned, and the portion of the  
20 cost, if any, to be paid by the public, which portion shall be paid from the public  
21 transportation account in the transportation fund. The office of the commissioner  
22 of railroads shall determine the benefits, if any, which will inure to other highways,  
23 and apportion and charge to the units of government responsible for the construction  
24 of such other highways a fair portion of the cost.

25 \*b1495/1.24\* SECTION 2307f. 84.09 (3) (c) of the statutes is amended to read:

or the state and local highways account, whichever is applicable,

1           84.09 (3) (c) The county highway committee when so ordered by the  
2 department is authorized and empowered to sell and shall sell at public or private  
3 sale, subject to such conditions and terms authorized by the department, any and all  
4 buildings, structures, or parts thereof, and any other fixtures or personalty acquired  
5 in the name of the county under this section or any predecessor. Any instrument in  
6 the name of the county, transferring title to the property mentioned in the foregoing  
7 sentence, shall be executed by the county highway committee and the county clerk.  
8 The proceeds from such sale shall be deposited ~~with the state in the appropriate in~~  
9 the state and local highways account in the transportation fund and the expense  
10 incurred in connection with such sale shall be paid from such fund.

11           **\*b1495/1.24\* SECTION 2307h.** 84.09 (5) of the statutes is amended to read:

12           84.09 (5) Subject to the approval of the governor, the department may sell at  
13 public or private sale property of whatever nature owned by the state and under the  
14 jurisdiction of the department when the department determines that the property  
15 is no longer necessary for the state's use for highway purposes and, if real property,  
16 the real property is not the subject of a petition under s. 16.375 (2). The department  
17 shall present to the governor a full and complete report of the property to be sold, the  
18 reason for the sale, and the minimum price for which the same should be sold,  
19 together with an application for the governor's approval of the sale. The governor  
20 shall thereupon make such investigation as he or she may deem necessary and  
21 approve or disapprove the application. Upon such approval and receipt of the full  
22 purchase price, the department shall by appropriate deed or other instrument  
23 transfer the property to the purchaser. The approval of the governor is not required  
24 for public or private sale of property having a fair market value at the time of sale  
25 of not more than \$3,000, for the transfer of surplus state real property to the

1 department of administration under s. 16.375 or for the transfer of surplus state  
2 personal property to the department of tourism under sub. (5s). The funds derived  
3 from sales under this subsection shall be deposited in the state and local highways  
4 account in the transportation fund, and the expense incurred by the department in  
5 connection with the sale shall be paid from such account in the transportation fund.

6 \*b1495/1.24\* SECTION 2307hg. 84.09 (5r) of the statutes is amended to read:

7 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),  
8 the department may, subject to the approval of the governor, donate real property  
9 that is adjacent to the veterans memorial site located at The Highground in Clark  
10 County and owned by the state and under the jurisdiction of the department to the  
11 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans  
12 memorial site located at The Highground in Clark County for the purpose of a  
13 memorial hall specified in s. 70.11 (9). The department may donate property under  
14 this subsection only when the department determines that the property is no longer  
15 necessary for the state's use for highway purposes and is not the subject of a petition  
16 under s. 16.375 (2) and is transferred with a restriction that the donee may not  
17 subsequently transfer the real property to any person except to this state, which  
18 shall not be charged for any improvements thereon. Such restriction shall be  
19 recorded in the office of the register of deeds in the county in which the property is  
20 located. The department shall present to the governor a full and complete report of  
21 the property to be donated, the reason for the donation, and the minimum price for  
22 which the property could likely be sold under sub. (5), together with an application  
23 for the governor's approval of the donation. The governor shall thereupon make such  
24 investigation as he or she considers necessary and approve or disapprove the  
25 application. Upon such approval, the department shall by appropriate deed or other

1 instrument transfer the property to the donee. The approval of the governor is not  
2 required for donation of property having a fair market value at the time of donation  
3 of not more than \$3,000. Any expense incurred by the department in connection with  
4 the donation shall be paid from the state and local highways account in the  
5 transportation fund.

6 \*b1495/1.24\* SECTION 2307hm. 84.10 (2) of the statutes is amended to read:

7 84.10 (2) The joint committee on finance may transfer moneys to s. 20.395 (3)  
8 (cq) from any other segregated revenue appropriations of the department for state  
9 operations from the state and local highways account in the transportation fund,  
10 upon request of the department, for the purpose of supplementing moneys allocated  
11 under s. 20.395 (3) (cq) for the rehabilitation of a local bridge for which improvement  
12 is a state responsibility and which has been posted with a weight limitation as  
13 provided in s. 349.16 (2).”.

14 \*b1519/2.196\* 1305. Page 865, line 20: after that line insert:

15 \*b1519/2.196\* “SECTION 2307g. 84.078 (1) (am) of the statutes is amended to  
16 read:

17 84.078 (1) (am) “High-volume industrial waste” means fly ash, bottom ash,  
18 paper mill sludge or foundry process waste, or any other waste with similar  
19 characteristics specified by the department of ~~natural resources~~ environmental  
20 management by rule.

21 \*b1519/2.196\* SECTION 2307h. 84.078 (3) (a) 2. of the statutes is amended to  
22 read:

23 84.078 (3) (a) 2. The department of ~~natural resources~~ environmental  
24 management certifies to the department of transportation, before the time that the

1 department of transportation advertises for bids for the improvement, that the  
2 high-volume industrial waste intended to be used and the design for the use of the  
3 high-volume industrial waste comply with all applicable state requirements or  
4 standards administered by the department of ~~natural resources~~ environmental  
5 management.

6 \*b1519/2.196\* SECTION 2307i. 84.078 (3) (b) (intro.) of the statutes is amended  
7 to read:

8 84.078 (3) (b) (intro.) The exemption under par. (a) extends to the  
9 transportation of high-volume industrial waste to or from the site of a highway  
10 improvement and to the storage of high-volume industrial waste at the site of a  
11 highway improvement. The exemption provided under par. (a) continues to apply  
12 after the date of certification by the department of ~~natural resources~~ environmental  
13 management under par. (a) 2., notwithstanding the occurrence of any of the  
14 following:

15 \*b1519/2.196\* SECTION 2307j. 84.078 (3) (c) of the statutes is amended to read:

16 84.078 (3) (c) The department of transportation and the department of ~~natural~~  
17 ~~resources~~ environmental management may enter into agreements establishing  
18 standard lists of high-volume industrial waste that may be used in highway  
19 improvements and designs for the use of high-volume industrial waste in highway  
20 improvements that comply with rules of the department of ~~natural resources~~  
21 environmental management applicable at the time of the design of the highway  
22 improvement in order to simplify certification under par. (a) 2. to the greatest extent  
23 possible.”.

24 \*b1302/2.1\* 1306. Page 866, line 2: after that line insert:

1           **\*b1302/2.1\*** “SECTION 2307m. 84.1040 of the statutes is created to read:

2           **84.1040 Donald K. “Deke” Slayton Memorial Highway.** (1) The  
3 department shall designate and, subject to sub. (2), mark STH 27 in Monroe County  
4 commencing at Sparta and proceeding southerly to Cashton as the “Donald K. ‘Deke’  
5 Slayton Memorial Highway” as a living memorial to and in honor of Donald K. “Deke”  
6 Slayton, who brought credit to this state and, in particular, Monroe County for his  
7 contribution to this country’s space program as one of the 7 original astronauts and  
8 as a participant in the first joint United States–Soviet space mission.

9           (2) Upon receipt of sufficient contributions from interested parties, including  
10 any county, city, village, or town, to cover the cost of erecting and maintaining  
11 markers along the route specified in sub. (1) to clearly identify to motorists the  
12 designation of the route as the “Donald K. ‘Deke’ Slayton Memorial Highway,” the  
13 department shall erect and maintain the markers. No state funds, other than from  
14 the receipt of contributions under this subsection, may be expended for the erection  
15 or maintenance of the markers.”.

16           **\*b1519/2.197\* 1307.** Page 866, line 7: after that line insert:

17           **\*b1519/2.197\*** “SECTION 2307u. 84.11 (3) of the statutes is amended to read:  
18           **84.11 (3) HEARING.** Within 60 days of the receipt of a petition under sub. (2),  
19 the department shall fix a time and place for a hearing and give notice of the hearing  
20 by publication of a class 2 notice, under ch. 985, in the vicinity of the proposed bridge  
21 project. Notice shall also be given by registered letter addressed to the clerks of the  
22 counties, cities, villages and towns in which any part of the bridge project will be  
23 located. The notice shall also be given to the secretary of natural resources fish,  
24 wildlife, parks, and forestry and the secretary of environmental management either

1 by registered mail or personally. The hearing may be held in any county, city, village  
2 or town in which any part of the bridge project will be located.

3 \*b1519/2.197\* SECTION 2307w. 84.11 (7m) of the statutes is amended to read:

4 84.11 (7m) EXECUTION AND CONTROL OF WORK. Subject to the control and  
5 supervision over the navigable waters of the state conferred by law upon the  
6 department of ~~natural resources~~ environmental management, and the control  
7 exercised by the United States, the construction under this section of any bridge  
8 project shall be wholly under the supervision and control of the department. The  
9 secretary shall make and execute all contracts and have complete supervision over  
10 all matters pertaining to such construction and shall have the power to suspend or  
11 discontinue proceedings or construction relative to any bridge project at any time in  
12 the event any county, city, village or town fails to pay the amount required of it as to  
13 any project under sub. (1m), or in the event the secretary determines that sufficient  
14 funds to pay the state's part of the cost of the bridge project are not available. All  
15 moneys provided by counties, cities, villages and towns shall be deposited in the state  
16 treasury, when required by the secretary, and paid out on order of the secretary. Any  
17 of such moneys deposited for a project eligible for construction under sub. (1m) which  
18 remain in the state treasury after the completion of the project shall be repaid to the  
19 respective counties, cities, villages and towns in such amounts as to result in the  
20 distribution provided in sub. (5m).

21 \*b1519/2.197\* SECTION 2307y. 84.12 (7) of the statutes is amended to read:

22 84.12 (7) EXECUTION AND CONTROL OF WORK. Subject to the control and  
23 supervision over the navigable waters of the state conferred upon the department of  
24 ~~natural resources~~ environmental management, and the control exercised by the  
25 United States, the construction under this section of any bridge project shall be

1 under the joint supervision and control of the department and of the transportation  
2 department of the other state concerned. If the transportation department of the  
3 other state is not authorized to act jointly with this state in such bridge project  
4 arrangements may be made with such subdivisions of the other state as may have  
5 proper authority, represented by their proper officers. Control shall be exercised in  
6 the manner deemed most expedient by the secretary and such department or by the  
7 secretary and the officers of the subdivisions of the other state concerned in the  
8 construction. Contracts for the construction of said bridge projects may be made and  
9 executed by the secretary and the transportation department of the other state  
10 jointly, or jointly by the secretary and such subdivisions of the other state as may  
11 participate in the construction, or by appropriate agreement between the parties  
12 with respect to financing and control of the work, the authority of either state may  
13 contract for all or part of the construction. The secretary may suspend or discontinue  
14 proceedings or construction relative to any bridge project at any time in the event any  
15 county, city, village or town fails to pay the amount required of it as to any project  
16 eligible to construction under sub. (1) (a) or offered by it as to any project eligible to  
17 construction under sub. (1) (b), or in the event the secretary determines that  
18 sufficient funds to pay the state's part of the cost of the bridge project are not  
19 available. All moneys available from this state, or its subdivisions, shall be deposited  
20 in the state treasury when required by the secretary and shall be paid out only upon  
21 the order of the secretary. Moneys deposited by such subdivisions which remain in  
22 the state treasury after the completion of such project shall be repaid to the  
23 respective subdivisions in the proportion paid in."

1           **\*b1410/1.1\* 1308.** Page 866, line 24: delete the material beginning with that  
2 line and ending with page 868, line 2.

3           **\*b1414/1.1\* 1309.** Page 868, line 2: after that line insert:

4           **\*b1414/1.1\* “SECTION 2308r.** 84.30 (10m) of the statutes is renumbered 84.30  
5 (10m) (intro.) and amended to read:

6           84.30 (10m) ANNUAL PERMIT FEE REQUIREMENT. The department may  
7 promulgate a rule requiring persons specified in the rule to pay annual permit fees  
8 for signs. If the department establishes an annual permit fee under this subsection,  
9 failure to pay the fee within 2 months after the date on which payment is due is  
10 evidence that the sign has been abandoned for the purposes of s. TRANS 201.10 (2)  
11 (f), Wis. Adm. Code. This subsection does not apply to any of the following:

12           **\*b1414/1.1\* SECTION 2308s.** 84.30 (10m) (a) and (b) of the statutes are created  
13 to read:

14           84.30 (10m) (a) An off-premises advertising sign that is owned by a nonprofit  
15 organization.

16           (b) A sign that has been permanently removed by the owner of the sign, even  
17 if the department was not notified of the sign’s removal.”.

18           **\*b1495/1.25\* 1310.** Page 868, line 2: after that line insert:

19           **\*b1495/1.25\* “SECTION 2308n.** 84.205 (2) (intro.) of the statutes, as created by  
20 2001 Wisconsin Act .... (this act), is amended to read:

21           84.205 (2) (intro.) From funds appropriated and available to the department  
22 under s. 20.395 (3) in the state and local highways account, the department shall pay,  
23 in whole or in part, any claims submitted to the department by a political  
24 subdivision, on a form prescribed by the department, for damage to any gravel road